

## **COUNCIL PROCEEDINGS**

**June 21, 2021**

The Municipal Council of the City of Alpena met in regular session in person and via teleconference on the above date and was called to order at 6:00 p.m. by the Mayor.

Present: Mayor Waligora, Mayor Pro Tem Johnson, Councilmembers Nowak, Hess, and Mitchell.

Absent: None.

### **PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was recited.

### **APPROVAL OF AGENDA**

Moved by Councilmember Nowak, seconded by Mayor Pro Tem Johnson, to approve the agenda.

Motion carried 5-0.

### **MODIFICATION TO THE AGENDA**

Moved by Mayor Pro Tem Johnson, seconded by Councilmember Mitchell, to add 21-461, which is an ordinance to amend the City of Alpena Zoning Ordinance Article 7 Section 7.41 Medical Marihuana Facilities, to the agenda under new business as item 14E.

Motion carried 5-0.

### **MINUTES**

The minutes of the regular session of June 7, 2021, were approved as printed.

### **CONSENT AGENDA**

Moved by Councilmember Nowak, seconded by Mayor Pro Tem Johnson, that

the following Consent Agenda items be approved:

- A. Bills Allowed – in the Amount of \$296,786.81 be Allowed and the Mayor and City Clerk Authorized to Sign Warrant in Payment of Same.
- B. Council appointment of Claire Kostelic to the Zoning Board of Appeals for a Three-Year Term Expiring on July 1, 2024.
- C. Budget amendment request to transfer \$8,330 from salaries & wages in the Police Department to durable goods in the IT Department for the purchase of two additional in-car tablets.
- D. Budget amendment request to adjust revenues and expenditures within the General Fund for fiscal year 2021 for amounts that exceed the projected budget. Net effect of adjustments is an addition of \$126,181 to the current budget.
- E. Approval of a noise variance for a Live Music Event, held in the alley between Noise & Toys and The Fresh Palate, on July 1, 2021 from 10 p.m. to 12 a.m.

Motion carried 5-0.

### **PROCLAMATION**

Mayor Waligora proclaimed June 21-27, 2021, as Amateur Radio Week in the City of Alpena.

### **ORDINANCE 21-460**

City Attorney Pfeifer delivered the first reading of Ordinance 21-460, an ordinance which amends the Code of Ordinances to include the addition of chapter 12 for blight.

### **ORDINANCE 21-459**

Moved by Mayor Pro Tem Johnson, seconded by Councilmember Hess, to adopt ordinance 21-459, an ordinance that repeals the current ordinance for medical marihuana facilities and adopts new language.

Motion carried by votes as follows:

Ayes: Waligora, Hess and Johnson.

Nays: Nowak and Mitchell.

## **FIRE SERVICES AGREEMENT**

Fire Chief Bill Forbush presented changes and recommendations for the Fire Services Agreement with the Charter Township of Alpena. Supervisor Nathan Skibbe was present and discussed the proposed changes and answered questions. No formal action was taken by the Municipal Council.

## **CONTRACT MODIFICATION #2 FOR THE 2019 RESURFACING PROJECT**

Moved by Councilmember Nowak, seconded by Mayor Pro Tem Johnson, to approve contract modification #2 for the 2019 resurfacing project to Goodrich Trucking for the unit prices totaling \$168,200.

Motion carried 5-0.

## **DEFENSE COMMUNITY INFRASTRUCTURE PROGRAM APPLICATION SUBMITTAL**

Moved by Mayor Pro Tem Johnson, seconded by Councilmember Hess, to adopt resolution 2021-14 to authorize staff to submit a grant application to the Defense Community Infrastructure Program for the replacement of the clear wells at the Water Production Plant

Motion carried 5-0.

## **TRAFFIC CONTROL ORDER 1-21 – NO TRUCKS IN ALLEY**

Moved by Councilmember Nowak, seconded by Mayor Pro Tem Johnson, to approve traffic control order 1-21 which prohibits trucks from accessing the alley via Clinton Street.

Motion carried 5-0.

## **ORDINANCE 21-461**

Moved by Mayor Pro Tem Johnson, seconded by Councilmember Hess, to adopt

ordinance 21-461, which amends the City of Alpena Zoning Ordinance Article 7 Section 7.41 for Medical Marihuana Facilities, and a typo as discussed.

Motion carried 5-0.

**RECESS**

The Municipal Council recessed at 7:55 p.m.

**RECONVENE IN CLOSED SESSION**

Moved by Councilmember Nowak, seconded by Mayor Pro Tem Johnson, to reconvene in closed session at 7:59 p.m. to discuss an update regarding proposed litigation with the Alpena Prototype Biorefinery, LLC, American Process, Inc., and GranBio LLC.

Motion carried 5-0.

**RECONVENE IN OPEN SESSION**

The Municipal Council reconvened in open session at 8:16 p.m.

**ADJOURN**

On motion of Mayor Pro Tem Johnson, seconded by Councilmember Nowak, the Municipal Council adjourned at 8:17 p.m.

Matthew Waligora  
Mayor

ATTEST:

Anna Soik  
City Clerk