

## **COUNCIL PROCEEDINGS**

**March 04, 2024**

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

Present: Mayor Johnson, Councilmember Mitchell, Mayor Pro Tem Nowak and Councilmember Walchak.

Absent: Councilmember Kane.

### **PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was recited.

### **APPROVAL OF THE AGENDA**

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

Motion carried 4-0, 1 absent.

### **MINUTES**

The minutes of the closed session of February 19, 2024, and special session of February 22, 2024, were approved as printed.

Moved by Mayor Johnson, seconded by Councilmember Walchak, to change "Kate" to "Kane" in item B on the consent agenda for the February 19, 2024, minutes.

Motion carried 4-0, 1 absent.

### **CONSENT AGENDA**

Moved by Mayor Pro Tem Nowak, seconded by Councilmember Mitchell, that the following Consent Agenda items be approved:

- A. Bills to be allowed, in the amount of \$390,057.45, and authorize Mayor Johnson and Clerk Soik to sign the warrant.
- B. Approve the electrical inspection services contract with Andrew Roznowski and authorize Mayor Johnson and Clerk/Treasurer/Finance Director Soik to sign.

C. Michigan Department of Transportation (MDOT), Contract no. 24-5016, be approved, and Mayor Johnson and City Clerk Soik be authorized to sign the contract on behalf of the City.

Motion carried 4-0, 1 absent.

#### **ORDINANCE NO. 24-500**

Moved by Mayor Pro Tem Nowak, seconded by Councilmember Walchak, to approve Ordinance no. 24-500, [which amends the City of Alpena Zoning Map].

Motion carried 4-0, 1 absent.

#### **ORDINANCE NO. 24-501**

Moved by Councilmember Mitchell, seconded by Mayor Pro Tem Nowak, to approve Ordinance no. 24-501, [which amends the City of Alpena Zoning Map].

Motion carried 4-0, 1 absent.

#### **ORDINANCE NO. 24-502**

Moved by Councilmember Walchak, seconded by Councilmember Mitchell, to approve Ordinance no. 24-502, [which amends Chapter 62, Personnel; Article III, Retirement System, Division I. Generally; Section 62-92 Retirement Allowance Options.

Motion carried 4-0, 1 absent.

#### **CONGRESSIONALLY DIRECTED SPENDING REQUEST FOR FIRE TRUCK**

Moved by Councilmember Walchak, seconded by Mayor Pro Tem Nowak, to approve Resolution no. 2024-04, FY25 Congressionally Directed Spending Request to Senator Gary Peters for the Alpena County Fire Department aerial fire truck replacement project.

Motion carried 4-0, 1 absent.

#### **WOODWARD TRAILHEAD RESTROOM STRUCTURAL REPAIRS**

On February 13, 2024, the City received and opened the following proposals for the Woodward Trailhead project:

Meridian Contracting Services, Alpena, MI	\$18,151
Dave Murphy Builders, LLC, Alpena, MI	\$19,265.75

Moved by Mayor Pro Tem Nowak, seconded by Councilmember Mitchell, to award the 2024 Woodward Trailhead Restroom Structural Repairs [project proposal] to Meridian Contracting of Alpena for the base bid of \$18,151 and the light replacement alternate for \$3,925, totaling \$22,076.

Motion carried 4-0, 1 absent.

### **2024 SOCIAL DISTRICT EXPANSION**

Moved by Mayor Pro Tem Nowak, seconded by Councilmember Walchak, to approve the amended boundaries, as presented, for the Downtown Alpena Social District and Downtown Alpena Commons Area.

Motion carried 4-0, 1 absent.

Moved by Mayor Pro Tem Nowak, seconded by Councilmember Mitchell, to approve Resolution no. 2024-03 [to allow eligible liquor license holders to apply for a Social District permit through the Liquor Control Commission].

Motion carried 4-0, 1 absent.

### **PURCHASE OF REPLACEMENT FIRE APPARATUSES**

Moved by Councilmember Mitchell, seconded by Councilmember Walchak, to transfer \$500,000 from the General Fund balance to the Equipment Fund and commit it for the purchase of replacement fire apparatus.

Motion carried 4-0, 1 absent.

Moved by Councilmember Walchak, seconded by Mayor Johnson, to approve the purchase of an E-One fire engine and an E-One aerial fire truck per the specifications of the Alpena Fire Department.

Motion carried 4-0, 1 absent.

### **RECESS**

The Municipal Council recessed from 6:41 p.m. to 6:44 p.m.

### **RECONVENE IN CLOSED SESSION**

Moved by Mayor Pro Tem Nowak, seconded by Councilmember Mitchell, to adjourn to closed session to discuss an update regarding pending litigation in the Michigan Tax Tribunal of KAH V LLC v City of Alpena.

Motion carried 4-0, 1 absent.

### **RECONVENE IN OPEN SESSION**

The Municipal Council reconvened in open session at 6:52 p.m.

### **SETTLEMENT OF KAH V LLC VS CITY OFALPENA**

Moved by Mayor Pro Tem Nowak, seconded by Councilmember Walchak, to settle the pending litigation with KAH V LLC in the amount of a true cash value of the property of \$1,000,000, taxable value of \$500,000, and the assessed value of \$500,000, [for the 2023 tax year].

Motion carried 4-0, 1 absent.

### **ADJOURNMENT**

On motion of Mayor Pro Tem Nowak, seconded by Councilmember Mitchell, the Municipal Council adjourned at 6:53 p.m.

Cindy Johnson  
Mayor

ATTEST:

Anna Soik  
City Clerk