

## **COUNCIL PROCEEDINGS**

**March 21, 2022**

The Municipal Council of the City of Alpena met in regular session in person 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, Mitchell and Walchak.

Absent: None.

### **PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was recited.

### **APPROVAL OF THE AGENDA**

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

Motion carried 5-0.

### **MINUTES**

The minutes of the regular session of March 07, 2022 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 to be allowed, in the amount of \$206,323.15.
- B. Council reappointment of Julie Krajniak to the Retirement Board for a two-year term expiring on April 1, 2024.
- C. Correction to the February 21, 2022, Council meeting minutes to add the statement "Motion carried 5-0." Under the consent agenda section of the minutes and also under the Council Policy No. 59 Capital Asset Management section.

Motion carried 5-0.

## **ORDINANCE 22-472**

Attorney Pfeifer delivered the first reading of Ordinance 22-472, which amends the City of Alpena Zoning Ordinance Article 3 (General Provisions), Article 4 (Signs), Article 5 (Zoning Districts), and Article 7 (Supplemental Development Regulations).

### **THUNDER BAY ARTS COUNCIL INFORMATIONAL REPORT & BUDGET REQUEST**

Moved by Mayor Pro Tem Johnson, seconded by Councilmember Mitchell, to receive and file the Thunder Bay Arts Council informational report and budget request.

Motion carried 5-0.

### **WILDLIFE SANCTUARY BOARD INFORMATIONAL REPORT & BUDGET REQUEST**

Moved by Mayor Pro Tem Johnson, seconded by Councilmember Nowak, to receive and file the Wildlife Sanctuary Board informational report and budget request.

Motion carried 5-0.

### **ELECTION POLLING LOCATION CONSOLIDATION**

Moved by Councilmember Walchak, seconded by Councilmember Mitchell, to not consolidate the polling locations at this time.

Motion carried 5-0.

### **MICH-E-KE-WIS PARK VOLLEYBALL COURTS RECREATION PASSPORT**

#### **GRANT**

Moved by Councilmember Nowak, seconded by Councilmember Walchak, to approve Resolution 2022-02, ask staff to prepare the application for the Passport grant and commit the match funds of \$151,195.

Motion carried 5-0.

### **BAY VIEW PARK RESTROOM DESIGN SERVICES**

Moved by Councilmember Nowak, seconded by Councilmember Mitchell, to accept the proposal from U.P. Engineers & Architects and authorize staff to enter into a design services agreement.

Motion carried 5-0.

### **BLAIR STREET PARK REPAIRS BIDS**

The following bids were received and opened on November 29, 2021, for the repair of the walkway at the Blair Street Park:

Meridian Contracting Alpena, MI	\$56,489 \$27,886	Complete reconstruction of the deck. Fix only the existing damage.
Ken Robb Construction Alpena, MI	\$76,165 \$84,021.90	Complete reconstruction with deck boards. Replace with existing 2x6 lumber.
Spence Brothers Traverse City, MI	\$139,800	

Moved by Mayor Pro Tem Johnson, seconded by Councilmember Walchak, to award the Blair Street Repair Project to Meridian Contracting in the amount of \$56,489.

Motion carried 5-0.

Moved by Mayor Pro Tem Johnson, seconded by Councilmember Mitchell, to approve a contract modification increase for the Blair Street Project to Meridian Contracting in the amount of \$17,392.

Motion carried 5-0.

Moved by Mayor Pro Tem Johnson, seconded by Councilmember Walchak, approve the budget amendment for the Blair Street Project total of \$73,881 from fund balance.

Motion carried 5-0.

**THUNDER BAY RIVER CENTER LAND AND WATER CONSERVATION FUND  
GRANT**

Moved by Councilmember Nowak, seconded by Mayor Pro Tem Johnson, to approve Resolution 2022-04, ask the staff to submit the application and commit the matching funds of \$150,000.

Motion carried 5-0.

**ALPENA MARINA WATERWAYS PROGRAM GRANT**

Moved by Mayor Pro Tem Johnson, seconded by Councilmember Mitchell, to adopt Resolution 2022-03, which authorizes submission of a Waterways Program Grant application for the Alpena Marina Fixed Dock Replacement Project.

Motion carried 5-0.

**RECESS**

The Municipal Council recessed from 7:14 p.m. to 7:22 p.m.

**RECONVENE IN CLOSED SESSION**

Moved by Councilmember Nowak, seconded by Mayor Pro Tem Johnson, to reconvene in closed session to discuss an update regarding proposed litigation with the Alpena Prototype Biorefinery, LLC, American Process, Inc., and GranBio LLC; the water and sewer litigation; and an attorney/client discussion of the sale of city-owned property located at US 23 North.

Motion carried 5-0.

**RECONVENE IN OPEN SESSION**

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

**SALE OF CITY-OWNED PROPERTY AT US 23 NORTH**

Moved by Mayor Pro Tem Johnson, seconded by Councilmember Nowak, to approve a purchase and sale agreement between the City of Alpena and WSSA LLC for an approximately two-acre parcel of land that fronts on US 23 North. The proposed agreement would clarify Exhibit A (Description of Land). It would also clarify that under 3.2 there would be no commission of any sort that would be the responsibility of the City and as to section 2.4, Title and Survey, the City would not be required to do any title work or order any survey until the City is notified by WSSA that they were approved and awarded the government contract for the Fish and Wildlife. The amount of the purchase is \$150,000.

Motion carried 5-0.

**ADJOURN**

On motion of Mayor Pro Tem Johnson, seconded by Councilmember Walchak, the Municipal Council adjourned at 9:11 p.m.

Matthew Waligora  
Mayor

ATTEST:

Anna Soik  
City Clerk