OFFICIAL PROCEEDINGS OF THE
MARQUETTE CITY COMMISSION

A regular meeting of the Marquette City Commission was duly called and held on Monday, May 8, 1978 at 7:00 P.M.

Present: Mayor Swaine. Commissioners Greer, Johnson, Merrick, Pesola, Taccolini, Wilson.

Absent: None.

It was moved by Commissioner Pesola, supported by Commissioner Taccolini and carried unanimously to approve the minutes as presented and to dispense with their reading.

Total bills payable in the amount of $342,826.55 were presented. It was moved by Commissioner Merrick, supported by Commissioner Johnson and carried unanimously to approve the bills with the exception of the one to Merrick's 5 and 10 in the amount of $23.92 and order them paid. It was then moved by Commissioner Johnson and supported by Commissioner Taccolini to pay the above excluded bill to Merrick's. The following vote was taken:
Ayes: Mayor Swaine. Commissioners Greer, Johnson, Pesola, Taccolini, Wilson.
Nay: None. Abstention: Commissioner Merrick. The motion was carried.

Mayor Swaine noted that added agenda items included a letter from the Board of Light and Power and a request from the Marquette Jaycee's to address the Commission.

Mayor Swaine announced that this was the time and date set for a public hearing on a proposed ordinance to amend water and wastewater rates. Two persons addressed the Commission asking questions. The hearing was closed. It was moved by Commissioner Greer, supported by Commissioner Taccolini and carried unanimously to adopt ordinance #316--

AN ORDINANCE TO AMEND CHAPTER 58, TITLE VII OF THE CODE OF THE CITY OF MARQUETTE TO CHANGE THE WATER AND WASTEWATER RATES AND ADMINISTRATIVE PROCEDURES FOR THE WATER AND WASTEWATER UTILITY.

Mayor Swaine then announced that this was the time and date set for a public hearing on the City's 1978-79 Fiscal Year Budget and Federal Revenue Sharing Budget. There were no citizens wishing to address the Commission. The hearing was closed. It was then moved by Commissioner Greer and supported by Commissioner Wilson to adopt the Appropriations Bill for the Fiscal Year 1978-79 as follows:

APPROPRIATION BILL FOR THE FISCAL YEAR 1978-1979

WHEREAS, on April 17, 1978, this Commission received the Tentative Budget estimates of all expenditures which will be required to be made from the several funds of the City during the next fiscal year,

and for the payment of interest and indebtedness to fall due during the year for functions, objects and purposes therein specified, and also fixed the date of May 8, 1978 for the Public Hearing upon said estimates, and

WHEREAS, said estimates and notices of said meetings and the purpose thereof have been published in the Mining Journal, a daily newspaper, published in the City before said meeting of May 8, 1978,

RESOLVED, that the several sums and amounts of money estimated and determined upon in the said estimates are hereby determined to be required for the respective objects and purposes specified in said estimates to defray the expenditures and liabilities of the City corporation for the current fiscal year, and

RESOLVED, that there is hereby appropriated for the fiscal year out of the money in, and to come into the City Treasury, not otherwise appropriated or belonging to any other general or special fund, the following sums and amounts for the several departments and particular objects and purposes respectively specified in said estimates and the above determination, viz:

GENERAL FUND

For LEGISLATIVE: The amount of said sums to-wit: Nineteen thousand, three hundred dollars	$ 19,300
For EXECUTIVE: The amount of said sums, to-wit: Sixty seven thousand, six hundred forty dollars	67,640
For ELCTIONS: The amount of said sums, to-wit: Fourteen thousand, nine hundred dollars	14,900
For GENERAL SERVICES ADMINISTRATION: The amount of said sums, to-wit: Four hundred one thousand, seven hundred ten dollars	401,710
For LAW ENFORCEMENT: The amount of said sums, to-wit: Six hundred seventy four thousand, three hundred and eighty dollars	674,380
For FIRE: The amount of said sums, to-wit: Four hundred fifty one thousand, six hundred dollars	451,600
For PROTECTIVE INSPECTION: The amount of said sums, to-wit: Fourteen thousand, nine hundred ninety five dollars	14,995
For PUBLIC WORKS: The amount of said sums, to-wit: One million, one hundred twenty six thousand, nine hundred eighty five dollars	1,126,985

For SANITATION: The amount of said sums, to-wit:
One hundred seventy thousand, nine hundred five dollars 170,905

For HEALTH: The amount of said sums, to-wit:
Seventy thousand, fifty dollars 70,050

For SOCIAL SERVICES: The amount of said sums, to-wit:
Fifty five thousand, three hundred twenty dollars 55,320

For RECREATION & PARKS: The amount of said sums, to-wit:
Eight hundred twenty four thousand, nine hundred thirteen dollars 824,913

For PLANNING: The amount of said sums, to-wit:
Thirty five thousand, two hundred thirty dollars 35,230

For OTHER FUNCTIONS: The amount of said sums, to-wit:
Nine hundred eight thousand, nine hundred forty two dollars 908,942

MAJOR STREET AND TRUNK LINE FUND

For the MAJOR STREET AND TRUNK LINE FUND: The amount of said sums, to-wit:
Seven hundred ninety four thousand, five hundred five dollars 794,505

LOCAL STREET FUND

For the LOCAL STREET FUND: The amount of said sums, to-wit: 576,250
Five hundred seventy six thousand, two hundred fifty dollars

WATER AND SEWER FUND

For the WATER AND SEWER FUND: The amount of said sums, to-wit: 1,346,100
One million, three hundred forty six thousand, one hundred dollars

PARKING SYSTEM FUND

For the PARKING SYSTEM FUND: The amount of said sums, to-wit: 42,452
Forty two thousand, four hundred fifty two dollars

MARINA FUND

For the MARINA FUND: The amount of said sums, to-wit: 35,045
Thirty five thousand, forty five dollars

LIBRARY FUND

For the LIBRARY FUND: The amount of said sums, to-wit: 305,583

FEDERAL REVENUE SHARING FUND

For the FEDERAL REVENUE SHARING FUND: The amount of said sums, to-wit: 618,480
Six hundred eighteen thousand four hundred eighty dollars

TOTAL: $8,555,285

AND BE IT RESOLVED, that it is hereby determined that the monies now in the City Treasury, together with the estimated revenues and income for the City purposes to be derived from all sources other than taxes during the current fiscal year, are not sufficient for the requirements and appropriations aforesaid, and that it is necessary for said objects and purposes, to meet the appropriation aforesaid, that there be raised by taxes with the next General Fund Levy and paid into the several funds of the City's General Fund, the amount of:

One million, six hundred ninety three thousand dollars
($1,693,000)

AND BE IT RESOLVED, that the sum of one million, six hundred ninety three thousand dollars ($1,693,000) be and the same is hereby ordered to be raised upon the general tax roll of this City for the fiscal year 1978-1979.

