

COUNCIL PROCEEDINGS

January 4, 2011

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

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

Absent: None.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

MINUTES

The minutes of the regular session of December 20, 2010, were approved as printed.

CONSENT AGENDA

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

1. Bills Allowed – in the amount of \$308,332.40 be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.

Carried by unanimous vote.

EARLY SUNDAY MORNING LIQUOR SALES

Moved by Councilman Karschnick, seconded by Councilman Nunneley, to receive and file the City Manager's report regarding early Sunday morning liquor sales.

Carried by unanimous vote.

MATCHING OPPORTUNITY AND RESOURCES FOR ENTREPRENEURS

(MORE) PROGRAM

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

the memorandum of understanding between the Matching Opportunity and Resources for Entrepreneurs (MORE) Program and the City of Alpena, as presented by the City Manager.

Carried by unanimous vote.

CITY VEHICLE FOR COMMUNITY WORK CREW

Moved by Councilman Nunneley, seconded by Councilman Eiler, to approve the use of a city vehicle three days per week to transport participants of the Alpena County Community Work Crew Program as presented by the City Manager in his memo dated December 29, 2010.

Carried by unanimous vote.

LAWN SERVICES – EVERGREEN CEMETERY

The following sealed bids were received on December 14, 2010, for lawn services at Evergreen Cemetery:

Alpena Maintenance & Lawn Care	\$1,538.00/per cutting
Sunrise Cemetery Maintenance	\$2,460.80/per cutting

Moved by Councilman Karschnick, seconded by Councilman Sexton, that the as-bid unit prices by Alpena Maintenance & Lawn Care for the first cutting in the spring as well as cemetery clean-up for a one year period ending December 31, 2011, be accepted.

Carried by unanimous vote.

STREET NAME SIGN CHANGE-OUT

Moved by Councilman Karschnick, seconded by Councilman Eiler, to authorize the City to enter into a one-year agreement with Alpena County to allocate \$2,500 in funding for signage replacement for 2011.

Carried by vote as follows:

Ayes: Karschnick, Nunneley, Sexton, and Shafto.

Nays: Eiler.

SNOWMOBILE ROUTING WITH THE CITY

NORTH TO WEST CONNECTOR

Moved by Councilman Nunneley, seconded by Councilman Karschnick, to instruct City staff to begin the necessary action to permit a designated snowmobile route within the City by the winter of 2011 as outlined in the City Engineer's memo dated December 23, 2010.

Carried by unanimous vote.

MICHIGAN SNOW X RACING ASSOCIATION

Moved by Councilman Sexton, seconded by Councilman Nunneley, to instruct City staff to make a recommendation at the January 17th Council Meeting, on whether snowmobilers should be allowed to ride on a designated trail to and from the Alpena County Fairgrounds for the snow cross race on February 5, 2011.

Carried by unanimous vote.

DIAL-A-RIDE (DART) SYSTEM SERVICE HOURS

Moved by Councilman Karschnick, seconded by Councilman Nunneley, that the DART system service hours be adjusted to eliminate the (4) vehicle hours on Friday nights between 7 - 9 p.m. and add them to Sunday mornings from 9 a.m. – 1 p.m. to accommodate the increase in Sunday ridership as recommended by the Thunder Bay Transportation Authority.

Carried by unanimous vote.

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

Council adjourned at 8:31 p.m.

CAROL A. SHAFTO
MAYOR

ATTEST:

Karen Hebert
City Clerk

COUNCIL PROCEEDINGS

January 17, 2011

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

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

Absent: None.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

MINUTES

The minutes of the regular session of January 4, 2011, and special session of January 6, 2011, were approved as printed.

CONSENT AGENDA

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

1. Bills Allowed – in the amount of \$239,246.53 be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.
2. Reappoint Carol Shafto to the IG Communication Committee, DARE Board, Northeast Michigan Council of Governments REDAC, AABR Brownfield Authority, NOAA SAC, Natural Resources Visioning Subcommittee, Clear Target Market Visioning Subcommittee, Retirement Board, Alternate to MACNE, and IG Air/Water Quality Committee.
3. Reappoint Sam Eiler to the IG Air/Water Quality Committee, Alpena Area Recreation Commission, Natural Resources Visioning Subcommittee, Policies That Move Us Forward Visioning Subcommittee, and Alternate to the DARE Board.
4. Reappoint Dave Karschnick to the H.U.N.T. Board, IG Public Safety Committee, Alternate to the Northeast Michigan Council of Governments REDAC, Medical Marijuana Committee, Central Dispatch Policy Committee, Coordinated Economic Development Visioning Subcommittee, and the Retirement Board.
5. Reappoint Mike Nunneley to the IG Roads Committee, Target Alpena,

Historic District Committee, Clear Target Market Visioning Subcommittee, Building a Strong Understanding and Consensus Visioning Subcommittee, and Alternate to NOAA SAC.

6. Reappoint Shawn Sexton to the City Property Committee, NEMI Recycling Authority, MACNE, Policies That Move Us Forward Visioning Subcommittee, Coordinated Economic Development Visioning Subcommittee, Alternate to Target Alpena, and Alternate to the Alpena Area Recreation Commission.
7. ESD request for the City to collect 100% of property taxes for the summer 2011 collection period.
8. Accept FEMA assistance to firefighters grant; federal share \$27,707.00 and City share \$1,458.00.

Carried by unanimous vote.

PUBLIC HEARING

ESTABLISHMENT OF COMMERCIAL REHABILITATION DISTRICT

1120 S. STATE AVENUE

DAVID L. KNEESHAW

Mayor Shafto announced a Public Hearing regarding the establishment of a Commercial Rehabilitation District for property located at 1120 S. State Avenue for David L. Kneeshaw. Greg Sundin, Planning and Development Director, presented a report. The public comment period was opened.

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

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

RESOLUTION NO. 2011-01

RESOLUTION APPROVING THE ESTABLISHMENT OF THE STATE AVENUE

COMMERCIAL REHABILITATION DISTRICT NO. 1 FOR DAVID L. KNEESHAW

LOCATED AT 1120 S. STATE AVENUE

Moved by Councilman Eiler, seconded by Councilman Karschnick, that

Resolution No. 2011-01, a resolution approving the establishment of a Commercial Rehabilitation District for property located at 1120 S. State Avenue for David L. Kneeshaw, be adopted.

Carried by unanimous vote.

PUBLIC HEARING

APPLICATION FOR AN INDUSTRIAL FACILITIES TAX EXEMPTION CERTIFICATE

DOUVILLE JOHNSTON CORPORATION

501 COMMERCE DRIVE

Mayor Shafto announced a Public Hearing regarding the application for an Industrial Facilities Tax Exemption Certificate for property located at 501 Commerce Drive for Douville Johnston Corporation. Greg Sundin, Planning and Development Director, presented a report. The public comment period was opened.

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

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

RESOLUTION NO. 2011-02

RESOLUTION GRANTING AN INDUSTRIAL FACILITIES EXEMPTION CERTIFICATE

FOR DOUVILLE JOHNSTON CORPORATION

Moved by Councilman Karschnick, seconded by Councilman Nunneley, that Resolution No. 2011-02, a resolution granting an Industrial Facilities Exemption Certificate for Douville Johnston Corporation, be adopted.

Carried by unanimous vote.

NEW NEIGHBORHOOD ENTERPRISE ZONE (NEZ) DISTRICT AT

THE FORMER THUNDER BAY JUNIOR HIGH SITE

Moved by Councilman Nunneley, seconded by Councilman Eiler, to authorize staff to initiate the process to establish a new Neighborhood Enterprise Zone (NEZ) District at the site of the former Thunder Bay Junior High.

Carried by unanimous vote.

WATER RECYCLING PRIMARY CLARIFIER UPGRADES

The following sealed bids were received on January 11, 2011, for parts needed to upgrade the final portion of the primary clarifiers:

Brentwood Industries	\$ 8,350.00
Applied Industries	\$10,000.00
AMWELL	\$12,980.00

Moved by Councilman Karschnick, seconded by Councilman Eiler, that the bid by Brentwood Industries, in the amount of \$8,350.00, be accepted.

Carried by vote as follows:

Ayes: Eiler, Karschnick, Nunneley, and Shafto.

Nays: Sexton.

PUBLIC WORKS SERVICE CENTER MECHANICAL MAINTENANCE

The following sealed bids were received on January 4, 2011, for mechanical maintenance services at the Public Works Service Center:

	<u>2011</u>	<u>2012</u>	<u>2013</u>	<u>2014</u>	<u>2015</u>
Lakeshore Plumbing & Heating	\$1,937	\$1,937	\$1,937	\$1,937	\$1,937
Weinkauf Plumbing & Heating	\$2,644	\$2,750	\$2,750	\$2,860	\$2,860

Moved by Councilman Nunneley, seconded by Councilman Eiler, that the bid by Lakeshore Plumbing & Heating, for the as-bid unit prices, be accepted.

Carried by unanimous vote.

DEMO TYPE III AMBULANCE

The following sealed bids were received on January 4, 2011, for a demo Type III Ambulance:

Michigan First Response	\$110,197 (including options)
Halt Fire	\$115,781
Arrow Mfg., Inc.	\$124,900
Life Line Ambulances	\$139,889 (\$126,296 after rebate)
Life Star Rescue, Inc.	\$164,740/\$150,605/\$127,805
Mercy Ambulances	\$124,000 (+\$10,559 in options)
US CoachWorks, LLC	\$79,862 (remount)/\$97,385 (remount)
Emergency Vehicles AUS	\$115,443 (+\$5,611 in options)

Moved by Councilman Karschnick, seconded by Councilman Sexton, that the bid by Michigan First Response, in the amount of \$110,197 (including options), be accepted.

Carried by unanimous vote.

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

CITY OF ALPENA MARINA

Moved by Councilman Nunneley, seconded by Councilman Karschnick, to decrease the water tap-in fee for Alpena Marc at the U.S. Coast Guard dock by 50 percent.

Failed by vote as follows:

Ayes: Karschnick and Nunneley.

Nays: Sexton, Shafto, and Eiler.

ORDINANCE AMENDMENT

WATER/SEWER FEES

Moved by Councilman Nunneley, seconded by Councilman Karschnick, to authorize staff and the City Attorney to draft an ordinance amendment allowing City Council the discretion to offer up to and including a 50 percent reduction in city sewer/water fees for infrastructure improvements made by an outside entity to city-owned property.

Carried by unanimous vote.

SNOWMOBILE ACCESS TO SNOCROSS EVENT

Moved by Councilman Nunneley, seconded by Councilman Eiler, that the City Engineer's report on allowing snowmobile access in the city to the Snocross event to be held at the Alpena County Fairgrounds on February 5, 2011, be received and filed.

Carried by unanimous vote.

WATER ACCOUNTABILITY AND METER CHANGE OUT

The City Engineer presented his report to Council. No formal action was taken; staff will continue to work on this project and report back to Council.

LEASE OF CIVIC CENTER TO LYNN HALL

Moved by Councilman Nunneley, seconded by Councilman Eiler, that the lease agreement between the City of Alpena and Lynn Hall for the Civic & Community Center, from January 1, 2011, through March 31, 2011, be approved.

Carried by unanimous vote.

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

CAROL A. SHAFTO
MAYOR

ATTEST:

Julie Krajniak
Deputy City Clerk

COUNCIL PROCEEDINGS

February 7, 2011

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

Present: Mayor Shafto, Councilmembers Nunneley and Sexton.

Absent: Councilmembers Eiler and Karschnick.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

MINUTES

The minutes of the regular session of January 17, 2011, were approved as printed.

MODIFICATIONS TO AGENDA

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

1. Remove item 9 (c) – City Sidewalk Program Contract Renewal.

Carried by unanimous vote.

CONSENT AGENDA

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

1. Bills Allowed – in the amount of \$590,044.00 be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.
2. Recognition of Alpena Softball Club as a nonprofit organization operating in the community for the purpose of obtaining a Charitable Gaming License.

Carried by unanimous vote.

ORDINANCE 11-402

Ordinance No. 11-402, being an Ordinance Providing for an Extension on the Moratorium of the Issuance of Permits or Licenses for the Sale or Dispensation of Medical Marihuana within the City of Alpena, was given its first presentment (reading) by the City Attorney.

