

COUNCIL PROCEEDINGS

June 03, 2024

The Municipal Council of the City of Alpena met in regular session on the above date and was called to order at 6:01 p.m. by the Mayor.

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

Absent: None.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

APPROVAL OF THE AGENDA

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

Motion carried 5-0.

MINUTES

The minutes of the regular session of May 20, 2024, were approved as printed.

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 \$1,816,449.49, and authorize Mayor Johnson and Clerk Soik to sign the warrant.
- B. Approval of a cemetery deed no. 0301 by and between the City of Alpena and Linda Carrier and Owen Werth in the amount of \$745 for block 40, lot 54, for the use and purpose of a burial lot with perpetual care and authorize Mayor Johnson and Clerk Soik to sign said deed.
- C. Approval of a cemetery deed no. 0302 by and between the City of Alpena and Jay & Lynn Robarge in the amount of \$745 for block 40, lot 163, for the use and purpose of a burial lot with perpetual care and authorize Mayor Johnson and Clerk Soik to sign said deed.
- D. Approval of a cemetery deed no. 0303 by and between the City of Alpena and Robert & Travis Schilling in the amount of \$745 for block 40, lot 240, for the use and purpose of a

burial lot with perpetual care and authorize Mayor Johnson and Clerk Soik to sign said deed.

- E. Commit the donation of \$80,954.95, from the estate of Mr. Edward Grzelak, within the General Fund for building improvements to City Hall.
- F. Lease a postage machine from Pitney Bowes Inc. for a total amount of \$11,077.80 for a term of 60 months and authorize Anna Soik, Clerk/Treasurer/Finance Director, to sign the agreement.
- G. Noise ordinance variance request for Joe's Bar on June 29, 2024, from 10 p.m. to 1 a.m.
- H. Budget amendment request to transfer \$267,913 from the General Fund to the Equipment Fund and commit it for the purchase of fire apparatus.
- I. Budget amendment request to transfer \$65,748 from the General Fund to the Local Streets Fund and commit it for the extension of Hemlock Lane.
- J. 2024 tax rate request and authorize Mayor Johnson and Clerk Soik to sign the document.

Motion carried 5-0.

HURON UNDERCOVER NARCOTICS TEAM ANNUAL REPORT

Moved by Councilmember Kane, seconded by Councilmember Walchak, to accept the [Huron Undercover Narcotics Team annual] report as drafted.

Motion carried 5-0.

EARLY VOTING SITE CHANGE & INCREASE IN ELECTION WORKER COMPENSATION

Moved by Councilmember Walchak, seconded by Councilmember Mitchell, to move the early voting site location for all city voters to the Charter Township of Alpena for all future elections.

Motion carried 5-0.

Moved by Councilmember Walchak, seconded by Councilmember Mitchell, to increase the hourly wages to \$13 for election workers, \$14 for deputies, and \$16 for chairpersons for all future elections unless there is a change in circumstance.

Motion carried 5-0.

COUNCIL POLICY STATEMENT NO. 18 REVISION

Moved by Councilmember Mitchell, seconded by Councilmember Kane, to adopt Council

Policy Statement no. 18 revision to the local bidders' preference.

Motion carried 5-0.

COUNCIL COMMITTEE REPORTS

Each council member provided an update for the committees on which they participate.

FUNDING TO ALPENA COUNTY LAND BANK AUTHORITY FOR BLIGHT ELIMINATION

Moved by Mayor Pro Tem Nowak, seconded by Councilmember Walchak, to approve the transfer, not to exceed \$70,000, to the Alpena County Land Bank to support activities of the Round 3 Blight Elimination Program Grant for their purchase of 307 Bedford, 317 Bedford, and 321 Bedford.

Motion carried 5-0.

RESOLUTION AUTHORIZING APPLICATION AND IMPLEMENTATION OF MICHIGAN SHARED STREETS AND SPACES GRANT

Moved by Councilmember Walchak, seconded by Councilmember Kane, to accept the resolution, authorizing application and implementation of the Michigan Shared Streets and Spaces Grant, no. 2024-07.

Motion carried 5-0.

RECESS

The Municipal Council recessed from 6:49 p.m. to 6:54 p.m.

RECONVENE IN CLOSED SESSION

Moved by Mayor Pro Tem Nowak, seconded by Councilmember Mitchell, to adjourn to closed session to discuss (A) pending litigation of Michael Tweh and Uncle Mike's Chicken, LLC v Food Carts Manufacturing, Inc., HD Recovery, LLC, City of Alpena and Repocast.com, Inc.; and (B) water and sewer litigation updated.

Motion carried 5-0.

RECONVENE IN OPEN SESSION

The Municipal Council reconvened in open session at 7:32 p.m.

SETTLEMENT OF MICHAEL TWEH AND UNCLE MIKE'S CHICKEN

Moved by Mayor Pro Tem Nowak, seconded by Councilmember Walchak, to approve the settlement of Michael Tweh and Uncle Mike's Chicken, LLC v Food Carts Manufacturing, Inc., HD Recovery, LLC, City of Alpena and Repocast.com as outlined in the settlement terms sheet effective May 30, 2024.

Motion carried 5-0.

ADJOURNMENT

On motion of Mayor Pro Tem Nowak, seconded by Councilmember Kane, the Municipal Council adjourned at 7:34 p.m.

Cindy Johnson
Mayor

ATTEST:

Anna Soik
City Clerk