AND BE IT FURTHER RESOLVED, that the sum of Two hundred forty four thousand, five hundred seventy three dollars ($244,573) be and the same is hereby ordered to be raised by tax upon the general tax roll of this City for operating purposes of the PETER WHITE PUBLIC LIBARARY.

Following a lengthy discussion regarding various aspects of the budget, Commissioner Wilson called the question. The following vote was taken:
Ayes: Mayor Swaine. Commissioners Greer, Johnson, Merrick, Taccolini, Wilson.
Nay: Commissioner Pesola. The motion was carried.

Mayor Swaine then announced that this was the time and date set for a public hearing on the Housing and Community Development, Block Grant Program, Small Cities Grant Application. Assistant Manager, David Svanda, addressed the Commission regarding proposed activities of this project and competition for available funds. The hearing was closed.

Mayor Swaine then announced that this was the time set for citizens wishing to address the Commission. There were no citizens who wished to do so.

Mayor Swaine announced that the Jaycee's representatives would be permitted to address the Commission at this time. Jim Ethington and Rick Finch addressed the Commission requesting permission to hold an official park opening at Presque Isle Park on June 18th. Following a lengthy discussion it was moved by Commissioner Wilson, supported by Commissioner Taccolini and carried unanimously to accept the Jaycee's proposal for official opening of the Presque

Isle Park on June 17th or 18th provided that the net proceeds be returned for the City for the benefit of City parks and recreation projects. It was suggested that the Jaycee's work with the Parks and Recreation Department regarding arrangements for this activity.

Mayor Swaine then called a five minute recess.

Following the recess the Clerk read a communication from the Marquette County Commission on Aging regarding appointment of a commission member to represent Marquette. It was moved by Commissioner Greer, supported by Commissioner Johnson and carried unanimously to recommend Commissioner Merrick to fill the City vacancy on the County Commission on Aging.

The Clerk then read a communication from William L. LaBelle submitting his resignation from the Planning Board. This communication was accepted and the Clerk was directed to write Mr. LaBelle thanking him for his service on the Board.

A communication from Bay Cliff Health Camp regarding the annual carnival fund raising event was read. It was moved by Commissioner Johnson, supported by Commissioner Pesola and carried unanimously to waive the City's annual license fee for the carnival presented by the Skerbeck Brothers Amusement Company on June 5th through June 10th.

A communication from the Michigan Municipal League regarding the annual Region X meeting of the league was read and accepted.

A communication from the Beautification and Restoration Committee regarding tree maintenance was read. City Manager McNabb and Parks and Recreation Superintendent Heaviland commented on the trimming services being done for the City and on possibilities of the Board of Light and Power working with the City on these services.

A communication from the Department of Natural Resources regarding a Japanese sister city for Marquette was read. Commissioner Greer discussed this program. Commissioner Wilson noted that the Chamber of Commerce supported it. It was moved by Commissioner Wilson, supported by Commissioner Pesola and carried unanimously that the Commission explore further the possibility of a sister city agreement with the City of Yokaichi, Japan.

A report and recommendation from the City Manager regarding Change Order #3 for the Preload Contract was read. Following a brief discussion, it was moved by Commissioner Taccolini, supported by Commissioner Wilson and carried unanimously that Change Order #3 for Preload be approved and that the City Manager be authorized to execute it for the City.

A recommendation from the Harbor Committee regarding Michigan Waterways Commission rate requirements for rental slips at the Presque Isle Marina was read. Following a discussion it was moved by Commissioner Greer and supported by Commissioner Johnson to concur with the recommendation of the Harbor Committee and amend the rates adopted February 27, 1978 to include the following rates:

24 foot slip....$5.50 per foot or $132.00 per season
32 foot slip....$5.50 per foot or $176.00 per season
42 foot slip....$6.50 per foot or $273.00 per season
60 foot slip....$6.50 per foot or #390.00 per season

The following vote was taken:
Ayes: Mayor Swaine. Commissioners Greer, Johnson, Merrick, Taccolini, Wilson.
Nay: Commissioner Pesola. The motion was carried.

A recommendation from the City Planning Board regarding the establishment of fees for the new zoning ordinance was read. It was moved by Commissioner Pesola, supported by Commissioner Taccolini and carried unanimously to concur with the Board's recommendation and approve the following fees:

For a Conditional Use Permit Application	$20.00
For a Class A Non-Conforming Designation Request	$20.00
For a Planned Unit Development	$100.00

A recommendation from the City Clerk regarding scheduling of a special election for the proposed charter amendments was read. It was moved by Commissioner Merrick, supported by Commissioner Taccolini and carried unanimously to authorize the City Clerk to file a request for a special election to be held on the same date as the August Primary.

The Commission then discussed the request from the Board of Light and Power regarding a Charter amendment to change the board's bidding requirements. It was moved by Commissioner Pesola, supported by Commissioner Johnson and carried unanimously to adopt the following resolution:

RESOLVED: That the Charter of the City of Marquette, Michigan, be amended by deleting from Section 13.7(n) the words "one thousand dollars" and by the substitution therefore of the words "three thousand dollars."

RESOLVED FURTHER: That a statement of the purpose of said proposed Charter amendment shall be submitted (pursuant to Act 117 of the Public Acts of 1955) to the Attorney General for approval in the following form:

INCREASE LEVEL OF SEALED BID REQUIREMENT

Presently the Charter requires that sealed bids be obtained on all sales or purchases in excess of $1,000.00. This proposed amendment would increase that level to $3,000.00.

Shall this Charter amendment increasing the sealed bid requirement from $1,000.00 to $3,000.00 be adopted?

Yes

No

Commissioner Greer asked how the City cleanup on Saturday went. The Manager reported that some of the service clubs did an excellent job while others had few workers turn out.

Commissioner Johnson inquired about city liability for road conditions on US 41 outside the City where the public works department is doing maintenance. The Manager reported that the Highway Department is liable for liability insurance. She also asked about changing contractors for bid specifications and reported that the schools were doing a good job on their part of the City beautification project.

Commissioner Pesola inquired about items to be sold at the City auction that is coming up.

Commissioner Taccolini asked if there was any restriction on the sale of liquor near the high school.

Commissioner Merrick suggested that Commissioners consider someone to do public relations work for the City.

The City Manager thanked the Commissioners for their long hours of work on the budget noting that various meetings had consumed over 40 hours time.

There being no citizens to address the Commission the meeting was adjourned at 10:10 p.m.

Howard R. Swaine
Mayor

Norman F. Gruber Jr.
City Clerk

OFFICIAL PROCEEDINGS OF THE MARQUETTE CITY COMMISSION

A regular meeting of the Marquette City Commission was duly called and held on Tuesday, May 30, 1978 at 7:00 p.m.

Present: Mayor Swaine. Commissioners Johnson, Merrick, Pesola, Taccolini, Wilson.
Absent: Commissioner Greer.

It was moved by Commissioner Johnson, supported by Commissioner Pesola and carried to excuse the absence of Commissioner Greer.

It was then moved by Commissioner Pesola, supported by Commissioner Wilson and carried to dispense with the reading of the minutes of the previous meeting and to approve them as presented.