CAPITAL IMPROVEMENTS

The following sealed bids were received on January 18, 2011, for the 2011 Capital Improvements Project:

MacArthur Construction	\$651,909.25
Cordes Excavating	\$757,634.59
Glawe Inc.	\$769,641.75
J & N Construction	\$916,757.82

Moved by Councilman Nunneley, seconded by Councilman Sexton, that the bid by MacArthur Construction, in the amount of \$651,909.25, be accepted.

Carried by unanimous vote.

HOT MIXED ASPHALT PATCHING PROGRAM

Moved by Councilman Sexton, seconded by Councilman Nunneley, that the renewal of the 2010 Hot Mixed Asphalt Patching Program contract for 2011 with East Shore Asphalt Paving for the same unit prices as utilized in 2010, be approved.

Carried by unanimous vote.

PHILIPS MRX MONITOR-DEFIBRILLATOR

The following sealed bids were received on January 25, 2011, for a Philips MRX Monitor-Defibrillator:

CPR Connection	\$25,183.12
SOS Technologies	\$23,733.12

Philips Medical Systems \$23,814.00

Moved by Councilman Nunneley, seconded by Councilman Sexton, that the bid by SOS Technologies, in the amount of \$23,733.12, be accepted.

Carried by unanimous vote.

COMPREHENSIVE ANNUAL FINANCIAL REPORT (CAFR)

FISCAL YEAR ENDED JUNE 30, 2010

Moved by Councilman Nunneley, seconded by Councilman Sexton, that the Comprehensive Annual Financial Report (CAFR) for fiscal year ended June 30, 2010, as presented by Straley, Ilsley & Lamp, P.C., be received and filed.

Carried by unanimous vote.

AMENDED INTERLOCAL RECYCLING AGREEMENT

Moved by Councilman Nunneley, seconded by Councilman Sexton, that the amended Interlocal Recycling Agreement including the following changes, be approved:

Section I – Stated specific programs that surcharge will be used for.

Section IV – 1) Size of Alpena County Recycling Board is changed from 7 to 6 representatives; 2) City representatives do not necessarily have to be City Council members.

Section VI – After the initial term of three (3) years, the auto-renewal is for three (3) subsequent instead of consecutive years.

Carried by unanimous vote.

PAYMENT IN LIEU OF TAXES (PILOT)

PINECREST STREET AND PINE MEADOW LANE

Moved by Councilman Sexton, seconded by Councilman Nunneley, that the request for a PILOT Program to assist in the rehabilitation of 180 low income residential

housing units on Pinecrest Street and Pine Meadow Lane, as presented by the Director of Planning and Development Director in his memo of February 2, 2011, be approved.

Carried by unanimous vote.

ORDINANCE NO. 11-401

Ordinance No. 11-401, being an Ordinance Adopting Language Required by MSHDA for a PILOT Tax Abatement Program, was given its first presentment (reading) by the City Attorney.

ELECTRICAL INSPECTOR

Moved by Councilman Sexton, seconded by Councilman Nunneley, to proceed with an advertisement for a sub-contracted electrical inspector to perform electrical inspections in the City of Alpena, be approved as presented by the Building Official in his memo of February 2, 2011.

Carried by unanimous vote.

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

CAROL A. SHAFTO
MAYOR

ATTEST:

Karen Hebert
City Clerk

COUNCIL PROCEEDINGS

February 21, 2011

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

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

Absent: None.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

MINUTES

The minutes of the regular session of February 7, 2011, were approved as printed.

CONSENT AGENDA

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

1. Bills Allowed – in the amount of \$272,999.43 be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.
2. One Mayoral appointment to the Planning Commission for an unexpired term expiring November 1, 2011 – Jordan Susewitz.
3. One Mayoral reappointment to the Historic District Commission for a three (3) year term expiring January 19, 2014 – Cindy Johnson.

Carried by unanimous vote.

TREASURER'S FINANCIAL REPORT

Moved by Councilman Nunneley, seconded by Councilman Eiler, to receive and file the Treasurer's Financial Report of July 1, 2010, through January 31, 2011.

Carried by unanimous vote.

ORDINANCE 11-403

Ordinance No. 11-403, being an Ordinance Amending Chapter 98, Utilities, Section 98-57 and Section 98-128, was given its first presentment (reading) by the City Attorney.

PARKING LOT LEASE

Moved by Councilman Karschnick, seconded by Councilman Eiler, that the agreement for termination of the Civic Center parking lot lease with Alpena Community College, be approved.

Carried by unanimous vote.

ORDINANCE NO. 11-401

Moved by Councilman Karschnick, seconded by Councilman Sexton, that Ordinance No. 11-401, being an Ordinance Adopting Language Required by MSHDA (Michigan State Housing Development Authority) for a PILOT (Payment in Lieu of Taxes) Tax Abatement Program, be adopted.

Carried by unanimous vote.

ORDINANCE 11-402

Moved by Councilman Eiler, seconded by Councilman Karschnick, that Ordinance No. 11-402, being an Ordinance Providing for an Extension on the Moratorium of the Issuance of Permits or Licenses for the Sale or Dispensation of Medical Marihuana within the City of Alpena, be adopted.

Carried by unanimous vote.

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

CAROL A. SHAFTO
MAYOR

ATTEST:

Karen Hebert
City Clerk

COUNCIL PROCEEDINGS

March 7, 2011

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

Present: Councilmembers Eiler, Karschnick, and Nunneley.

Absent: Mayor Shafto and Councilmember Sexton.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

MINUTES

The minutes of the regular session of February 21, 2011, and special session of February 22, 2011, were approved as printed.

CONSENT AGENDA

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

1. Bills Allowed – in the amount of \$364,546.18 be allowed and the Mayor Pro Tem and City Clerk authorized to sign warrants in payment of same.

Carried by unanimous vote.

AGREEMENT FOR USE OF FORMER CIVIC CENTER KITCHEN ITEMS

BY THE PARK FAMILY-REC CENTER, LLC

Moved by Councilman Nunneley, seconded by Councilman Karschnick, that the Agreement for use of the former Civic Center kitchen items by the Park Family-Rec Center, LLC at the APlex, be approved and authorize the Mayor and City Clerk to sign on the City's behalf.

Carried by unanimous vote.

NATURAL GAS SUPPLIERS

Moved by Councilman Nunneley, seconded by Councilman Karschnick, to waive the bidding process and authorize the Clerk/Treasurer/Finance Director to review natural gas supplier prices and enter into service agreements that are advantageous to the City.

Carried by unanimous vote.

RIVER CENTER CANOE AND KAYAK LAUNCH

The following sealed bids were received on February 28, 2011, for the River Center Canoe and Kayak launch:

	<u>Base Bid</u>	<u>Alt. #1</u>	<u>Alt. #2</u>
David J. Zolnierek, Presque Isle	\$18,931.00	\$21,174.00	\$26,148.00
Environmental Excavating & Cont.	\$23,310.38	\$25,796.44	\$31,208.59
Meridian Contracting Services	\$24,480.00	\$27,191.00	\$32,995.00
C. Schuener Construction	\$25,670.00	\$27,750.00	\$33,785.00

Moved by Councilman Nunneley, seconded by Councilman Karschnick, that alternate bid #1 by David J. Zolnierek, in the amount of \$21,174.00, funded by the Wildlife Sanctuary Committee; and alternate bid #2 if the sanctuary elects to include the handicap access platform at a cost of \$26,148.00, be accepted.

Carried by unanimous vote.

WATER RECYCLING PLANT – STEEL PIPE REPLACEMENT

The following sealed bids were received on February 22, 2011, for the first phase of the steel pipe replacement project at the Water Recycling Plant:

S & A Company	\$112,690
Meridian Contracting	\$117,373
Lakeshore Plumbing and Heating	\$121,000

Moved by Councilman Karschnick, seconded by Councilman Nunneley, that the bid by S & A Company, in the amount of \$112,690, be accepted.

Carried by unanimous vote.

GRANULAR ACTIVATED CARBON

The following sealed bids were received on February 22, 2011, for replacement of the Granular Activated Carbon (GAC) utilized in the filter beds at the Water Production Plant:

Calgon Carbon Corporation	\$154,479
Norits America, Inc.	\$171,535

Moved by Councilman Karschnick, seconded by Councilman Nunneley, that the bid by Calgon Carbon Corporation, in the amount of \$154,479, be accepted.

Carried by unanimous vote.

TURNOUT GEAR

The following sealed bids were received on February 15, 2011, for firefighter protective clothing:

West Shore Fire, Inc.	\$28,519.00
Great Lakes Fire & Safety	\$29,640.00
First Due Fire Supply	\$31,458.36

Moved by Councilman Nunneley, seconded by Councilman Karschnick, that the bid by West Shore Fire, Inc., in the amount of \$27,093, with a City cost of \$1,426 and a grant of \$27,093, be accepted.

Carried by unanimous vote.

ORDINANCE 11-403

Moved by Councilman Nunneley, seconded by Councilman Karschnick, that

Ordinance No. 11-403, being an Ordinance Amending Chapter 98, Utilities, Article II – Water, Division 2. – Rates, Fees, Charges and Billing, Section 98-57, Connection and Service Line Inspection Fees and Article III – Wastewater Collection and Disposal, Division 2. – Rates, Fees, Charges and Billing, Section 98-128, Connection Fees, be adopted.

Carried by unanimous vote.

NATIONAL MARINE SANCTUARY FUNDING AGREEMENT

Moved by Councilman Nunneley, seconded by Councilman Karschnick, to authorize the Mayor and City Clerk to execute the National Marine Sanctuary Funding Agreement to provide \$25,000 in support of the development of restrooms and an open air pavilion at Starlite Beach and also provide a digital kiosk and interpretive panels in the pavillion.

Carried by unanimous vote.

STARLITE BEACH PARK EASEMENT

Moved by Councilman Nunneley, seconded by Councilman Karschnick, to grant an easement to Dave Kneeshaw allowing the encroachment of a deck into the park property located behind 1120 S. State Avenue per the agreement presented, contingent upon satisfactory language concerning liability and property insurance supplied by Mr. Kneeshaw; and the Mayor and City Clerk be authorized to execute this agreement on behalf of the City.

Carried by unanimous vote.

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

SAM EILER
MAYOR PRO TEM

ATTEST:

Karen Hebert
City Clerk

COUNCIL PROCEEDINGS

March 21, 2011

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

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

Absent: None.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

MINUTES

The minutes of the regular session of March 7, 2011, were approved as printed.

CONSENT AGENDA

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

1. Bills Allowed – in the amount of \$263,069.36 be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.
2. One City Council reappointment to the City of Alpena Building Authority for a three-year term expiring 3/19/14 – Karen Hebert.
3. Three City Council reappointments to the Recreation Advisory Board for a three-year term expiring 4/15/14 – Dave Kuznicki, Tony Skiba, and Tom Summerfeld.

Carried by unanimous vote.

TREASURER'S FINANCIAL REPORT

Moved by Councilman Eiler, seconded by Councilman Nunneley, to receive and file the Treasurer's Financial Report of July 1, 2010, through February 28, 2011.

Carried by unanimous vote.

CITY CONCRETE PROGRAM

The following sealed bids were received on March 15, 2011, for the annual City Concrete Program:

Ryan Brothers Construction	\$57,976.30
Zann Brothers Construction	\$58,217.50

Moved by Councilman Nunneley, seconded by Councilman Sexton, that the bid by Zann Brothers Construction, in the amount of \$58,217.50, be accepted; and the property owner sidewalk rate be established at \$2.16 per square foot.

Carried by unanimous vote.

HURON UNDERCOVER NARCOTICS TEAM (HUNT)

Request for Financial Assistance

Moved by Councilman Eiler, seconded by Councilman Karschnick, that the Huron Undercover Narcotics Team (HUNT) Annual Report, be received and filed; and that the Huron Undercover Narcotics Team (HUNT) request for funding for fiscal year 2011-2012, in the amount of \$13,538.00, be referred to City staff for budgetary review.

Carried by unanimous vote.

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

PINWHEEL GARDEN

Moved by Councilman Nunneley, seconded by Councilman Eiler, that the request of the Alpena & Presque Isle Child Abuse/Neglect Team to plant a pinwheel garden and place a portable sign in the north end of the Duck Park to promote the Pinwheels for Prevention campaign as a symbol for the nationwide prevention of child abuse and neglect, be approved.

Carried by unanimous vote.

