

Vice-Mayor Harrington called a regular meeting of the Alma City Commission to order at 6:00 p.m. in the Alma Municipal Building. A quorum of the Commission was present.

Roll Call

Present: Roger Allman, Andrew Bare, Roxann Harrington, and Michelle Pitts.
Absent: Laurie Harrison, Greg Mapes, and Danny Wernick.

No agenda amendments were offered.

Vice-Mayor Harrington led those present in a recitation of the Pledge of Allegiance to the United States of America.

Minutes

2023-0123 Motion by Commissioner Allman, seconded by Commissioner Pitts, to approve minutes of the April 25, 2023, regular meeting, and April 27, 2023, special meeting, as presented. Motion carried.
Yes: Allman, Bare, Harrington, and Pitts.
No: none.
Absent: Harrison, Mapes, and Wernick.

Communications

2023-0124 Motion by Commissioner Pitts, seconded by Commissioner Bare, to receive a communication from Joe Ramirez regarding the keeping and maintaining of fowl within city limits. Motion to receive carried.
Yes: Allman, Bare, Harrington, and Pitts.
No: none.
Absent: Harrison, Mapes, and Wernick.

Hearings

2023-0125 Motion by Commissioner Pitts, seconded by Commissioner Bare, to open a public hearing at 6:06 p.m. for review of the Proposed FY 2024 Annual City Budget and related property tax millage rates. Motion carried.
Yes: Allman, Bare, Harrington, and Pitts.
No: none.
Absent: Harrison, Mapes, and Wernick.

City Manager Aeric Ripley reviewed revenues and expenditures in the proposed budget for general and special funds. He also reviewed proposed capital improvement projects for the upcoming fiscal year and noted some funding for the projects is a result of not filling vacant positions in several departments.

Les Rosan, 889 Mill, said he had been out of town for six months, and asked for a status comparison with last year at this time.

City Manager Ripley spoke about last year's budget preparations versus this year's, together with audit results. He also mentioned the five-year plan for rate increases, capital improvement projects, and expectations for balanced funds at the five-year mark.

No other public comments were offered.

2023-0126 Motion by Commissioner Pitts, seconded by Commissioner Bare, to close the public hearing regarding the Proposed FY 2024 Annual City Budget at 6:19 p.m. Motion carried.
Yes: Allman, Bare, Harrington, and Pitts.
No: none.
Absent: Harrison, Mapes, and Wernick.

2023-0127 Motion by Commissioner Allman, seconded by Commissioner Bare, to set a public hearing for Tuesday, May 23, 2023, at 6:00 p.m., or as soon thereafter as the agenda allows, to receive public comment on an application for funding through a low-interest loan program through the State of Michigan Drinking Water State Revolving Fund (DWSRF).

Yes: Allman, Bare, Harrington, and Pitts.
No: none.
Absent: Harrison, Mapes, and Wernick.
Resolution declared adopted.

Requests for Purchase

2023-0128 **Motion by Commissioner Pitts, seconded by Commissioner Bare, to approve a request for purchase to Trace Analytical Laboratories in the amount of \$15,555.72 for a local limits background study for the Wastewater Treatment Plant.**

Yes: Allman, Bare, Harrington, and Pitts.
No: none.
Absent: Harrison, Mapes, and Wernick.
Resolution declared adopted.

Resolutions

2023-0129 **Motion by Commissioner Allman, seconded by Commissioner Bare, to adopt a resolution authorizing the execution of a Declaration and Notice declaring that portions of Conservation/Pine River Parks, Wright Park, and Riverside Park, identified in "Exhibit A" of the Declaration and Notice, contain certain restrictions as described in each document.**

Yes: Allman, Bare, Harrington, and Pitts.
No: none.
Absent: Harrison, Mapes, and Wernick.
Resolution declared adopted.

2023-0130

**Resolution of Provisional Approval
City of Alma Recreational Marihuana Retailer License**

Whereas, on February 20, 2023 the City of Alma received four Recreational Marihuana Retailer applications meeting the criteria under the City of Alma enabling and zoning ordinances for Recreational Marihuana Facilities within the City of Alma; and

Whereas, the City of Alma enabling ordinance was amended on April 27, 2023 to allow for four Marihuana Retailer Licenses; and

Whereas, DNVK Lapeer Inc, was one of the four entities to submit their application by the February 20, 2023 deadline and receive zoning approval and recommendation from the Alma Planning Commission for property located at 528 Warwick Drive, parcel number 29-51-332-258-40, on March 20, 2023; and

Whereas, the Alma City Commission has established conditions for the holders of a Recreational Retail Marihuana License requiring construction to obtain a Certificate of Occupancy from the City of Alma; and

Whereas, a performance bond in the amount of \$100,000 will be required for licenses requiring construction to obtain a Certificate of Occupancy from the City of Alma; and

Whereas, the bond must be obtained from a reputable insurance/bonding company subject to the approval of the City, the City's approval shall not be unreasonably withheld, and the City of Alma must be listed as the beneficiary of the performance bond; and

Whereas, the Operator must obtain a Certificate of Occupancy from the City of Alma within 2-years from the date that the Recreational Marihuana Retailer Operator's License is obtained by the Operator; and

Whereas, if the Operator commences with work/construction on their respective Recreational Marihuana Retailer location after obtaining the Operator's License but is unable to and/or elects not to obtain a Certificate of Occupancy by the 2-year deadline, the Bond would be forfeited to the City to allow the City to remedy the incomplete project; and

Whereas, if the Operator does not begin any work/construction after obtaining the Operator's License, the Operator can voluntarily relinquish the License back to the City, and the City would not make use the Bond; and