Total bills payable in the amount of $192,815.65 were presented. It was moved by Commissioner Merrick, supported by Commissioner Taccolini and carried that these bills be allowed and ordered paid.

Mayor Swaine noted that additional items on the agenda would include an appointment to the Planning Board, a communication commending Dr. Simon, appointments to the Parking Committee and discussion of a memo from Darin & Armstrong.

Mayor Swaine then noted that this was the time set for citizens wishing to address the Commission. Leo Enright asked questions regarding the water plant expansion. Bonnie Johnson complained about awarding bids to contractors who have done inferior work in the past and complained that there were not enough firemen. Following a lengthy discussion, Mayor Swaine requested a report from the Fire Chief regarding staffing of the Fire Department. Peter Embly said that he was worried about fire hazard at the Empire Gas Company. Mike Hongisto complained about the poor pavement conditions on Wilkinson and Norwood Streets.

A communication from the Marquette County Property Tax Reform Committee was read. Following a discussion regarding the committee's activities, it was moved by Commissioner Johnson, supported by Commissioner Taccolini and carried to adopt the following resolution:

> WHEREAS the property tax system is inequitable, discriminating against those who choose to invest in home and land, while being unresponsive to an individual's ability to pay as in the income tax system, and
>
> WHEREAS the property tax system is unduly complicated, making it difficult and costly to administer, including school district boundaries that are often in conflict with city and township boundaries, and

WHEREAS well over 50% of local property taxes go for school operation, and

WHEREAS the combining of school taxes with local government operating taxes is confusing to taxpayers, making it difficult to accurately place political responsibility and fiscal accountability, and

WHEREAS under the existing system of the County Tax Allocation Board it is not possible for elected county and township officials to directly act to reduce millage because the division of the 15 statutory mills is left to the decision of an appointed -- not an elected -- board, and

WHEREAS income tax credits for education is clearly a separate issue from property tax reform and could seriously confuse the issue of reform if tied to any property tax reform proposal, then

THEREFORE BE IT RESOLVED that the City of Marquette does hereby call on the State Legislature and the Governor to actively support Representative Roy Smith's Proposal C, if provision for income tax credits for education is removed from the proposal, since the proposal would:

1) remove the burden of school taxes for operating expenses from the local property tax,

2) provide county and township governments with fixed millage for operating expenses, that would allow them the option of reducing millage at their discretion, and

3) abolish the out-dated and inefficient Tax Allocation Board system.

BE IT FURTHER RESOLVED that copies of this resolution be sent to members of the Senate Taxation Committee, the House Taxation Committee, all U.P. State Legislators, the Governor, the Michigan Municipal League, and Representative Roy Smith.

A report and recommendation from the City Manager regarding transfer of service credit was read. It was moved by Commissioner Wilson, supported by Commissioner Taccolini and carried that the Commission approve the Peter White Library Board's resolution granting service credit to Jane Orewiler in the Michigan Employee's Retirement System for her years of service at the Galion, Ohio Public Library.

A report and recommendation from the City Manager regarding the parking meter removal from the CBD was read. It was moved by Commissioner Merrick, supported by Commissioner Johnson and carried to extend the trial period for free parking downtown through the end of the 1978-79 fiscal year. Mayor Swaine announced the following appointments to the newly formed Parking Committee:

John Dorais	3 year term	expiring 5-30-81
Ray Beauchamp	3 year term	expiring 5-30-81
Colleen Munkres	3 year term	expiring 5-30-81
Richard Pelto	2 year term	expiring 5-30-80
Ann Richards	2 year term	expiring 5-30-80
Dan Pearce	1 year term	expiring 5-30-79
Laurence Sain	1 year term	expiring 5-30-79

A report and recommendation from the City Manager regarding bids for a pneumatic tunnelling machine was read. It was moved by Commissioner Taccolini, supported by Commissioner Pesola and carried to award the bid for this item to Kelbe Brothers Equipment Company, Little Chute, Wisconsin in the amount of $1,925.00.

A report and recommendation from the City Manager regarding bids for concession items was read. It was moved by Commissioner Johnson, supported by Commissioner Taccolini and carried to award the bids for the candy, cigarette, gum/mint groups to Simons Brothers, Ishpeming, Michigan and the bid for all of the soda pop groups to the Marquette Bottling Works, Marquette, Michigan.

A report and recommendation from the City Manager regarding bids for engineering services was read. It was moved by Commissioner Taccolini, supported by Commissioner Wilson and carried to award the bid for engineering services for the Lower Harbor Park to R. S. Scott and Associates, Marquette, Michigan in the amount of $13,980.00.

A report and recommendation from the City Manager regarding bids for aggregate materials was read. It was moved by Commissioner Merrick, supported by Commissioner Taccolini and carried to award the bid to A. Lindberg and Sons, Inc. of Ishpeming, Michigan as follows:

	Price per Ton	
Aggregate	Delivered	Not Delivered
22A	$3.15	$1.75
6A	5.20	3.80
2NS	4.00	2.60
4	5.08	3.68

A report and recommendation from the City Manager regarding bids for bituminous materials and paving was read. It was moved by Commissioner Pesola, supported by Commissioner Wilson and carried to award the bids to Custom Asphalt and Paving, Inc., Negaunee, Michigan as follows:

Aggregate 4.11 Delivered	$13.23/ton
Prime Coat Delivered	.48/gal.
Bond Coat Delivered	.48/gal.
Aggregate 4.11 Picked up	11.15/ton
Cold Patch Delivered	13.23/ton

Mayor Swaine then called a five minute recess.

Following the recess, a report and recommendation from the City Manager regarding bids for construction of special assessment projects was read. Following a lengthy discussion regarding the cost of the work as bid versus the engineers estimate and the possibility of other contractors to do the work, it was moved by Commissioner Pesola, supported by Commissioner Johnson and carried to table action on the award of these bids until the June 12th meeting. Mike Pond, representing Gourdie Fraser and Associates, the City's engineering firm and two other persons addressed the Commission regarding these bids.

A report and recommendation from the City Manager regarding curb and sidewalk bids was read. It was moved by Commissioner Merrick, supported by Commissioner Taccolini and carried to award the bids to L. W. Brumm and Brumm Construction Company as recommended.

A recommendation from the Downtown Development Authority that the Commission levy a 2 mill tax was read. It was moved by Commissioner Pesola, supported by Commissioner Wilson and carried to concur with this recommendation and to levy a 2 mill ad valorem tax on the real property in the Downtown Development District for the period of one year with said taxes to be collected in July, 1978.

A recommendation from the City Planning Board regarding approval of the PUD Guidelines was read. It was moved by Commissioner Pesola, supported by Commissioner Johnson and carried to approve the PUD Guidelines as presented by the Planning Board.