RESOLUTION NO. 2011-03

**RESOLUTION TO ALLOCATE A DDA LIQUOR LICENSE
FOR THE FRESH PALATE**

Moved by Councilman Karschnick, seconded by Councilman Sexton, that Resolution No. 2011-03, a resolution to allocate a Downtown Development Authority (DDA) liquor license to The Fresh Palate, if all requirements of the Liquor Control Commission are fulfilled, be adopted.

Carried by unanimous vote.

SNOWMOBILE ROUTING IN THE CITY OF ALPENA

Moved by Councilman Nunneley, seconded by Councilman Sexton, to continue to pursue a snowmobile route in and through the City, as presented by the City Engineer in his memo dated March 16, 2011.

Carried by unanimous vote.

MARINA OPERATOR'S CONTRACT

Moved by Councilman Karschnick, seconded by Councilman Nunneley, to direct staff to meet with Thunder Bay Marine to work toward an agreement for a one-year contract and bring back to Council at the April 4, 2011, Council Meeting.

Carried by unanimous vote.

FIBER OPTIC LEASING

Moved by Councilman Nunneley, seconded by Councilman Sexton, to investigate leasing City fiber to other public sector entities, including the development of a price per mile, initial hook-up fees, and agreement language for the lease.

Carried by unanimous vote.

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

CAROL A. SHAFTO
MAYOR

ATTEST:

Karen Hebert
City Clerk

COUNCIL PROCEEDINGS

April 4, 2011

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

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

Absent: None.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

MINUTES

The minutes of the regular session of March 21, 2011, were approved as printed.

CONSENT AGENDA

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

1. Bills Allowed – in the amount of \$203,261.24 be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.

Carried by unanimous vote.

PUBLIC HEARING

APPLICATION FOR A COMMERCIAL REHABILITATION

EXEMPTION CERTIFICATE

1120 S. STATE AVENUE

Mayor Shafto announced a Public Hearing regarding the application for a Commercial Rehabilitation Exemption Certificate for property located at 1120 S. State Avenue for David L. Kneeshaw. Greg Sundin, Planning and Development Director, presented a report. The public comment period was opened.

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

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

RESOLUTION NO. 2011-05

**RESOLUTION GRANTING A PA 210 OF 2005, AS AMENDED,
COMMERCIAL REHABILITATION EXEMPTION CERTIFICATE
FOR DAVID L. KNEESHAW**

Moved by Councilman Karschnick, seconded by Councilman Eiler, that Resolution No. 2011-05, a resolution granting a PA 210 of 2005, as amended, Commercial Rehabilitation Exemption Certificate for David L. Kneeshaw, be adopted.

Carried by vote as follows:

Ayes: Nunneley, Shafto, Eiler, and Karschnick.

Nays: Sexton.

PUBLIC WORKS SUPPORT MECHANIC SERVICES

Moved by Councilman Nunneley, seconded by Councilman Sexton, to table awarding of the Public Works Support Mechanic Services bid until April 18 so staff can investigate whether the current business is the same business that was in litigation with the City approximately five years ago.

Carried by unanimous vote.

CITY OF ALPENA CEMETERY REGULATIONS

Moved by Councilman Eiler, seconded by Councilman Karschnick, to table a decision on the updated City of Alpena cemetery rules and regulations, including practices for visitors to the cemetery and general cemetery operations, until April 18, so that Council can have sufficient time to review them.

Carried by unanimous vote.

CITY OF ALPENA PARK REGULATIONS

Moved by Councilman Eiler, seconded by Councilman Sexton, to table a decision on the updated City of Alpena park regulations, including the permit process, fees or deposits due, as well as general park guidelines, until April 18, so that Council can have sufficient time to review them.

Carried by unanimous vote.

WATER AND SEWER TAP-IN FEES

Moved by Councilman Eiler, seconded by Councilman Karschnick, that the 2011 water and sewer tap-in fees be increased by 1 percent.

Carried by unanimous vote.

AMENDED RESOLUTION NO. 2011-04

Moved by Councilman Nunneley, seconded by Councilman Eiler, to approve the following amendments to Resolution No. 2011-04, as presented by the Planning and Development Director in his memo dated March 21, 2011; 1) include date of October 4, 2010, for hearing; 2) include clause stating the State Tax Commission deemed original resolution insufficient; 3) include clause stating improvements include 10% or more of the true cash value of the property; 4) include clause stating rehabilitation shall be completed within eighteen months; 5) statement that Arbour Chapleski Realty has provided required answers to the City; and statement that extension is not beyond 7-year period.

Carried by unanimous vote.

On motion of Councilman Karschnick, seconded by Councilman Eiler, the Council adjourned at 8:05 p.m.

CAROL A. SHAFTO
MAYOR

ATTEST:

Karen Hebert
City Clerk

COUNCIL PROCEEDINGS

April 18, 2011

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

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

Absent: Councilmember Nunneley.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

MINUTES

The minutes of the regular session of April 4, 2011, were approved as printed.

CONSENT AGENDA

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

1. Bills Allowed – in the amount of \$128,702.41 be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.

Carried by unanimous vote.

PUBLIC HEARING

ESTABLISHMENT OF THUNDER BAY NEIGHBORHOOD

ENTERPRISE ZONE (NEZ)

Mayor Shafto announced a Public Hearing on the establishment of the Thunder Bay Neighborhood Enterprise Zone (NEZ). Greg Sundin, Planning and Development Director, presented a report. The public comment period was opened.

Dennis Bodem, 121 E. White Street, questioned whether the NEZ zone would attract those that bring long term stability to the neighborhood, such as families with

young children, or would the NEZ zone attract entrepreneurs or opportunists that will use the area short term and then leave, putting homes back on the market. He also stated that it would be nice if all citizens were treated equally.

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

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

PUBLIC HEARING

APPLICATION FOR A 2011 MICHIGAN STATE HOUSING DEVELOPMENT AUTHORITY (MSHDA), COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) DOWNTOWN RENTAL DEVELOPMENT GRANT APPLICATION

Mayor Shafto announced a Public Hearing on the application for a 2011 Michigan State Housing Development Authority (MSHDA), Community Development Block Grant (CDBG) Downtown Rental Development Grant Application. Greg Sundin, Planning and Development Director, presented a report. The public comment period was opened. There were no public comments.

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

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

RESOLUTION NO. 2011-07

RESOLUTION AUTHORIZING THE SUBMITTAL OF A RENTAL REHABILITATION GRANT APPLICATION TO THE MICHIGAN STATE HOUSING DEVELOPMENT AUTHORITY (MSHDA)

Moved by Councilman Sexton, seconded by Councilman Eiler, that Resolution No. 2011-07, a resolution authorizing the submittal of a CDBG Downtown Rental Rehabilitation Grant Application to the Michigan State Housing Development Authority (MSHDA) for the development of six (6) residential units in the downtown, be adopted; and authorize the Mayor to sign all required documents on the City's behalf.

Carried by unanimous vote.

DOWNTOWN SCOOPS

Moved by Councilman Karschnick, seconded by Councilman Eiler, to allow a new business, Downtown Scoops, located at the corner of Chisholm Street and Second Avenue, to place chairs, tables and benches on the sidewalk by their business.

Carried by unanimous vote.

THUNDER BAY SHORES MARINE CONTRACT

Moved by Councilman Eiler, seconded by Councilman Sexton, that a one-year contract, January 1, 2011 through December 31, 2011, with Thunder Bay Shores Marine for operation of the City harbor, be approved.

Carried by unanimous vote.

PUBLIC WORKS SUPPORT MECHANIC SERVICES BIDS

Moved by Councilman Eiler, seconded by Councilman Karschnick, that the bid for light duty mechanic services be awarded to Muffler Man and the bid for heavy duty mechanic services be awarded to Thompson Sales and Service on an as-needed basis.

Carried by unanimous vote.

CITY OF ALPENA CEMETERY REGULATIONS

Moved by Councilman Karschnick, seconded by Councilman Sexton, that the updated City of Alpena cemetery rules and regulations, including practices for visitors to

the cemetery and general cemetery operations as presented in the City Engineer's memo dated April 13, 2011, be adopted.

Carried by unanimous vote.

CITY OF ALPENA PARK USE POLICY

Moved by Councilman Sexton, seconded by Councilman Eiler, that the updated City of Alpena Park Use Policy, including the permit process, fees and deposits due, as well as general park guidelines, as presented in the City Engineer's memo dated April 13, 2011, be adopted.

Carried by unanimous vote.

STARLITE BEACH PARKING LOT AND OTHER CITY PROPERTY ISSUES

Moved by Councilman Karschnick, seconded by Councilman Sexton, that the recommendations from Police Chief Kim Miller, City Attorney Bill Pfeifer, and Sergeant Joel Jett for on-going issues occurring in the City-owned parking lot, commonly known as the Starlite Beach Parking Lot and other City property, be received and filed.

Carried by unanimous vote.

CLOSED SESSION

Moved by Councilman Karschnick, seconded by Councilman Eiler, that the Municipal Council adjourn to a closed session at 9:24 p.m., to discuss labor contract negotiations.

Carried by unanimous vote.

RECESS

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

RECONVENE – CLOSED SESSION

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

RECONVENE – OPEN SESSION

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

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

CAROL A. SHAFTO
MAYOR

ATTEST:

Karen Hebert
City Clerk

COUNCIL PROCEEDINGS

May 9, 2011

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 6:00 p.m. by the Mayor.

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

Absent: None.

PRELIMINARY 2011-2012 BUDGET

The City Manager presented the 2011 – 2012 Preliminary Budget to Council. Information on fund balance, adjustments to the budget and proposed budget cuts were presented. There was lengthy discussion on the proposed cuts and an updated budget will be presented to Council at the May 16, 2011, Council Meeting.

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

CAROL A. SHAFTO
MAYOR

ATTEST:

Karen Hebert
City Clerk

COUNCIL PROCEEDINGS

May 16, 2011

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

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

Absent: None.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

MINUTES

The minutes of the regular session of May 2, 2011, and special sessions of May 5, 2011, and May 9, 2011, were approved as printed.

MODIFICATION TO AGENDA

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

1. Add budget amendment in the Marina Fund to New Business, item 10 (f).

Carried by unanimous vote.

CONSENT AGENDA

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

1. Bills Allowed – in the amount of \$438,393.64 be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.
2. One Mayoral appointment to the Historic District Study Committee for an undefined term – Paul Mancine.
3. Renewal of auditing services – Straley, Ilsley & Lamp, PC – July 2, 2011 to June 30, 2012.
4. Chief's Bar and Grill – Request to block Lake Street from N. Second

Avenue to approximately 100 feet toward Ford Avenue and change the Noise Ordinance from 10:00 p.m. to 12:00 a.m. on June 4, July 29 & 30, and August 13, 2011.

Carried by unanimous vote.

PUBLIC HEARING

2011 – 2012 BUDGET

Mayor Shafto announced a Public Hearing on the proposed 2011-2012 Budget and on amendments to the 2010-2011 Budget. The public comment period was opened.

There was no public comment.

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

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

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

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

2011-2012 PRELIMINARY CITY BUDGET AMENDMENTS

Moved by Councilman Nunneley, seconded by Councilman Eiler, that the amendments to the 2011/2012 preliminary budget as presented, be approved.

Carried by unanimous vote.

BUDGET ADOPTION RESOLUTION

2011-2012

Moved by Councilman Nunneley, seconded by Councilman Eiler, that the 2011-2012 Budget be adopted; that the Administrative Salaries and Fringe Benefits for 2011-2012 be adopted; and that the Comprehensive Fee Schedule be adopted, with the

revised fees effective July 1, 2011, 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. 2011-08

APPROPRIATIONS RESOLUTION

Moved by Councilman Karschnick, seconded by Councilman Nunneley, that Resolution No. 2011-08, which appropriates funds for the approved 2011-2012 Budget, and which sets the 2011 millage rates and which authorizes the City Treasurer to collect the 2011 property taxes, be adopted.

Carried by unanimous vote.

2010-2011 BUDGET AMENDMENTS

Moved by Councilman Nunneley, seconded by Councilman Sexton, that the 2010-2011 Budget be amended to show the estimated revenues and expenditures as itemized in the center columns of the 2011-2012 Budget titled "Estimated Current Year - 6/30/11".

Carried by unanimous vote.

ORDINANCE NO. 11-404

Ordinance No. 11-404, being an Ordinance Amending Chapter 66 – Planning, Article II – City Plan Commission, Sections 66-31 through 66-33, to comply with Public Act 33 of 2008, was given its first presentment (reading) by the City Attorney.

RESOLUTION NO. 2011-06

RESOLUTION ESTABLISHING THE THUNDER BAY NEIGHBORHOOD

ENTERPRISE ZONE

Moved by Councilman Karschnick, seconded by Councilman Sexton, that

Resolution No. 2011-06, a resolution establishing the Thunder Bay Neighborhood Enterprise Zone, be adopted; and that the revised Thunder Bay NEZ Policy and Rating Schedule, be approved.

Carried by unanimous vote.

COUNCILMAN NUNNELEY

CONFLICT OF INTEREST

Moved by Councilman Karschnick, seconded by Councilman Sexton, to remove Councilman Nunneley from discussion on the preferred developer for the purchase and redevelopment of the Civic Center property due to a conflict of interest.

Carried by vote as follows:

Ayes: Sexton, Shafto, Eiler, and Karschnick.

Nays: None.

Abstain: Nunneley.

CIVIC CENTER PROPOSALS

RECOMMENDATION FOR PREFERRED DEVELOPER

Moved by Councilman Karschnick, seconded by Councilman Sexton, to rank Dr. Dargis as #2 and Living Hope as #3 for the purchase and redevelopment of the Civic Center property.

Carried by vote as follows:

Ayes: Shafto, Karschnick, and Sexton.

Nays: Eiler.

Abstain: Nunneley.

Moved by Councilman Karschnick, seconded by Councilman Sexton, to approve the Civic Center Committee's recommendation to designate Gene Skiba, Buick – GMC

as the “preferred developer” for the Civic Center property and authorize the committee to negotiate a development and purchase agreement.

Carried by vote as follows:

Ayes: Eiler, Karschnick, Sexton, and Shafto.

Nays: None.

Abstain: Nunneley.

MICHIGAN DEPARTMENT OF TRANSPORTATION (MDOT)

CONTRACT NO. 11-5110

Washington Avenue/M-32 and Ripley Boulevard Project

Moved by Councilman Nunneley, seconded by Councilman Sexton, to authorize the City to enter into Contract No. 11-5110 with the Michigan Department of Transportation (MDOT) for the removal and relocation of street lights as part of the Washington Avenue/M-32 and Ripley Boulevard project with no expense to the City; and authorize the Mayor and City Clerk to execute the contract on behalf of the City.

Carried by unanimous vote.

COASTAL ZONE MANAGEMENT GRANT APPLICATION

Moved by Councilman Eiler, seconded by Councilman Sexton, to authorize submittal of a Coastal Zone Management Grant application for shoreline improvements; and \$10,000 in-kind services from the City with no cash match.

Carried by unanimous vote.

BUDGET AMENDMENT - MARINA

Moved by Councilman Eiler, seconded by Councilman Karschnick, that the request for a budget amendment, in the amount of \$10,000 from the marina’s fund balance, to repair water supply pipes at the marina, be approved.

Carried by unanimous vote.

CLOSED SESSION

Moved by Councilman Sexton, seconded by Councilman Karschnick, that the Municipal Council adjourn to a closed session at 9:00 p.m., to discuss attorney client privilege opinion.

Carried by unanimous vote.

RECESS

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

RECONVENE – CLOSED SESSION

The Municipal Council reconvened in closed session at 9:13 p.m.

RECONVENE – OPEN SESSION

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

LEGAL FINDINGS

Moved by Councilman Nunneley, seconded by Councilman Sexton, to instruct the City Manager to communicate the City's legal findings regarding the Interlocal Agreement with the Alpena Area Recreation Commission and the County as soon as possible.

Carried by unanimous vote.

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

CAROL A. SHAFTO
MAYOR

ATTEST:

Karen Hebert
City Clerk

COUNCIL PROCEEDINGS

June 6, 2011

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

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

Absent: None.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

MINUTES

The minutes of the regular session of May 16, 2011, and closed session of May 16, 2011, were approved as printed.

CONSENT AGENDA

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

1. Bills Allowed – in the amount of \$689,725.62 be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.
2. Approval of Resolution to Transfer Ownership of Escrowed 2010 Class C Licensed Business located at 1120 State Avenue, Alpena, Michigan from Szu Ping Chou a.k.a. Andy Chou to Rio Verde, LLC; and a request for a Dance-Entertainment Permit and Outdoor Service Permit.
3. Approval of corrected Resolution No. 2011-06 – A Resolution Establishing the Thunder Bay Neighborhood Enterprise Zone; District No. 4, not District No. 2.
4. Revised Parks Use Policy.

Carried by unanimous vote.

TREASURER'S FINANCIAL REPORT

Moved by Councilman Eiler, seconded by Councilman Nunneley, to receive and

file the Treasurer's Financial Report of July 1, 2010, through April 30, 2011.

Carried by unanimous vote.

COMMERCIAL STREET RESURFACING

The following sealed bids were received on May 23, 2011, for the Commercial Street Resurfacing project:

Environmental Excavating and Contracting \$30,583.30

Moved by Councilman Nunneley, seconded by Councilman Karschnick, that the bid by Environmental Excavating and Contracting, in the amount of \$30,583.30, be accepted.

Carried by unanimous vote.

CIVIC CENTER PROPOSALS

RECOMMENDATION FOR PREFERRED DEVELOPER

Moved by Councilman Eiler, seconded by Councilman Karschnick, to rescind the motion from the meeting of May 16, 2011, that approved the Civic Center Committee's recommendation to designate Gene Skiba, Buick-GMC as the "preferred developer" for the Civic Center property.

Failed by vote as follows:

Ayes: Eiler and Karschnick.

Nays: Sexton and Shafto.

Abstain: Nunneley.

ORDINANCE NO. 11-404

Moved by Councilman Karschnick, seconded by Councilman Sexton, that Ordinance No. 11-404, being an Ordinance Amending Chapter 66 – Planning, Article II – City Plan Commission, Sections 66-31 through 66-33, to comply with Public Act 33 of

2008, be adopted.

Carried by unanimous vote.

ORDINANCE NO. 11-405

Ordinance No. 11-405, being an Ordinance Amended by Modifying and Revising Ordinance No. 392 of Said Code, was given its first presentment (reading) by the City Attorney.

WATER AND SEWER AGREEMENT BETWEEN THE CITY AND TOWNSHIP OF ALPENA

Moved by Councilman Nunneley, seconded by Councilman Eiler, that the Letter of Understanding with the Township of Alpena on the City/Township Water and Sewer Agreement extending the rate formulas through June 30, 2012, be approved.

Carried by unanimous vote.

2011 CIP CHANGE ORDER SEVENTH AVENUE

Moved by Councilman Nunneley, seconded by Councilman Sexton, that the change order for an additional \$18,000 cost for a 4" fabric enclosed edge drain for the Seventh Avenue CIP Project, be approved.

Carried by unanimous vote.

UNITED WATER CONTRACT AMENDMENT

Moved by Councilman Eiler, seconded by Councilman Karschnick, to approve the contract amendment between the City of Alpena and United Water to modify compensation which would limit any increase in United Water's contract compensation to the increase provided to the Public Works Union employees, being Steelworkers of America Local 139.

Carried by unanimous vote.

ORDINANCE NO. 11-406

Ordinance No. 11-406, being an Ordinance Amending Chapter 14 – Building and Building Regulations by Adding Article IX – Electrical Inspections and Permits, was given its first presentment (reading) by the City Attorney.

RESOLUTION NO. 2011-09

ADOPTION OF MICHIGAN ELECTRICAL CODE – 2008 NEC

Moved by Councilman Nunneley, seconded by Councilman Karschnick, that Resolution No. 2011-09, a resolution adopting the Michigan Electrical Code – 2008 NEC, be adopted.

Carried by unanimous vote.

ELECTRICAL INSPECTOR CONTRACT

Moved by Councilman Eiler, seconded by Councilman Karschnick, that the Contract for Electrical Inspection Services between the City of Alpena and Frank Rosinski, be approved.

Carried by unanimous vote.

RECORDS MANAGEMENT SYSTEM (RMS)

Moved by Councilman Eiler, seconded by Councilman Sexton, to authorize the City to partner with Alpena County in submission of the Byrne Justice Assistance Grant (JAG) application for a shared Records Management System (RMS) at a City cost of \$7,500; and authorize the Mayor and City Clerk to sign on behalf of the City.

Carried by unanimous vote.

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

CAROL A. SHAFTO
MAYOR

ATTEST:

Karen Hebert
City Clerk

COUNCIL PROCEEDINGS

June 20, 2011

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

Present: Mayor Shafto, Councilmembers Eiler and Sexton.

Absent: Councilmembers Karschnick and Nunneley.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

MINUTES

The minutes of the regular session of June 6, 2011, were approved as printed.

CONSENT AGENDA

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

1. Bills Allowed – in the amount of \$500,072.68 be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.
2. One Mayoral reappointment to the Downtown Development Authority for a four-year term expiring on June 30, 2015 (Paul Sabourin).
3. One Council appointment to the Building Board of Appeals for an undefined term (Ryan Fairchild).
4. Recognition of the Alpena Swim Club, Inc. as a nonprofit organization operating in the community for the purpose of obtaining a Charitable Gaming License.
5. Approval of budget request to use \$35,000 fund balance for police department costs due to retirements and overtime in the current fiscal year.

Carried by unanimous vote.

TREASURER'S FINANCIAL REPORT

Moved by Councilman Sexton, seconded by Councilman Eiler, to receive and file the Treasurer's Financial Report of July 1, 2010, through May 31, 2011.

Carried by unanimous vote.

FINANCIAL AND TAX SOFTWARE CONVERSION

Moved by Councilman Eiler, seconded by Councilman Sexton, to convert to BS & A financial and tax software in the 2011-2012 fiscal year, at a cost of \$109,000, for a three-year contract.

Carried by unanimous vote.

ALPENA CIVIC CENTER PROPOSAL

DR. DAVID DARGIS

Moved by Councilman Eiler, seconded by Councilman Sexton, that Dr. Dargis' report on the proposed purchase of the Alpena Civic Center, be received and filed.

Carried by unanimous vote.

Councilman Nunneley arrived and took his seat at 7:55 p.m.

ORDINANCE NO. 11-405

Moved by Councilman Sexton, seconded by Councilman Nunneley, that Ordinance No. 11-405, being an Ordinance Amended by Modifying and Revising Ordinance No. 392 of Said Code, be adopted.

Carried by vote as follows:

Ayes: Shafto, Nunneley, and Sexton.

Nays: Eiler.

ORDINANCE NO. 11-406

Moved by Councilman Nunneley, seconded by Councilman Eiler, that Ordinance No. 11-406, being an Ordinance Amending Chapter 14 – Building and Building

Regulations by Adding Article IX – Electrical Inspections and Permits, be adopted.

Carried by unanimous vote.

ORDINANCE NO. 11-407

Ordinance No. 11-407, being an Ordinance Modifying and Revising Portions of Article II – Building Code, Article III – Property Maintenance Code and Article V – Michigan Residential Building Code and Adding Article X – Michigan Uniform Energy Code and Article II – Fire Prevention Code, was given its first presentment (reading) by the City Attorney.

ORDINANCE NO. 11-408

Moved by Councilman Nunneley, seconded by Councilman Sexton, that Ordinance No. 11-408, being an ordinance addressing animals in the City, be referred back to the City Attorney for revisions and bring back to council for a new first reading.

Carried by unanimous vote.

LEACHATE DISPOSAL FEES VARIANCE

Moved by Councilman Nunneley, seconded by Councilman Eiler, to authorize the City Engineer to submit a bid price to the Montmorency-Oscoda-Alpena Waste Management Authority Board that may deviate from the fee schedule.

Carried by unanimous vote.

ORDINANCE NO. 11-409

Ordinance No. 11-409, being an Ordinance Modifying and Revising Zoning Ordinance No. 392 of Said Code. 125 N. Fourteenth Avenue, was given its first presentment (reading) by the City Attorney.

CLOSED SESSION

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

Council adjourn to a closed session at 8:33 p.m., to discuss contract negotiations with the Police, Fire, and DPW.

Carried by unanimous vote.

RECESS

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

RECONVENE – CLOSED SESSION

The Municipal Council reconvened in closed session at 8:46 p.m.