It was then moved by Commissioner Pesola, supported by Commissioner Wilson and carried to adopt the following resolution:

WHEREAS, the Sister-State program was established in November, 1968, between the State of Michigan, United States of America, and Shiga Prefecture, Japan, to promote interchange in various fields of activities, and

WHEREAS, the "People-to-People" Program was established by the President of the United States at the White House in 1956 to establish greater friendship and understanding between the peoples of the United States and other nations through the medium of direct contact, and

WHEREAS, to implement this program the City of Marquette and other communities in the United States have been requested by the National League of Cities and other organizations to affiliate with a community in another nation but with similar characteristics and mutual interest, and

WHEREAS, the City of Marquette through its City Commission does recognize and endorse this program with the hope that it will lead to a lasting friendship between the people of Yokaichi City and the City of Marquette,

NOW THEREFORE BE IT RESOLVED BY THE COMMISSION AS FOLLOWS:

Section 1. That this City Commission on behalf of the people of the City of Marquette hereby extends an invitation to the Government and the people of Yokaichi City to participate with the City of Marquette as its sister-city in the "People-to-People" Program for the purpose of creating good will and understanding between the people of our two great nations.

Section 2. The Mayor is hereby authorized to act as official representative of the City of Marquette to carry out this program.

Section 3. That copies of this resolution are to be sent to the Mayor and Council of Yokaichi City, Shiga Prefecture, Japan, the Town Affiliation Association of the U.S., the United States Department of State, and the American Embassy of Japan.

Mayor Swaine then appointed with the concurrence of the Commission, Harley Andrews to fill the unexpired term of William LaBelle on the Planning Board.

A communication from Robert Manning was read acknowledging the accomplishments of Dr. Robert R. Simon in developing the emergency medical service system in Marquette. It was moved by Mayor Swaine, supported by Commissioner Merrick and carried that the Commission send Dr. Simon a letter of thanks for his service in this area.

Commissioner Johnson noted that the new dog warden was working well but that there was still a dog problem; said that the residents on Pioneer Road reported that the Boy Scout Troop cleaning up that area had done an excellent job; and said that residents of the City were complaining about noise pollution.

Commissioner Merrick asked about the letter from Darin & Armstrong. The City Manager discussed the alternatives for changes in the water plant expansion.

Commissioner Pesola questioned the bids for the Marquette Township sanitary sewer interceptor and complimented Police Chief Johnson for a good annual report.

Mayor Swaine tentatively set a special meeting between the Commission and the Board of Light and Power for 4:00 p.m. on June 15th.

The meeting was adjourned.

Howard R. Swaine
Mayor Swaine

Norman J. Gruber Jr.
Norman Gruber, City Clerk

OFFICIAL PROCEEDINGS OF THE
MARQUETTE CITY COMMISSION

A regular meeting of the Marquette City Commission was duly called and held on Monday, June 12, 1978 at 7:00 p.m.

Present: Mayor Swaine. Commissioners Greer, Johnson, Merrick, Pesola, Taccolini, Wilson.
Absent: None.

It was moved by Commissioner Johnson, supported by Commissioner Taccolini and carried unanimously to dispense with the reading of the minutes of the previous meeting and accept them as presented.

Total bills payable in the amount of $520,222.05 were presented. It was moved by Commissioner Greer, supported by Commissioner Johnson and carried unanimously that the bills be allowed and ordered paid.

Mayor Swaine noted that additional items included a recommendation from the Planning Board and a request from the County for a committee representative.

Mayor Swaine then announced that this was the time set for citizens wishing to address the Commission. William Malandrone and Leonard Brumm urged the Commission to seek other advice regarding water plant change orders and stated that the City was not at fault for the error. Mike Hongisto presented a petition for street improvements on Wilkinson and Norwood Streets. Mayor Swaine noted that this item would be considered as agenda item #13. Bruce Pesola requested that item #11 be considered before item #3. The Commission agreed to do so.

The Clerk read a communication from the Michigan Municipal League regarding the League's annual meeting. Following a brief discussion it was moved by Commissioner Pesola, supported by Commissioner Johnson and carried unanimously to appoint Commissioner Greer as the City's official representative to the Municipal League's annual meeting. It was then moved by Commissioner Merrick, supported by Commissioner Taccolini and carried unanimously to appoint Commissioner Pesola as the alternate representative to this meeting.

A petition from Bruce Farrell requesting improvements on Clark Street and East Avenue was read. It was moved by Commissioner Pesola, supported by Commissioner Wilson and carried unanimously to refer this petition to the City Engineer for study and report.

The Clerk then read item #11, a recommendation from the Planning Board for approval of the preliminary plat of Superior Heights #2. It was moved by Commissioner Wilson, supported by Commissioner Taccolini and carried unanimously to receive this communication so that it could be discussed before making a motion. Following the discussion regarding the location and size of water and gas easements in this subdivision it was moved by Commissioner Wilson and supported by Commissioner Taccolini to approve the preliminary plat of Superior Heights #2 subject to receipt of written confirmation of the reduction of the gas pipeline easement. The following vote was taken:

Ayes: Mayor Swaine. Commissioners Greer, Johnson, Merrick, Taccolini, Wilson.
Nay: None.
Abstention: Commissioner Pesola. The motion was carried. It was moved by Commissioner Merrick, supported by Commissioner Wilson and carried unanimously to excuse Commissioner Pesola from voting on this item.

Mayor Swaine then announced that this was the time set for reconsideration of bids for special assessment projects. The Clerk noted that the Commission had received copies of all written comments received prior to 5:00 p.m. and read the two comments received just before the meeting. Seventeen persons addressed the Commission regarding portions of various special assessment projects. There was a great deal of discussion regarding these comments. Following the discussion, Mayor Swaine called a 10 minute recess. After the recess City Manager, T. R. McNabb discussed the percentage of property owners objecting to each of the eight special assessment projects. Mike Pond, the design engineer from Gourdie, Fraser and Associates, discussed various aspects of these projects. It was moved by Commissioner Greer, supported by Commissioner Taccolini and carried unanimously to approve the special assessment district for Westwood Road and to direct the engineer to prepare alternative plans for pavement width, and location west of Meeske Street that would save as many trees as possible. Following more discussion it was moved by Commissioner Greer and supported by Commissioner Wilson to ask the engineer to look into the two alternatives of 1) changing curb grades on Meeske and Bancroft to accomodate Mr. Luke's parking lot, or 2) changing the grade of the existing parking lot. The following vote was taken:
Ayes: Mayor Swaine. Commissioners Greer, Merrick, Pesola, Taccolini, Wilson.
Nay: Commissioner Johnson. The motion was carried. It was then moved by Commissioner Greer and supported by Commissioner Taccolini to award the contract in the amount of $994,094.22 for construction of special assessment projects to A. Lindberg and Sons Construction Company of Ishpmeing, Michigan. The following vote was taken:
Ayes: Mayor Swaine. Commissioners Greer, Merrick, Pesola, Taccolini, Wilson.
Nay: Commissioner Johnson. The motion was carried.

It was moved by Commissioner Pesola to table items 4 through 9 and bring up item 10 at this time. The motion died for lack of support.