RECONVENE – OPEN SESSION

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

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

CAROL A. SHAFTO
MAYOR

ATTEST:

Karen Hebert
City Clerk

COUNCIL PROCEEDINGS

July 5, 2011

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

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

Absent: None.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

MINUTES

The minutes of the regular session of June 20, 2011, and closed session of June 20, 2011, were approved as printed.

MODIFICATIONS TO AGENDA

Moved by Councilman Karschnick, seconded by Councilman Nunneley, that the following modification to the agenda be approved:

1. Add Boaters' Restroom to New Business, item 9 (d).

Carried by unanimous vote.

Moved by Councilman Eiler, seconded by Councilman Karschnick, that the following modification to the agenda be approved:

2. Add Fire Negotiations (Closed Session), item 10.

Carried by unanimous vote.

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

3. Add AARC Issue to New Business, item 9 (e).

Carried by unanimous vote.

CONSENT AGENDA

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

1. Bills Allowed – in the amount of \$285,446.86 be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.
2. Michigan Municipal League 2011 Election of Workers' Compensation Fund Trustees.

Carried by unanimous vote.

WATER & SEWER FUNDS AND BOND RATINGS

Moved by Councilman Eiler, seconded by Councilman Karschnick, that the Water & Sewer Funds and Bond Ratings report, be received and filed.

Carried by unanimous vote.

BALLISTIC VESTS

The following sealed bids were received on June 21, 2011, for Ballistic Vests:

CMP Distributors	\$9,375.00
On Duty Gear	\$10,350.00
Priority One Emergency, Inc.	\$11,235.00
Armor Express	\$12,045.00

Moved by Councilman Karschnick, seconded by Councilman Nunneley, that the bid by CMP Distributors, in the amount of \$9,375.00, for 15 ballistic vests, with 50 percent of the cost reimbursable through the Bulletproof Vest Partnership Program, be accepted.

Carried by unanimous vote.

WASHINGTON AVENUE STREET LIGHTING RELOCATION

The following sealed bids were received on June 21, 2011, for the relocation of

four street lights, as part of the Michigan Department of Transportation's Washington Avenue and Ripley Boulevard intersection improvement project:

Omega Electric and Sign	\$7,093.20
Zimmerman Electric	\$10,800.00
Werth Electric	\$11,020.00
Thunder Bay Electric	\$13,710.00
J. Ranck Electric	\$16,680.00

Moved by Councilman Nunneley, seconded by Councilman Eiler, that the bid by Omega Electric and Sign, in the amount of \$7,093.20, conditional upon the Michigan Department of Transportation approving the contract on July 28, 2011, be accepted.

Carried by unanimous vote.

ORDINANCE NO. 11-407

Moved by Councilman Nunneley, seconded by Councilman Eiler, that Ordinance No. 11-407, being an Ordinance Modifying and Revising Portions of Article II – Building Code, Article III – Property Maintenance Code and Article V – Michigan Residential Building Code and Adding Article X – Michigan Uniform Energy Code and Article II – Fire Prevention Code, be adopted.

Carried by unanimous vote.

ORDINANCE NO. 11-409

Moved by Councilman Nunneley, seconded by Councilman Karschnick, that Ordinance No. 11-409, being an Ordinance Modifying and Revising Zoning Ordinance No. 392 of Said Code. 125 N. Fourteenth Avenue, be adopted.

Failed by vote as follows:

Ayes: Nunneley.

Nays: Shafto, Eiler, Karschnick, and Sexton.

SANITARY LANDFILL LEACHATE FEE SCHEDULE

Moved by Councilman Karschnick, seconded by Councilman Eiler, that the fee schedule amendment to modify the sanitary landfill leachate from \$0.025 per gallon to \$0.02 per gallon, be approved.

Carried by unanimous vote.

CEMETERY OPERATIONS

Moved by Councilman Nunneley, seconded by Councilman Sexton, that City staff be authorized to move forward with the request for proposal process for operation and maintenance of the City of Alpena cemeteries.

Carried by unanimous vote.

REVISED ORDINANCE NO. 11-406

Revised Ordinance No. 11-406, being an Ordinance Amending Chapter 14 – Building and Building Regulations by Adding Article IX – Electrical Inspections and Permits, was given its first presentment (reading) by the City Attorney.

AMENDED CONTRACT WITH ELECTRICAL INSPECTOR

Moved by Councilman Nunneley, seconded by Councilman Sexton, that the amended contract for Electrical Inspection Services between the City of Alpena and Frank Rosinski, be approved.

Carried by unanimous vote.

CLOSED SESSION

Moved by Councilman Karschnick, seconded by Councilman Sexton, that the Municipal Council adjourn to a closed session at 9:22 p.m., to discuss the annual City Manager evaluation and Fire Union negotiations.

Carried by unanimous vote.

RECESS

The Municipal Council recessed at 9:22 p.m.

RECONVENE – CLOSED SESSION

The Municipal Council reconvened in closed session at 9:34 p.m.

RECONVENE – OPEN SESSION

The Municipal Council reconvened in open session at 10:56 p.m.

Carried by unanimous vote.

FIRE UNION CONTRACT

Moved by Councilman Karschnick, seconded by Councilman Sexton, that the contract with Local 623, International Association of Fire Fighters, covering July 1, 2010, through June 30, 2013, be ratified and given immediate effect.

Carried by unanimous vote.

On motion of Councilman Karschnick, seconded by Councilman Eiler, the Council adjourned at 10:56 p.m.

CAROL A. SHAFTO
MAYOR

ATTEST:

Karen Hebert
City Clerk

COUNCIL PROCEEDINGS

July 18, 2011

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

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

Absent: Councilmember Eiler.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

MINUTES

The minutes of the regular session of July 5, 2011, and closed session of July 5, 2011, were approved as printed.

CONSENT AGENDA

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

1. Bills Allowed – in the amount of \$676,721.53 be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.

Carried by unanimous vote.

NATIONWIDE PLAN AMENDMENTS

Moved by Councilman Nunneley, seconded by Councilman Sexton, that the City amend the Nationwide Section 457 Deferred Compensation Plan to include transitional support services and a Roth 457(b) provision.

Carried by unanimous vote.

REVISED ORDINANCE NO. 11-406

Moved by Councilman Nunneley, seconded by Councilman Sexton, that revised Ordinance No. 11-406, being an Ordinance Amending Chapter 14 – Building and

Building Regulations by Adding Article IX – Electrical Inspections and Permits, be adopted.

Carried by unanimous vote.

RESOLUTION NO. 2011-10

**RESOLUTION TO PLACE DIAL-A-RIDE, n/k/a THUNDER BAY
TRANSPORTATION AUTHORITY MILLAGE RENEWAL REQUEST
ON THE NOVEMBER 8, 2011, GENERAL ELECTION BALLOT**

Moved by Councilman Karschnick, seconded by Councilman Sexton, that Resolution No. 2011-10, a Resolution to place the Dial-A-Ride, n/k/a Thunder Bay Transportation Authority Millage renewal request of .65 mills for four (4) years, 2012, 2013, 2014, and 2015, on the November 8, 2011, General Election ballot, be adopted.

Carried by unanimous vote.

FEDERAL BUILDING BI-PATH EASEMENT

Moved by Councilman Nunneley, seconded by Councilman Karschnick, that a permanent public access easement agreement for the 8-foot Bi-Path plus 5 feet for walkway amenities behind the Federal Building located at 145 Water Street, be approved; and authorize the Mayor and City Clerk to sign the Offer to Purchase and Grant of Easement.

Carried by unanimous vote.

MEDICAL MARIHUANA ZONING ORDINANCE AMENDMENTS

Moved by Councilman Karschnick, seconded by Councilman Nunneley, to direct the City Attorney to draft the Medical Marihuana Zoning Ordinance amendments and have the first reading at the August 1, 2011, Council Meeting.

Carried by unanimous vote.

AMBULANCE TRANSFER PROGRAM

Moved by Councilman Karschnick, seconded by Councilman Nunneley, that the ambulance transfer program report presented by Fire Chief Forbush be received and filed.

Carried by unanimous vote.

CLOSED SESSION

Moved by Councilman Karschnick, seconded by Councilman Sexton, that the Municipal Council adjourn to a closed session at 7:51 p.m., to discuss pending litigation.

Carried by unanimous vote.

RECESS

The Municipal Council recessed at 7:51 p.m.

RECONVENE – CLOSED SESSION

The Municipal Council reconvened in closed session at 8:03 p.m.

RECONVENE – OPEN SESSION

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

On motion of Councilman Karschnick, seconded by Councilman Nunneley, the Council adjourned at 8:15 p.m.

CAROL A. SHAFTO
MAYOR

ATTEST:

Karen Hebert
City Clerk

COUNCIL PROCEEDINGS

August 1, 2011

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

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

Absent: None.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

MINUTES

The minutes of the regular session of July 18, 2011, and closed session of July 18, 2011, were approved as printed.

MODIFICATION TO AGENDA

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

1. Add Police Patrol Union Negotiations to Closed Session.

Carried by unanimous vote.

CONSENT AGENDA

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

1. Bills Allowed – in the amount of \$112,025.84 be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.
2. One Mayoral appointment to the Historic District Study Committee for an undefined term (Christine Rasche).
3. One Mayoral appointment to the Downtown Development Authority for a four-year term expiring on August 1, 2015 (Todd Britton).
4. Budget amendment to carryover \$990 for marina fiber project that was not

completed in the last fiscal year.

5. Budget amendment to carryover \$495,844 for construction projects in progress that were not completed in the last fiscal year in the parks, streets, water, and sewer funds.
6. Request for Noise Ordinance variance from 10:00 p.m. to 11:00 p.m. at the Band Shell on 8/19/2011 for a movie night event.
7. Cost agreement for traffic signal control – M-32 and Ripley Boulevard.

Carried by unanimous vote.

TREASURER'S FINANCIAL REPORT

Moved by Councilman Nunneley, seconded by Councilman Eiler, to receive and file the Treasurer's Financial Report of July 1, 2010, through June 30, 2011.

Carried by unanimous vote.

REQUEST FOR PROPOSALS FOR PROPERTY AND LIABILITY INSURANCE

Moved by Councilman Nunneley, seconded by Councilman Sexton, that City staff be authorized to do a formal Request for Proposals for property and liability insurance for a three-year term beginning December 1, 2011.

Carried by unanimous vote.

COUNCIL POLICY NO. 55

FUND BALANCE POLICY – GOVERNMENTAL FUNDS

Moved by Councilman Nunneley, seconded by Councilman Eiler, that Council Policy No. 55 that addresses new requirements of reporting fund balance in the governmental funds, Governmental Accounting Standards Board (GASB) Statement 54, to begin with fiscal year ending 2010-2011, be adopted.

Carried by unanimous vote.

RESOLUTION NO. 2011-11

**RESOLUTION TO PLACE CERTAIN PORTIONS OF THE CITY CHARTER
ON THE NOVEMBER 8, 2011, GENERAL ELECTION BALLOT**

Moved by Councilman Karschnick, seconded by Councilman Sexton, that Resolution No. 2011-11, a resolution to place certain portions of the City Charter on the November 8, 2011, General Election Ballot, be adopted; to include revisions to amendment no. 5 to say bi-weekly rather than quarterly and amendment no. 8 to say \$1,500 rather than \$1,000.

Carried by unanimous vote.

REINSTATE BAGGED LEAF AND BRUSH PICK-UP TWICE A YEAR

Moved by Councilman Eiler, seconded by Councilman Karschnick, to direct staff to reinstate a bagged leaf and brush pick-up twice a year; and to bid out the bagged leaf pick-up and bring costs to council with a recommendation on how to fund the service.

Carried by unanimous vote.

CIVIC CENTER PURCHASE AGREEMENT

Moved by Councilman Karschnick, seconded by Councilman Sexton, to approve the purchase agreement of the Civic Center with Gene Skiba and authorize the Mayor and City Clerk to sign on the City's behalf.

Carried by vote as follows:

Ayes: Sexton, Shafto, Eiler, and Karschnick.

Abstain: Nunneley.

CLEANING CONTRACT AMENDMENT

Moved by Councilman Nunneley, seconded by Councilman Eiler, that the amendment to the cleaning contract with Superior Image to include the cleaning of the boaters' restroom showers at a cost of \$1,416 per year, be approved.

Carried by unanimous vote.

OPERATION OF ALTERNATIVE VEHICLES ON PUBLIC ROADWAYS

Moved by Councilman Eiler, seconded by Councilman Nunneley, that the report by Interim Police Chief, Joel Jett, on the operation of alternative vehicles on public roadways, be received and filed.