A communication from Delores Dewitt requesting permission to move outside the City was read. It was moved by Commissioner Johnson, supported by Commissioner Greer to grant permission as requested. The following vote was taken:
Ayes: Mayor Swaine. Commissioners Greer, Johnson, Merrick, Taccolini, Wilson.
Nay: Commissioner Pesola. The motion was not carried because of the need for a unanimous vote.

A report and recommendation from the City Manager regarding bids for ice cream was read. It was moved by Commissioner Taccolini, supported by Commissioner Greer and carried unanimously to award the bid to Jilbert Dairy, Inc. as recommended.

A report and recommendation from the City Manager regarding bids for an ice resurfacing machine was read. It was moved by Commissioner Taccolini, supported by Commissioner Johnson and carried unanimously to award the bid for an ice resurfacing machine to Frank J. Zamboni Company of Paramount, California in the amount of $21,970.

A report and recommendation from the City Manager regarding revision of City fees was read. It was moved by Commissioner Greer, supported by Commissioner Taccolini and carried unanimously to adopt the following fees:

Water & Wastewater Utility	New Charge
Water Tap, 1" & Under	$300 plus cost of road repair
Sewer Tap	$350
Water Line Thawing	(1) During regular working hours, all time and charges to be the going rate for labor, fringes, and equipment used. (2) During regular working hours, if the crew is called back a second or third time, the customer shall pay all of item #1, plus a $25 charge for the call-back. (3) Other than regular working hours, the customer to be charged a flat rate of $100 for the call up to the first two hours, then time and charges for any additional time after the first two hours however long it takes to complete the job.

Animal Control	
Animal Boarding	$2.50 per day
Impoundment Fees:	
1st pick up	$5.00
2nd pick up	$15.00
3rd pick up	$30.00

Engineering Department	
Small City Map	$1.00
Large City Map	$3.50
Sanitary Sewer Map	$3.50
Water Main Map	$3.50

Storm Sewer Map	$3.50
Zoning Map	$4.75
Plat Map	$1.00
Acreage Map	$1.00
Topo Map	$1.50
Plan & Profile Map	$1.00
Aerial Photos	$1.00
36" Roll Paper	$ .80
42" Roll Paper	$ .90
Sepia Paper 42" roll	$2.10
Mylar 42" roll	$3.30
Zerox	$ .12
Small Plat Book	$12.50
Large Plat Book (Paper)	$104.80
Large Plat Book (Cloth)	$200.00
Startup Charge & Use for less than 1 hour	$5.00
Machine Use Charge for use over first hour	$4.00/hr
Labor Charge for running machine	Hourly rate plus fringe benefits of employee operating the blueprint machine

Parks & Recreation Department

Trailer Park:

Electrical Hook-up	$5.00
Full Hook-up	$6.00

(Senior Citizen Discount - $1.00)

Community Center:

Meeting Rooms	$7.50 for 4 hours
Gym - Recreation Use	$7.50 per hour
Private Use	$12.50 per hour

Cemetery:

Opening & Closing--	Weekdays	Saturdays
City Residents	$95.00	$110.00
City Residents - Verterans	$95.00	$110.00
Non-Residents	$190.00	$210.00
Non-Residents, Veterans	$190.00	$210.00
Babyland	$20.00	$25.00
Burial of Cremations	$20.00	Same
Disinterment - Reinterment	$190.00	
Disinterment only	$120.00	
Disinterment of Baby	$25.00	

Lakeview Arena:

Prime Time Hourly Rate	$35.00

Commissioner Greer noted that she felt there should be different fees for profit and non-profit groups using the community center.

A report and recommendation from the City Manager regarding leases for city-owned homes was read. It wasmoved by Commissioner Wilson, supported by Commissioner Taccolini and carried unanimously to authorize the Mayor and City Clerk to execute leases with Jerome O'Neill for the home at Presque Isle and Richard S. Smith for the home off Pioneer Road.

A report and recommendation from the City Manager regarding tree trimming was read. It was moved by Commissioner Greer, supported by Commissioner Wilson and carried to concur with the recommendation and extend the existing contract with Davey Tree Experts Company for trimming City trees through October 1, 1978.

Mayor Swaine announced that this was the time set for consideration of the water plant construction contract. Following a lengthy discussion it was moved by Commissioner Pesola that the Commission not approve Change Order #3. The motion died for lack of support. It was then moved by Commissioner Greer and supported by Commissioner Merrick to approve Change Order #3 with Darin and Armstrong in the amount of $27,259.80. The following vote was taken:
Ayes: Mayor Swaine. Commissioners Greer, Merrick, Taccolini, Wilson.
Nay: Commissioners Johnson, Pesola. The motion was carried. It was then moved by Commissioner Greer, supported by Commissioner Merrick and carried unanimously to approve Change Order #4 with Darin and Armstrong in the amount of $102,337.83 with the understanding that the City does not accept financial responsibility for this change order and that the amount to be paid will be withheld from engineering fees payable to Ayres, Lewis, Norris and May, Inc. Don Swan representing Ayres, Lewis, Norris, and May, Leo Enright, and Sam Elder addressed the Commission regarding this action.

Mayor Swaine noted that the petition for improvements on Norwood and Wilkinson Streets had been deferred until this time. It was moved by Commissioner Greer, supported by Commissioner Pesola and carried unanimously to refer this petition to the City Engineer for study and report.

Mayor Swaine noted that he had received a communication from the County Board of Commissioners requesting a representative from the City Commission for a Planning Committee for a conference on governmental problems to be held in Marquette. Mayor Swaine agreed to attend this meeting with Commissioner Wilson as an alternate.

Commissioner Greer suggested that the City Manager and Engineer look at the bike path due to the water and pavement problem.

Commissioner Johnson thanked Lincoln Poley for the publications he had provided, noted that there was a large pothole at the corner of Bluff and Sixth, said that the curbing at 412 West Ridge Street was in bad condition, said that she had received complaints about noisy garbage collectors in the early morning hours at Birchgrove Trailer Park and asked if the traffic signals on Hewitt Avenue could be better synchronized.

Commissioner Pesola questioned the use of the park patrol truck.

Commissioner Taccolini asked about the possibility of a left turn light at Fourth and Washington, noted that residents had complained about the poor quality of street sweeping, and said that the garbage wasn't being picked up at the Quarry Pond.

Commissioner Wilson asked if Proksch Construction had accepted the sewage plant bid and asked what the meeting with the Board of Light and Power is to be about.

Commissioner Johnson noted that the Michigan Municipal League meeting in Escanaba had been very informative and helpful.

City Manager said that the City would have to sell bonds to cover the costs of the special assessment districts, and that he would start this process.

Burt Parolini complained about the construction company's insurance carrier not paying for damages resulting from blasting for the new water plant. City Attorney, Stephen Adamini, was directed to meet with the citizens involved in this complaint.

The meeting was adjourned.