Carried by unanimous vote.

ORDINANCE NO. 11-410

Ordinance No. 11-410, being an Ordinance Modifying and Revising Ordinance No. 392 Establishing Zoning Districts, Schedule of Regulations and Zoning Map, to Include Medical Marihuana Regulations, was given its first presentment (reading) by the City Attorney.

CLOSED SESSION

Moved by Councilman Karschnick, seconded by Councilman Sexton, that the Municipal Council adjourn to a closed session at 8:45 p.m., to discuss pending litigation and Police Patrol Union negotiations.

Carried by unanimous vote.

RECESS

The Municipal Council recessed at 8:45 p.m.

RECONVENE – CLOSED SESSION

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

RECONVENE – OPEN SESSION

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

POLICE PATROL CONTRACT

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

contract with the Police Patrol Officers Association, covering July 1, 2011, through June 30, 2013, be ratified.

Carried by unanimous vote.

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

CAROL A. SHAFTO
MAYOR

ATTEST:

Karen Hebert
City Clerk

COUNCIL PROCEEDINGS

August 15, 2011

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

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

Absent: None.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

MINUTES

The minutes of the regular session of August 1, 2011, and closed session of August 1, 2011, were approved as printed.

CONSENT AGENDA

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

1. Bills Allowed – in the amount of \$661,077.79 be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.
2. Budget amendment to correct an error in the budget; \$5,000 was budgeted for uniforms in the ambulance department but entered as \$1,000.
3. Budget amendment to carryover \$9,000 in the ambulance department for MICU training that was not completed in the 2010-2011 fiscal year.
4. One City Manager appointment to the Alpena Housing Commission for a five-year term expiring on 8/15/2016 (Donna Wallace).

Carried by unanimous vote.

PUBLIC HEARING

COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG)

FACADE GRANT PROGRAM

THE CENTER BUILDING – 109 N. SECOND AVENUE

Mayor Shafto announced a Public Hearing on the application for a Community Development Block Grant (CDBG) Facade Grant Program for the Center Building at 109 N. Second Avenue. Greg Sundin, Planning and Development Director, presented a report. The public comment period was opened.

Lynn Kolasa, Director of DDA, stated that the DDA is tremendously supportive of Fresh Palate and the Center Building. DDA has also agreed to work with the Fresh Palate and Center Building for a Facade Grant and the rent program that pays a portion of the lease for several years.

Karen Bennett, owner of the Center Building, thanked the Petersons for taking a chance and starting a business during the poor economy. They have been very successful. She also thanked Greg Sundin for all his work. She asks for support from the Municipal Council.

Eric Peterson, owner of Fresh Palate, thanked Greg Sundin and Karen Bennett for all their help. He looks forward to serving the community.

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

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

RESOLUTION NO. 2011-12

**RESOLUTION AUTHORIZING SUBMISSION OF A CDBG FACADE GRANT
APPLICATION FOR THE EXTERIOR RENOVATION OF THE CENTER BUILDING
LOCATED AT 109 N. SECOND AVENUE IN THE CITY OF ALPENA**

Moved by Councilman Nunneley, seconded by Councilman Sexton, that Resolution No. 2011-12, a resolution authorizing the submission of a CDBG Facade

Grant application for the exterior renovation of the Center Building located at 109 N. Second Avenue in the City of Alpena, be adopted.

Carried by unanimous vote.

2011 RESURFACING BID

The following sealed bid was received on August 9, 2011, for the 2011 resurfacing project:

Everett Goodrich Trucking & Asphalt Paving	\$85,498.50
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Moved by Councilman Eiler, seconded by Councilman Karschnick, that the as-bid unit prices totaling \$85,498.50 by Everett Goodrich Trucking & Asphalt Paving, be accepted.

Carried by unanimous vote.

ORDINANCE NO. 11-410

Moved by Councilman Karschnick, seconded by Councilman Sexton, that Ordinance No. 11-410, being an Ordinance Modifying and Revising Ordinance No. 392 Establishing Zoning Districts, Schedule of Regulations and Zoning Map, to Include Medical Marihuana Regulations, be adopted.

Carried by vote as follows:

Ayes: Shafto, Eiler, Karschnick, and Sexton.

Nays: Nunneley.

ORDINANCE NO. 11-411

Ordinance No. 11-411, being an Ordinance Amending the Zoning Classification of the Following Described Parcels: 133 Johnson Street (Alpena Civic Center) and 1000 U.S. 23 North (Holiday Inn of Alpena) is Hereby Changed from OS-1 (Office Service) to B-2 (General Business), was given its first presentment (reading) by the City Attorney.

RECREATION ADVISORY ORDINANCE

Moved by Councilman Nunneley, seconded by Councilman Eiler, to approve the Recreation Advisory Board's recommendation to reduce their membership from nine to seven members and allow two members who participate in recreation activities within the City but reside outside of the City to serve on the board; and direct City Attorney Pfeifer to prepare the appropriate ordinance language to modify the existing Code of Ordinance being Article II, Section 58-31.

Carried by unanimous vote.

CLOSED SESSION

Moved by Councilman Karschnick, seconded by Councilman Eiler, that the Municipal Council adjourn to a closed session at 8:15 p.m., to discuss Department of Public Works Union negotiations.

Carried by unanimous vote.

RECESS

The Municipal Council recessed at 8:15 p.m.

RECONVENE – CLOSED SESSION

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

RECONVENE – OPEN SESSION

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

DPW WORKERS CONTRACT

Moved by Councilman Karschnick, seconded by Councilman Sexton, that the contract with the DPW Workers, Local No. 139-01, covering July 1, 2011, through June 30, 2013, be ratified to take effect immediately.

Carried by unanimous vote.

On motion of Councilman Karschnick, seconded by Councilman Sexton, the
Council adjourned at 8:31 p.m.

CAROL A. SHAFTO
MAYOR

ATTEST:

Karen Hebert
City Clerk

COUNCIL PROCEEDINGS

September 6, 2011

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

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

Absent: None.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

MINUTES

The minutes of the regular session of August 15, 2011, and closed session of August 15, 2011, were approved as printed.

MODIFICATION TO AGENDA

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

1. Report from City Engineer on weeds on Seventh and Eighth Avenue, item 10 (g).

Carried by unanimous vote.

CONSENT AGENDA

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

1. Bills Allowed – in the amount of \$206,456.75 be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.
2. Request for Noise Ordinance variance from 10:00 p.m. to 11:00 p.m. at the Band Shell on 9/17/2011 for the Boys & Girls Club Movie Night Event.
3. Michigan Municipal League – Designation of voting delegate (Carol Shafto) and alternate (Thad Taylor) for the annual MML business meeting.

Carried by unanimous vote.

RESOLUTION NO. 2011-13

**RESOLUTION JOINING THE NATIONAL MOMENT OF REMEMBRANCE OF
THE 10TH ANNIVERSARY OF SEPTEMBER 11TH**

Moved by Councilman Eiler, seconded by Councilman Nunneley, that Resolution No. 2011-13, a resolution joining the national moment of remembrance of the 10th anniversary of September 11th, be adopted.

Carried by unanimous vote.

AIRLINE SERVICE IN ALPENA

Moved by Councilman Nunneley, seconded by Councilman Karschnick, to draft a resolution of support to keep Delta Airlines in Alpena and authorize the Mayor and Clerk to sign on behalf of the City.

Carried by unanimous vote.

ORDINANCE NO. 11-411

Moved by Councilman Nunneley, seconded by Councilman Eiler, that Ordinance No. 11-411, being an Ordinance Amending the Zoning Classification of the Following Described Parcels: 133 Johnson Street (Alpena Civic Center) and 1000 U.S. 23 North (Holiday Inn of Alpena) is Hereby Changed from OS-1 (Office Service) to B-2 (General Business), and be adopted.

Carried by unanimous vote.

US 23 NORTH PROPERTY PRICE REDUCTION PROGRAM

Moved by Councilman Nunneley, seconded by Councilman Karschnick, that the Director of Planning and Development be authorized to negotiate a sale price for the US 23 North property between 0 – 100% of the market value, subject to council approval.

Carried by unanimous vote.

ASSISTANCE TO FIREFIGHTER'S GRANT (AFG) PROGRAM

Moved by Councilman Karschnick, seconded by Councilman Eiler, to authorize the submittal of a grant proposal to the Federal Emergency Managements Agency's Assistance to Firefighters Grant (AFG) program for two projects: 1) the replacement of the Jaws of Life; and 2) specialized software and laptops to integrate the City's operations into the Alpena County's new Computer Aided Dispatch (CAD) system.

Carried by unanimous vote.

STARLITE BEACH RESTROOMS

CUSTODIAL SERVICES

Moved by Councilman Eiler, seconded by Councilman Sexton, that the custodial services contract with Superior Image Cleaning be modified to include an additional \$38.50 per week for cleaning of the Starlite Beach restrooms as presented by the City Engineer in his memo dated August 31, 2011.

Carried by unanimous vote.

MCRAE PARK FLAGPOLE PROJECT

Moved by Councilman Nunneley, seconded by Councilman Sexton, that the request of Rotary Club of Alpena, in partnership with Huron Shores Little League to install three flagpoles and a flower planter at the McRae Park ball field complex as presented by the City Engineer in his memo dated August 31, 2011, be approved.

Carried by unanimous vote.

BAGGED LAWN AND LEAF MATERIAL PICK-UP

Moved by Councilman Eiler, seconded by Councilman Karschnick, to approve the reinstatement of two bagged lawn and leaf pick-ups and a brush pick-up, one in the

fall and one in the spring; and approve the budget amendment to finance the additional cost of these services.

Carried by unanimous vote.

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

CAROL A. SHAFTO
MAYOR

ATTEST:

Karen Hebert
City Clerk

COUNCIL PROCEEDINGS

September 19, 2011

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

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

Absent: None.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

MINUTES

The minutes of the special session of September 1, 2011, and regular session of September 6, 2011, were approved as printed.

MODIFICATION TO AGENDA

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

1. Remove item 9 (a), Update on Recycling; place on October 3, 2011, agenda.

Carried by unanimous vote.

CONSENT AGENDA

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

1. Bills Allowed – in the amount of \$236,675.75 be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.

Carried by unanimous vote.

STANDARD OPERATING POLICY NO. 41

EMPLOYEE RETIREMENT ESTIMATES

Moved by Councilman Karschnick, seconded by Councilman Eiler, that Standard Operating Policy No. 41, Employee Retirement Estimates, be adopted.

Carried by unanimous vote.

RESURFACING PROJECTS

Moved by Councilman Eiler, seconded by Councilman Sexton, that additional resurfacing projects including Lockwood Street between Second and Fourth Avenue, and both Fourth Avenue and Fifth Avenue between Chisholm and River Street, at an estimated cost of \$27,000, as presented by the City Engineer in his memo dated September 13, 2011, be approved.

Carried by unanimous vote.

TARGET DEVELOPMENT CORPORATION SERVICE AGREEMENT

Moved by Councilman Eiler, seconded by Councilman Nunneley, that a Service Agreement between the City of Alpena and Target Development Corporation for the period of July 1, 2011, through June 30, 2012, be approved; and authorize the Mayor to sign on behalf of the City.

Carried by unanimous vote.

SCHOOL LIAISON AGREEMENT

Moved by Councilman Karschnick, seconded by Councilman Sexton, that a School Liaison Agreement between the City and Alpena Public Schools for the period of October 1, 2011, through September 30, 2012, that provides a City police officer for a minimum of 40 hours per week with a 50% reimbursement of approximately \$41,699, be approved.

Carried by unanimous vote.

CLOSED SESSION

Moved by Councilman Karschnick, seconded by Councilman Eiler, that the Municipal Council adjourn to a closed session at 7:46 p.m., to discuss the purchase of property.

Carried by unanimous vote.

RECESS

The Municipal Council recessed at 7:46 p.m.

RECONVENE – CLOSED SESSION

The Municipal Council reconvened in closed session at 7:57 p.m.

RECONVENE – OPEN SESSION

The Municipal Council reconvened in open session at 8:07 p.m.

On motion of Councilman Karschnick, seconded by Councilman Nunneley, the Council adjourned at 8:07 p.m.

CAROL A. SHAFTO
MAYOR

ATTEST:

Karen Hebert
City Clerk

COUNCIL PROCEEDINGS

October 3, 2011

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

Present: Councilmembers Eiler, Karschnick, Nunneley and Sexton.

Absent: Mayor Shafto.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

MINUTES

The minutes of the special session of September 14, 2011, closed session of September 14, 2011, and regular session of September 19, 2011, were approved as printed.

MODIFICATION TO AGENDA

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

1. Add item 11 (a), New Business, MDOT Safety Fund Grant Agreement.

Carried by unanimous vote.

CONSENT AGENDA

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

1. Bills Allowed – in the amount of \$425,718.35 be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.
2. Downtown Development Authority (DDA) budget amendment to transfer \$20,000 from fund balance and \$10,000 from snow removal to cover the costs of the way finding signs.
3. Three Mayoral reappointments to the Planning Commission for a three-year term expiring 11/1/2014 (Jordan Susewitz, Patrick Heraghty, and

Wayne Lewis).

4. Three City Council reappointments to the Zoning Board of Appeals for a three-year term expiring 10/5/2014 (Allan Guest, Susan Martindale, and Norman Dutcher).
5. One Mayoral reappointment to the Brownfield Development Board for a three-year term expiring October 5, 2014 (Joe Garber).
6. One Mayoral reappointment to the Compensation Commission for a five-year term expiring October 1, 2016 (Jay Hammond).

Carried by unanimous vote.

PUBLIC HEARING

MICHIGAN STATE HOUSING DEVELOPMENT AUTHORITY (MSHDA)

HOME RENTAL GRANT APPLICATION

NORTHSIDE TARGET AREA

Mayor Pro Tem Eiler announced a Public Hearing on the Michigan State Housing Development Authority (MSHDA) Home Rental Grant application – Northside Target Area. Greg Sundin, Planning and Development Director, presented a report. The public comment period was opened. There were no public comments.

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

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

RESOLUTION NO. 2011-15

RESOLUTION AUTHORIZING THE SUBMITTAL OF A

HOME RENTAL REHABILITATION GRANT TO THE

MICHIGAN STATE HOUSING DEVELOPMENT AUTHORITY (MSHDA)

Moved by Councilman Nunneley, seconded by Councilman Sexton, that

Resolution No. 2011-15, a resolution authorizing the submittal of a Home Rental Rehabilitation Grant to the Michigan State Housing Development Authority (MSHDA), be adopted.

Carried by unanimous vote.

TREASURER'S FINANCIAL REPORT

Moved by Councilman Nunneley, seconded by Councilman Karschnick, to receive and file the Treasurer's Financial Report of July 1, 2011, through August 31, 2011.

Carried by unanimous vote.

GRIT COLLECTOR UPGRADES

The following sealed bids were received on September 13, 2011, for grit collector upgrades at the Water Recycling Plant:

Meridian Construction	\$104,600.00
S&A Company	\$105,341.89
DeVere Construction	\$130,000.00

Moved by Councilman Karschnick, seconded by Councilman Sexton, that the bid by Meridian Contracting, in the amount of \$104,600.00, be accepted.

Carried by unanimous vote.

ALPENA FARMER'S MARKET

Moved by Councilman Nunneley, seconded by Councilman Karschnick, that the request of the Alpena Farmer's Market for another structural modification in the form of an addition to the existing structure, be approved as presented by Bob Plume, subject to approval by the City Engineer and City Building Official.

Carried by unanimous vote.

MDOT SAFETY FUND GRANT AGREEMENT

Moved by Councilman Nunneley, seconded by Councilman Sexton, that the Michigan Department of Transportation (MDOT) Contract No. 11-5541, providing \$112,200 in federal funding toward the total project cost of \$140,200 to replace warning and regulatory signage throughout the community be approved; and authorize the Mayor and City Clerk to execute the agreement on behalf of the City.

Carried by unanimous vote.

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

SAM EILER
MAYOR PRO TEM

ATTEST:

Karen Hebert
City Clerk

COUNCIL PROCEEDINGS

October 17, 2011

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

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

Absent: None.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

MINUTES

The minutes of the regular session of October 3, 2011, were approved as printed.

MODIFICATION TO AGENDA

Moved by Councilman Eiler, seconded by Councilman Karschnick, that the following modification to the agenda be approved:

1. Correct item 6 (d), Consent Agenda, to read One Mayoral Appointment to the Historic District Study Committee for an Undefined Term. (Jim Thompson), not Historic Development Corporation.

Carried by unanimous vote.

CONSENT AGENDA

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

1. Bills Allowed – in the amount of \$415,038.76 be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.
2. One Mayoral reappointment to the Brownfield Redevelopment Board for a three-year term expiring 11/1/2014 (Carl Bourdelais).
3. One Mayoral appointment to the Historic District Commission for a three-

year term expiring 10/17/2014 (Jim Thompson).

4. One Mayoral appointment to the Historic District Study Committee for an undefined term (Jim Thompson).

Carried by unanimous vote.

ORDINANCE NO. 11-413

Ordinance No. 11-413, being an Ordinance Amending Chapter 58 – Parks, Recreation and City Property by Amending Article II, Section 58-31, Creation and Composition of Recreation Advisory Board, was given its first presentment (reading) by the City Attorney.

PROPERTY AND LIABILITY INSURANCE

The following proposals were received on September 20, 2011, for property and liability insurance:

Alpena Agency	\$ 99,354
Lappan Agency	\$121,526
U.P. Insurance	\$125,815
Arthur J. Gallagher	\$160,896
Michigan Municipal League	\$167,373

Moved by Councilman Eiler, seconded by Councilman Sexton, that the proposal by Alpena Agency, in the amount of \$99,354, be accepted.

Carried by unanimous vote.

P.A. 152 PUBLIC FUNDED HEALTH INSURANCE CONTRIBUTION ACT

Moved by Councilman Karschnick, seconded by Councilman Nunneley, that pursuant to Section 8 of Public Act 152 the City of Alpena will opt-out of the publicly funded health insurance contribution act for coverage year beginning on or after January 1, 2012.

Carried by unanimous vote.

SNOWMOBILE ROUTING WITHIN THE CITY

Moved by Councilman Nunneley, seconded by Councilman Sexton, to postpone the snowmobile routing report until the November 7, 2011, Council agenda.

Carried by unanimous vote.

STARLITE BEACH PROMENADE PROJECT

Moved by Councilman Eiler, seconded by Councilman Sexton, to approve spending of \$11,000 of surplus funds from the Starlite Beach Promenade project for steps, additional benches, permanent mount trash receptacles, and bike racks, per the City Engineer's memo dated September 29, 2011.

Carried by vote as follows:

Ayes: Karschnick, Sexton, Shafto, and Eiler.

Nays: Nunneley.

RESOLUTION NO. 2011-17

**RESOLUTION TO MANAGE FLOODPLAIN DEVELOPMENT FOR THE
NATIONAL FLOOD INSURANCE PROGRAM**

Moved by Councilman Nunneley, seconded by Councilman Sexton, that Resolution No. 2011-17, a resolution to manage floodplain development for the National Flood Insurance Program, be adopted.

Carried by unanimous vote.

ORDINANCE NO. 11-412

Ordinance No. 11-412, being an Ordinance Amending Chapter 14 – Buildings and Building Regulations by Adding Article XI – Floodplain Management, was given its first presentment (reading) by the City Attorney.

RESOLUTION NO. 2011-16

RESOLUTION SUPPORTING THE UP NORTH TRAILS COLLABORATIVE

Moved by Councilman Nunneley, seconded by Councilman Karschnick, that Resolution No. 2011-16, a resolution to join and participate in the Up North Trails Collaborative, be adopted; and further instruct staff to present funding options to provide \$500 toward the marketing of all northern Michigan's trail systems.

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

CAROL A. SHAFTO
MAYOR

ATTEST:

Karen Hebert
City Clerk

COUNCIL PROCEEDINGS

November 7, 2011

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

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

Absent: Councilmember Karschnick.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

MINUTES

The minutes of the regular session of October 17, 2011, were approved as printed.

CONSENT AGENDA

Moved by Councilman Nunneley, seconded by Councilman Sexton, that the following Consent Agenda item be approved:

1. Bills Allowed – in the amount of \$819,076.58 be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.

Carried by unanimous vote.

PUBLIC HEARING

CLOSE OUT OF COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG)

SIGNATURE BUILDING GRANT FOR THE

101 N. SECOND AVENUE BUILDING

Mayor Shafto announced a Public Hearing on the close out of the Community Development Block Grant (CDBG) Signature Building Grant for the 101 N. Second Avenue building. Greg Sundin, Planning and Development Director, presented a report. The public comment period was opened.

Chris LeFave, business owner, thanked the City for working with them on the project. He stated that the project would not have been possible without the grant because the building was in such disrepair. All local contractors were used. He gave special recognition to Greg Sundin for his professional work, efforts, and help with all the paperwork that needed to be filled out. He said the city is very lucky to have a person with his extensive background and knowledge.

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

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

Moved by Councilman Sexton, seconded by Councilman Eiler, to receive and file the final report.

Carried by unanimous vote.

TREASURER'S FINANCIAL REPORT

Moved by Councilman Nunneley, seconded by Councilman Sexton, to receive and file the Treasurer's Financial Report of July 1, 2011, through September 30, 2011.

Carried by unanimous vote.

CITY HALL STEP REPAIRS

The following sealed bids were received on October 25, 2011, for repair work on the entrance steps to City Hall:

DRV Contractors	\$14,499
Meridian Restoration	\$18,250
Seal All Waterproofing	\$21,200

Moved by Councilman Nunneley, seconded by Councilman Eiler, that the bid by DRV Contractors, in the amount of \$14,499, be accepted.

Carried by vote as follows:

Ayes: Eiler, Nunneley, and Shafto.

Nays: Sexton.

CEMETERY OPERATIONS

Moved by Councilman Nunneley, seconded by Councilman Sexton, to postpone the Cemetery Operations bid until the November 21, 2011, Council Meeting.

Carried by unanimous vote.

ORDINANCE NO. 11-412

Moved by Councilman Nunneley, seconded by Councilman Eiler, that Ordinance No. 11-412, being an Ordinance Amending Chapter 14 – Buildings and Building Regulations by Adding Article XI – Floodplain Management, be adopted.

Carried by unanimous vote.

ORDINANCE NO. 11-413

Moved by Councilman Eiler, seconded by Councilman Sexton, that Ordinance No. 11-413, being an Ordinance Amending Chapter 58 – Parks, Recreation and City Property by Amending Article II, Section 58-31, Creation and Composition of Recreation Advisory Board, be adopted.

Carried by unanimous vote.

SNOWMOBILE ROUTING WITHIN THE CITY OF ALPENA

Moved by Councilman Nunneley, seconded by Councilman Sexton, to accept the snowmobile route as presented by the City Engineer and direct staff to present a report at the April 2, 2012, council meeting on the pros and cons of the first season.

Carried by vote as follows:

Ayes: Nunneley, Sexton, and Shafto.

Nays: Eiler.

SNOWMOBILE ROUTE FOR THE NORTHSIDE OF THE CITY

Moved by Councilman Nunneley, seconded by Councilman Sexton, to direct staff to investigate a snowmobile route on the northside of the city and report back to council.

Carried by unanimous vote.

ORDINANCE NO. 11-414

Ordinance No. 11-414, being an Ordinance Amending Chapter 82 – Streets, Sidewalks, and Other Public Places by Adding Section 82-11 to Article I – In General, was given its first presentment (reading) by the City Attorney.

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

CAROL A. SHAFTO
MAYOR

ATTEST:

Karen Hebert
City Clerk

COUNCIL PROCEEDINGS

November 21, 2011

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

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

Absent: None.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

MINUTES

The minutes of the regular session of November 7, 2011, were approved as printed.

MODIFICATION TO AGENDA

Moved by Councilman Karschnick, seconded by Councilman Nunneley, that the following modification to the agenda be approved:

1. Move item 6 (d), Consent Agenda, to item 7 (b), Recognition.

Carried by unanimous vote.

CONSENT AGENDA

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

1. Bills Allowed – in the amount of \$352,987.95 be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.
2. Budget Amendment for the Downtown Development Authority for refund of taxes from Michigan Tax Tribunal ruling in the amount of \$1,425.00.
3. Approval of 2012 Municipal Council meeting schedule.
4. Two City Council appointments to the Recreation Advisory Board for a three (3) year term expiring November 1, 2014 – Tami Romel and Phil

Heath.