Howard R. Swaine
Mayor

Norman F. Graber Jr.
City Clerk

OFFICIAL PROCEEDINGS OF THE MARQUETTE CITY COMMISSION

A regular meeting of the Marquette City Commission was duly called and held on Monday, June 26, 1978 at 7:00 p.m.

Present: Mayor Swaine. Commissioners Greer, Johnson, Merrick, Pesola, Taccolini, Wilson.

Absent: None.

It was moved by Commissioner Merrick, supported by Commissioner Pesola and carried unanimously that the minutes of the previous meeting be accepted and their reading be waived.

Total bills payable in the amount of $221,863.88 were presented. It was moved by Commissioner Greer, supported by Commissioner Merrick and carried unanimously that these bills be paid as presented.

There were no additional agenda items to be noted.

Mayor Swaine announced that this was the time set for citizens wishing to address the Commission. Sandy Wilshusen read a letter from the Handicapped Citizens' Advisory Board regarding the Tourist Information Trailer. Peter Embley urged the Commission to look into health maintenance organizations. Lloyd Fairbanks, representing the Chamber of Commerce, discussed the Tourist Information Trailer. Delores Dewitt presented a petition supporting City employees who live outside the City.

Dr. Robert Simon addressed the Commission reporting on the first six months of operation of the new emergency medical service system. He reported that the system had improved emergency medical care in Marquette considerably and urged the Commission to maintain the quality of this system. The Commissioners thanked him for his service in helping to establish this system.

A petition from residents on Westwood Road regarding their preference for pavement width was read. Following a lengthy discussion, it was moved by Commissioner Pesola and supported by Commissioner Greer to approve engineer's proposal #4 which would keep the pavement width at 32 feet and move it six feet to the north. The following vote was taken:
Ayes: Commissioners Greer, Merrick, Pesola.
Nays: Mayor Swaine. Commissioners Johnson, Taccolini, Wilson. The motion was defeated. Mike Pond, representing Gourdie Fraser and Associates addressed the Commission. It was then moved by Commissioner Merrick to accept engineer's proposal #2. The motion died for lack of support. It was then moved by Commissioner Taccolini and supported by Commissioner Wilson to approve proposal #3 to put in a 24 foot wide pavement. The following vote was taken:
Ayes: Mayor Swaine. Commissioners Greer, Johnson, Pesola, Taccolini, Wilson.
Nay: Commissioner Merrick. The motion was carried.

Communications from the Marquette Beautification and Restoration Committee and the City Planning Board regarding the Tourist Information Trailer at the Carp River were read. The City Manager discussed the basis of City approval for this facility. It was moved by Commissioner Merrick and supported by Commissioner Johnson to permit this trailer to remain for this year and to request that the state relocate it next year. The following vote was taken:
Ayes: Commissioners Johnson, Merrick, Pesola.
Nays: Mayors Swaine. Commissioners Greer, Taccolini, Wilson. The motion was defeated. It was then moved by Commissioner Greer and supported by Commissioner Pesola to request that the highway department look for a more suitable location for relocation of this facility. The following vote was taken:
Ayes: Mayor Swaine. Commissioners Greer, Pesola, Taccolini, Wilson.
Nays: Commissioners Johnson, Merrick. The motion was carried.

Mayor Swaine called a five minute recess.

Following the recess, at the Mayor's request, City Planner, Norman Gruber discussed a proposed amendment to the zoning ordinance regarding buildings along the shoreline.

A communication from Delores Dewitt requesting permission to move outside the City was read. It was moved by Commissioner Pesola, supported by Commissioner Merrick and carried unanimously to reconsider Mrs. Dewitt's request. It was then moved by Commissioner Johnson, supported by Commissioner Wilson and carried unanimously to grant Mrs. Dewitt permission to live at 107 Surrey Lane outside the City Limits subject to established Commission policy on such moves.

A communication from the Board of Light and Power requesting Commission approval of a new rate schedule was read. It was moved by Commissioner Greer, supported by Commissioner Taccolini and carried unanimously to approve the rate schedule as proposed by the Board of Light and Power effective July 1, 1978. Peter Embley discussed the future power expansion.

A report and recommendation from the City Manager regarding an easement for the road to Mt. Marquette was read. It was moved by Commissioner Pesola, supported by Commissioner Wilson and carried unanimously to authorize the Mayor and City Clerk to execute this agreement.

A report and recommendation from the City Manager regarding selection of a Bond Counsel for special assessment bonds was read. Following a lengthy discussion it was moved by Commissioner Greer, supported by Commissioner Taccolini and carried unanimously to concur with the recommendation and award the contract to Miller, Canfield, Paddock and Stone in the amount of $4,400.00 for this service. It was then moved by Commissioner Wilson, supported by Commissioner Merrick and carried unanimously to hold a special commission meeting on Monday, July 24, 1978 at 7:00 p.m. for the purpose of holding hearings on proposed special assessment rolls 467 through 475.

A report and recommendation from the City Manager regarding payment of a Snorkel Fire Equipment invoice was read. It was moved by Commissioner Merrick, supported by Commissioner Taccolini and carried unanimously to authorize payment of the invoice from Snorkel Fire Equipment Company in the amount of $53,045 for the first of July 1978.

A report and recommendation from the City Manager regarding a special assessment request for development of Clark Street and East Avenue was read. Bruce Farrell addressed the Commission regarding his petition. It was moved by Commissioner Wilson, supported by Commissioner Johnson and carried unanimously to concur with the recommendation and deny this request for a special assessment project.

A report and recommendation from the City Manager regarding a petition for curbing and paving on Wilkinson Avenue and Norwood Street was read. It was moved by Commissioner Greer and supported by Commissioner Wilson and carried unanimously to set the next regular meeting as the time and date for a public hearing on this proposed special assessment project.

A report and recommendation from the City Manager regarding the adoption of a wastewater ordinance was read. It was moved by Commissioner Merrick, supported by Commissioner Johnson and carried unanimously to set the next regular meeting as the time and date for a public hearing on this proposed ordinance.

A report and recommendation from the City Manager regarding bids for water meters was read. It was moved by Commissioner Taccolini, supported by Commissioner Wilson and carried unanimously to award the bids for items 1-13 to Badger Meter Company of Milwaukee, Wisconsin and to award the bids for items 14-16 to Hersey Products, Inc. of Dedham, Massachusetts.

A report and recommendation from the City Manager regarding bids for a police security surveillance package was read. It was moved by Commissioner Pesola, supported by Commissioner Greer and carried unanimously to award this bid to Motorola Communications and Electronics, Inc. of Skandia, Michigan in the amount of $1,875.

A report and recommendation from the City Manager regarding bids for electric typewriters was read. It was moved by Commissioner Greer, supported by Commissioner Taccolini and carried unanimously to award the bid for one model 895 to Altmann Typewriter and Adding Machine Servie of Marquette in the amount of $749.00 and for two model 855 electric typewriters to IBM Corporation of Marquette in the amount of $1,404.

A report and recommendation from the City Manager regarding bids for life and health insurance was read. Following a discussion, it was moved by Commissioner Pesola, supported by Commissioner Greer and carried unanimously to award the contract to Larson, Raikko, and Weaver/Great West Life Insurance Company for life insurance and accidental death and dismemberment insurance as recommended. It was then moved by Commissioner Wilson, supported by Commissioner Johnson and carried unanimously to award the contract to Larson, Raikko, and Weaver/New York Life Insurance Company for health insurance as recommended.

Commissioner Johnson noted several items that she had received complaints about.

Commissioner Taccolini noted two complaints and asked about the sidewalk along Division Street.

Dominic Sarvello thanked the Commission for its action regarding the pavement on Westwood Road.

Glenda Robinson urged the Commission to preserve the shoreline.

The meeting was adjourned at 11:20 p.m.

Howard R. Swaine
Mayor

Norman L. Gruber, Jr.
City Clerk

OFFICIAL PROCEEDINGS OF THE
MARQUETTE CITY COMMISSION

A regular meeting of the Marquette City Commission was duly called and held on Monday, July 10, 1978 at 7:00 p.m.

Present: Mayor Swaine. Commissioners Johnson, Merrick, Pesola, Taccolini, Wilson.
Absent: Commissioner Greer.

It was moved by Commissioner Wilson, supported by Commissioner Pesola and carried to excuse the absence of Commissioner Greer.

It was moved by Commissioner Pesola, supported by Commissioner Johnson and carried to dispense with the reading of the minutes of the previous meeting and approve them as presented.

Total bills payable in the amount of $335,904.11 for the 1977-78 fiscal year budget and $148,918.69 for the 1978-79 fiscal year budget were presented. It was moved by Commissioner Taccolini, supported by Commissioner Johnson and carried to accept the bills as presented and order them paid.

Mayor Swaine noted that item #13, a communication from Soo Line Railroad and item #14, Commissioner Johnson's request to discuss construction at the water plant had been added to the agenda.

Mayor Swaine then announced that this was the time and date set for a public hearing on curbing and paving on Wilkinson Avenue and Norwood Street. Two persons addressed the Commission regarding this project. The hearing was closed. It was moved by Commissioner Pesola, supported by Commissioner Johnson and carried to adopt the following resolution:

WHEREAS, it appears by the affidavit of the City Clerk that due publication has been made of notice, as required by the City Charter, that it is the intention of the City Commission to make certain improvements as follows:

Curbing and paving on Wilkinson Avenue, Center to Wright; and Norwood Street, Longyear Avenue to Wilkinson Avenue

and appointing this day and time when the City Commission would meet to determine the necessity of such improvement; and

WHEREAS, it appears further by said affidavit that a like notice has been sent by mail to each owner of property subject to assessment therefore; and

WHEREAS, all suggestions and objections made to said improvements have been heard and considered;

RESOLVED, that the City Commission determines that such project and improvements are necessary and proper;

FURTHER RESOLVED, that the proportion of the costs of such improvements which shall be defrayed by special assessment upon the property especially benefited thereby and the proportion to be defrayed as the general obligation of the City, if any, shall be as follows:

Property Owners - $17,106.38 City - $23,264.00

FURTHER RESOLVED, that the report of the City Manager, the plans and specifications, and the estimated costs of such improvements, are hereby approved and determined accordingly; that said special assessments may be paid in five (5) installments, at a rate not exceeding 4% per annum, or the actual cost of such borrowing; and that a special assessment district to be assessed therefore is hereby designated as follows:

Curbing and paving Wilkinson and Norwood

FURTHER RESOLVED, that if any curbing, water taps, and/or sewer taps shall be required to effect the above paving, such curbing, or portions of curbing, water taps, and/or sewer taps, shall also be installed and the cost thereof assessed to the property specially benefited thereby, and added to the assessment upon such property for paving, to be payable in the same manner.

Mayor Swaine then announced that this was the time and date set for a public hearing on the proposed wastewater ordinance. There were no persons wishing to address the Commission. The hearing was closed. It was moved by Commissioner Johnson, supported by Commissioner Wilson and carried to delete section 18 and adopt ordinance #317:

AN ORDINANCE REGULATING THE USE OF PUBLIC AND PRIVATE SEWERS AND DRAINS, PRIVATE SEWAGE DISPOSAL, THE INSTALLATION AND CONNECTION OF BUILDING SEWERS, AND THE DISCHARGE OF WATERS AND WASTES INTO THE PUBLIC SEWER SYSTEM: PROVIDING FOR THE FIXING AND COLLECTION OF RATES AND CHARGES FOR THE USE OF THE SANITARY SEWER SYSTEM AND THE ALLOCATION AND USE OF REVENUES DERIVED THEREFROM: AND PROVIDING PENALTIES FOR VIOLATION OF CERTAIN PROVISIONS.

Mayor Swaine then announced that this was the time set for citizens wishing to address the Commission. Frank Nelson commented about street repairs and Herbert Poole asked about an engineering study for sewer in the East Michigan Street area.

A communiation from the Board of Light and Power recommending adoption of an amendment to ordinance #314 was read. Following a discussion it was moved by Commissioner Pesola, supported by Commissioner Johnson and carried to adopt the amendment to ordinance #314 as follows:

ORDINANCE #318

AN ORDINANCE TO AMEND ORDINANCE NO. 314 OF THE CITY OF MARQUETTE ADOPTED ON MARCH 13, 1978.

A report and recommendation from the City Manager recommending the adoption of three resolutions waiving the competitive bidding process was read. It was moved by Commissioner Taccolini and moved by Mayor Swaine, supported by Commissioner Wilson and carried to amend the motion to include the request that the Commission be notified of emergency expenditures at the first regular meeting after such expenditures are made. The following three resolutions were then adopted on a 6-0 vote:

WHEREAS, it appears that the City of Marquette, Michigan, will be required to purchase gasoline during the 1978-79 fiscal year, and

WHEREAS, the City Manager has recommended that no advantage to the City would result from competitive bidding;

NOW, THEREFORE, BE IT RESOLVED that no advantage to the City would result from the competitive bidding in the purchase of gasoline and purchase of this product may be made and payment made therefor during the 1978-79 fiscal year without first obtaining competitive bids.

and;

WHEREAS, it appears that the City of Marquette, Michigan, will be required to purchase electricity, telephone service, natural gas and postage for mailing during the 1978-79 fiscal year, and

WHEREAS, the City Manager has recommended that no advantage to the City would result from competitive bidding;

NOW THEREFORE, BE IT RESOLVED, that no advantage to the City would result from competitive bidding in the purchase of electrical service, telephone service, natural gas service and postage for mailing and purchase of these services may be made and payment made therefor during the 1978-79 fiscal year without first obtaining competitive bids.

and;

WHEREAS, it appears that the City of Marquette, Michigan, may be required, from time to time, during the fiscal year 1978-79 to repair equipment, goods, materials, or other assets owned by the City, and

WHEREAS, it appears that in certain instances the costs of said repairs may exceed the sum of One Thousand Dollars ($1,000.00), and

WHEREAS, it appears that if the City were to avail itself of the competitive bidding process, delays may occur in the repair of said items, and,

WHEREAS, it appears that said delays may hamper the continuation of work performed by the City of Marquette, Michigan, and thus endanger the public health and safety, and

WHEREAS, the City Manager has recommended that in such circumstances no advantage to the City would result from competitive bidding,

NOW THEREFORE BE IT RESOLVED, that no advantage to the City would result from competitive bidding in the purchase of repair parts or labor for the repair and maintenance of City-owned equipment, goods, materials, or other assets, and purchase of these services or goods may be made and payment made therefor during the 1978-79 fiscal year without first obtaining competitive bids pursuant to Section 3.05 of the Ordinances of the City of Marquette, Michigan.