Carried by unanimous vote.

ELECTION INSPECTOR FEES

Moved by Councilman Karschnick, seconded by Councilman Nunneley, to approve the election inspector's fees for 2012.

Carried by vote as follows:

Ayes: Sexton, Shafto, Karschnick, and Nunneley.

Nays: None.

Abstain: Eiler.

TREASURER'S FINANCIAL REPORT

Moved by Councilman Eiler, seconded by Councilman Nunneley, to receive and file the Treasurer's Financial Report of July 1, 2011, through October 31, 2011.

Carried by unanimous vote.

CITY FACILITIES CAPITAL FUND

Moved by Councilman Nunneley, seconded by Councilman Eiler, to approve establishing a capital fund with the assets from the sale of the Civic Center, in the amount of \$125,000 and the refund from the Community Events Center millage in the amount of \$19,056.35, with funds being used for capital improvements to City Hall, cemetery, and marina buildings.

Carried by vote as follows:

Ayes: Eiler, Karschnick, Nunneley, and Shafto.

Nays: Sexton.

ORDINANCE NO. 11-414

Moved by Councilman Nunneley, seconded by Councilman Sexton, that

Ordinance No. 11-414, being an Ordinance Amending Chapter 82 – Streets, Sidewalks, and Other Public Places by Adding Section 82-11 to Article I – In General, be adopted.

Carried by unanimous vote.

CEMETERY OPERATIONS

Moved by Councilman Karschnick, seconded by Councilman Eiler, to reject all bids and have the City continue to operate the cemetery per the City Engineer's recommendation.

Carried by unanimous vote.

CEMETERY ORDINANCE

Moved by Councilman Nunneley, seconded by Councilman Karschnick, that staff review the cemetery ordinance and revise it if there are inconsistencies between the ordinance and charter; and bring back recommendations to Council in January 2013 for a future transition plan.

Carried by unanimous vote.

SIDEWALK PRE-BILLINGS IN ISLAND VIEW SUBDIVISION

Moved by Councilman Nunneley, seconded by Councilman Eiler, to direct the City Manager to contact the five citizens who pre-paid their sidewalks in the Oxbow and Island View subdivisions and ask if they want their payment refunded with the understanding that when sidewalk is installed in their neighborhood, they would pay the current rate.

Carried by unanimous vote.

SNOWMOBILE ROUTING

MILLER STREET/WALNUT STREET/LONG LAKE AVENUE

Moved by Councilman Nunneley, seconded by Councilman Karschnick, to

approve the snowmobile trail as presented by the City Engineer for the Miller Street/Walnut Street/Long Lake Avenue link.

Carried by unanimous vote.

SNOWMOBILE ROUTING

WESSEL ROAD CITY LIMITS

Moved by Councilman Nunneley, seconded by Councilman Sexton, to approve the snowmobile trail as presented by the City Engineer for Wessel Road city limits, terminating at the intersection of Ford Avenue and Hueber Street.

Carried by vote as follows:

Ayes: Nunneley, Sexton, Shafto, and Eiler.

Nays: Karschnick.

SNOWMOBILE ROUTING

FORD AVENUE IN FRONT OF LAFARGE

Moved by Councilman Nunneley, seconded by Councilman Sexton, to approve the snowmobile trail as presented by the City Engineer for the Ford Avenue link in front of Lafarge's property contingent on Lafarge's approval.

Carried by vote as follows:

Ayes: Nunneley, Sexton, Shafto, and Eiler.

Nays: Karschnick.

BYRNE JUSTICE ASSISTANT GRANT

SHARED RECORDS MANAGEMENT SYSTEM (RMS)

Moved by Councilman Karschnick, seconded by Councilman Eiler, that in partnering with the Alpena County Sheriff's Department for a \$72,500 Byrne Justice Assistant Grant, the City be authorized to expend \$7,495 for a Shared Records

Management System (RMS) for law enforcement and \$2,448 for a data server.

Carried by unanimous vote.

RESOLUTION NO. 2011-19

**RESOLUTION APPROVING THE SALE OF THE ALPENA CIVIC AND COMMUNITY
CENTER (CIVIC CENTER) PROPERTY TO SUNRISE SIDE INVESTMENTS, LLC**

Moved by Councilman Nunneley, seconded by Councilman Sexton, that Resolution No. 2011-19, a resolution approving the sale of the Alpena Civic and Community Center (Civic Center) property to Sunrise Side Investments, LLC for the sum of \$125,000, be adopted; and authorize the Mayor and City Clerk to execute the documents on the City's behalf.

Carried by unanimous vote.

RESOLUTION NO. 2011-18

**RESOLUTION SUPPORTING THE FEDERAL/STATE HERITAGE ROUTE AND
SCENIC BYWAYS PROGRAMS AND URGING CONGRESS TO CONTINUE
FUNDING OF THESE PROGRAMS AT THEIR CURRENT LEVELS**

Moved by Councilman Karschnick, seconded by Councilman Nunneley, that Resolution No. 2011-18, a resolution supporting the Federal/State Heritage Route and Scenic Byways programs and urging Congress to continue funding of these programs at their current levels, be adopted.

Carried by unanimous vote.

MICHIGAN HERITAGE ROUTES AND AMERICA'S BYWAYS

POSITION STATEMENT

Moved by Councilman Sexton, seconded by Councilman Eiler, to support the position statement adopted by the Michigan Heritage Routes and America's Byways to

continue the programs and funding at current federal levels.

Carried by unanimous vote.

TAX ABATEMENT POLICIES

Moved by Councilman Nunneley, seconded by Councilman Karschnick, that staff review the City's tax abatement policies and report back to Council.

Carried by unanimous vote.

ALLEGHANY TECHNOLOGIES INC. (ATI)

PA 328 TAX ABATEMENT STATUS

Moved by Councilman Karschnick, seconded by Councilman Sexton, to authorize staff to audit the personal property for Alleghany Technologies Inc. (ATI).

Carried by unanimous vote.

On motion of Councilman Karschnick, seconded by Councilman Sexton, the Council adjourned at 9:33 p.m.

CAROL A. SHAFTO
MAYOR

ATTEST:

Karen Hebert
City Clerk

COUNCIL PROCEEDINGS

December 5, 2011

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

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

Absent: None.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

MINUTES

The minutes of the regular session of November 21, 2011, were approved as printed.

CONSENT AGENDA

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

1. Bills Allowed – in the amount of \$245,197.06 be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.
2. Parades held within the City limits for 2012; Memorial Day, Fourth of July, Christmas, and Shriner Parade.
3. Approval of budget amendment to increase DPW supplies by \$8,500 for the 2010-2011 fireworks billed in 2011-2012.
4. Approval of budget amendment to increase community promotion to allow the contribution of \$500 to the Up north Trail Campaign.
5. One City Manager reappointment to the Housing Commission for a 5-year term expiring 12/4/2016 – Peter Skiba.
6. Two City Council reappointments to the Wildlife Sanctuary Board for a 3-year term expiring 12/5/2014 – Roger Witherbee and Alice Holcomb.

Carried by unanimous vote.

ORDINANCE NO. 11-416

Moved by Councilman Nunneley, seconded by Councilman Sexton, that Ordinance No. 11-416, being an Ordinance Authorizing Water Supply and Sewage Disposal System Revenue Refunding Bonds, Series 2011, be adopted.

Carried by unanimous vote.

NEW DOWNTOWN DEVELOPMENT AUTHORITY DIRECTOR

Moved by Councilman Karschnick, seconded by Councilman Sexton, to approve the employment of Lesslee Dort as the new Downtown Development Authority Director, per the Downtown Development Authority's recommendation.

Carried by unanimous vote.

M-32 FIBER OPTIC PROJECT

Moved by Councilman Eiler, seconded by Councilman Karschnick, to authorize the City to purchase fiber optic cable at a cost of \$8,500 and continue to negotiate with possible users of the fiber.

Carried by unanimous vote.

On motion of Councilman Karschnick, seconded by Councilman Nunneley, the Council adjourned at 7:55 p.m.

CAROL A. SHAFTO
MAYOR

ATTEST:

Karen Hebert
City Clerk

COUNCIL PROCEEDINGS

December 19, 2011

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

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

Absent: None.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

MINUTES

The minutes of the regular session of December 5, 2011, were approved as printed.

MODIFICATION TO AGENDA

Moved by Councilman Eiler, seconded by Councilman Karschnick, that the following modification to the agenda be approved:

1. Add item 7 (a), Mayoral Proclamation honoring Jim and Mary Louis Hart.

Carried by unanimous vote.

CONSENT AGENDA

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

1. Bills Allowed – in the amount of \$279,221.21 be allowed and the Mayor and City Clerk authorized to sign warrants in payment of same.
2. Approval of performance resolution authorizing specified City of Alpena employees to apply for Michigan Department of Transportation work permits within the state highway right-of-way.

Carried by unanimous vote.

PUBLIC HEARING

USDA RURAL BUSINESS ENTERPRISE GRANT TO

ASSIST IN FUNDING A COMMUNITY “DESTINATION BRAND CAMP” PROGRAM

Mayor Shafft announced a Public Hearing on the USDA Rural Business Enterprise Grant to assist in funding a community “Destination Brand Camp” Program. Greg Sundin, Planning and Development Director, presented a report. The public comment period was opened.

Deb Pardike, Executive Director, Convention and Visitors Bureau, thanked the Council for their support over the years, including Pure Michigan, Film Friendly and the current two-step opportunity assessment program performed by Destination Development International. Deb stated that DDI has worked with over 1,000 communities and has been very successful.

Mark Hunter, 310 W. Chisholm Street, stated he is impressed by the Destination Development International’s opportunity assessment program, especially the availability and simplicity and he is in support of the program.

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

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

RESOLUTION NO. 2011-20

RESOLUTION AUTHORIZING THE SUBMISSION OF A UNITED STATES

DEPARTMENT OF AGRICULTURE RURAL BUSINESS ENTERPRISE

GRANT PRE-APPLICATION AND PROVISION OF A LOCAL MATCH

Moved by Councilman Nunneley, seconded by Councilman Eiler, that Resolution No. 2011-20, a resolution authorizing the submission of a United States Department of

Agriculture Rural Business Enterprise Grant pre-application and provision of a local match, be adopted.

Carried by unanimous vote.

**ADMINISTRATIVE EMPLOYEE'S CHANGE TO FINAL AVERAGE
COMPENSATION FOR RETIREMENT PURPOSES**

Moved by Councilman Nunneley, seconded by Councilman Sexton, that City staff research the financial cost to the Alpena retirement system if the administrative employee's final average compensation is changed from the best two of five years to the best two of ten years.

Carried by unanimous vote.

ORDINANCE NO. 11-415

Ordinance No. 11-415, being an Ordinance to Amend Chapter 62 – Personnel, Section 62-93 Disability Incurred, to Allow for an Independent Medical Examination Previously Performed, was given its first presentment (reading) by the City Attorney.

ORDINANCE NO. 11-417

Ordinance No. 11-417, being an Ordinance to Amend Chapter 62 – City of Alpena Retirement System – Sections 62-71, 62-81(3), 62-102(b)(4), 62-107, 62-139, 62-140 and 62-141, was given its first presentment (reading) by the City Attorney.

2012 PROPERTY TAX COLLECTION

Moved by Councilman Karschnick, seconded by Councilman Sexton, that the request by the Alpena Public School District and the Alpena-Montmorency-Alcona Educational Service District for the collection of the 2012 property taxes, be approved.

Carried by unanimous vote.

COMPREHENSIVE ANNUAL FINANCIAL REPORT (CAFR)

Moved by Councilman Eiler, seconded by Councilman Karschnick, that the Comprehensive Annual Financial Report (CAFR) for fiscal year ended June 30, 2011 as presented by Straley, IIsley & Lamp, P.C., be received and filed.

Carried by unanimous vote.

COUNCIL POLICY STATEMENT NO. 31

Sidewalk Repair/Installation Guidelines

Moved by Councilman Eiler, seconded by Councilman Nunneley, that Council Policy Statement No. 31 – Sidewalk Repair/Installation Guidelines, be adopted as modified to reflect current standards.

Carried by unanimous vote.

On motion of Councilman Karschnick, seconded by Councilman Eiler, the Council adjourned at 8:50 p.m.

CAROL A. SHAFTO
MAYOR

ATTEST:

Karen Hebert
City Clerk