A report and recommendation from the City Manager regarding bids for treated barrier posts was read. It was moved by Commissioner Merrick, supported by Commissioner Taccolini and carried to award the bid for barrier posts to Lake States Wood Preserving Inc. at $1.20/foot for 7" diameter posts and $.95/foot for 6" diameter posts.

A report and recommendation from the City Manager regarding bids for two pickup trucks and a van were read. It was moved by Commissioner Pesola, supported by Commissioner Johnson and carried to award the bid for these three vehicles to Olson Motors in the amount of $17,224.00.

A report and recommendation from the City Manager regarding bids for portable cement mixer was read. It was moved by Commissioner Taccolini, supported by Commissioner Wilson and carried to award the bid for the portable cement mixer to Construction Midwest Inc. of Negaunee in the amount of $1,894.00.

A report and recommendation from the City Manager regarding surveying equipment bids was read. It was moved by Commissioner Johnson, supported by Commissioner Taccolini and carried to award the bid for a transit to Northern Surveying Instruments of Crivitz, Wisconsin in the amount of $1,600.00.

A report and recommendation from the City Manager regarding bids for a bulldozer and blade was read. It was moved by Commissioner Wilson, supported by Commissioner Pesola and carried to receive this recommendation for discussion. Following a discussion regarding the various aspects of the three bids submitted, it was moved by Commissioner Pesola, supported by Commissioner Taccolini and carried to award the bid for Bark River Culvert and Equipment Company of Escanaba on their proposal #1 in the amount of $99,510.00.

A report and recommendation from the City Manager regarding approval of a license agreement with Northern Michigan University was read. It was moved by Commissioner Pesola and supported by Commissioner Johnson to table this item until the University's deletion of paragraph 14 could be re-negotiated. The following vote was taken:
Ayes: Commissioners Johnson, Pesola, Wilson.
Nays: Mayor Swaine. Commissioners Merrick, Taccolini. The motion was not carried. It was then moved by Commissioner Taccolini and supported by Mayor Swaine to authorize the Mayor and City Clerk to execute the agreement as proposed by the University. Following a lengthy discussion, it was moved by Commissioner Merrick and supported by Commissioner Wilson to amend the motion to replace deleted section 14 with a clause that would give equal cancellation penalties in favor of the University and the City. The following vote was taken:
Ayes: Commissioners Johnson, Merrick, Pesola, Taccolini, Wilson.
Nay: Mayor Swaine. The amendment was carried. The vote on the amended motion to approve the agreement was:

Ayes: Commissioners Johnson, Merrick, Pesola, Taccolini, Wilson.
Nay: Mayor Swaine. The motion was carried.

Mayor Swaine then announced with the Commission's concurrence the reappointment of John R. Stephenson to a five year term on the Hospital Finance Authority expiring July 1, 1983.

A report from the City Clerk regarding wording on two Charter amendment questions was read. It was moved by Commissioner Wilson, supported by Commissioner Taccolini and carried to adopt the following resolutions:

RESOLVED: That the Charter of the City of Marquette, Michigan, be amended by deleting from Section 12.1 the words "one thousand dollars" and by the substitution therefore of the words "three thousand dollars."

RESOLVED FURTHER: That a statement of the purpose of said proposed Charter amendment shall be submitted (pursuant to Act 117 of the Public Acts of 1955) to the Attorney General for approval in the following form:

INCREASE LEVEL OF SEALED BID REQUIREMENT

Presently Section 12.1 of the Charter requires that sealed bids be obtained on all sales or purchases by the City in excess of $1,000.00. This proposed amendment would increase that level to $3,000.00.

Shall this Charter amendment increasing the sealed bid requirement from $1,000.00 to $3,000.00 be adopted?

Yes ☐

No ☐

RESOLVED: That the Charter of the City of Marquette, Michigan, be amended by deleting from Section 13.7(n) the words "one thousand dollars" and by the substitution therefore of the words "three thousand dollars."

RESOLVED FURTHER: That a statement of the purpose of said proposed Charter amendment shall be submitted (pursuant to Act 117 of the Public Acts of 1955) to the Attorney General for approval in the following form:

INCREASE LEVEL OF SEALED BID REQUIREMENT

Presently Section 13.7(n) of the Charter requires that sealed bids be obtained on all sales or purchases by the Board of Light and Power in excess of $1,000.00. This proposed amendment would increase that level to $3,000.00.

Shall this Charter amendment increasing the sealed bid requirement from $1,000.00 to $3,000.00 be adopted:

Yes ☐

No ☐

A communication from Soo Line Railroad Company regarding pipe line crossing permit #21995 was read. It was moved by Commissioner Wilson, supported by Commissioner Johnson and carried to authorize the Mayor and City Clerk to execute this agreement.

Mayor Swaine announced that this was the time set for discussion of construction at the water plant. Mr. and Mrs. Leo Enright spoke regarding blasting damage. The Commission discussed this item at length.

Commissioner Johnson noted complaints that she had received regarding garbage collection, debris at Shiras Park, the Janzen Hotel, and the unsafe conditions of South Front Street.

Commissioner Merrick said the City should emphasize street repair and that bidding should be more flexible.

Commissioner Pesola noted the unsafe parking on Lakeshore Boulevard north of Hawley Street.

Commissioner Taccolini commented on safety markings on the bike path and improved street maintenance.

Dan DePetro addressed the Commission regarding pollution at the Hot Pond and City responsibility for sewer cleaning.

Commissioner Wilson asked about the tourist information facility. The City Manager noted that the highway department had indicated that they would look for a new site for this facility.

Mayor Swaine announced that this was the time set for citizens wishing to address the Commission. Faye DePetro complained about building permits, assessments, 24-hour parking and two means of egress from each dwelling unit.

The meeting was adjourned at 10:20 p.m.

Howard R. Swaine
Mayor

Norman L. Gruber Jr.
City Clerk

OFFICIAL PROCEEDINGS OF THE MARQUETTE CITY COMMISSION

A Special Meeting of the Marquette City Commission was duly called and held on Monday, July 24, 1978 at 7:00 p.m.

Present: Mayor Pro-Tem Greer. Commissioners Johnson, Merrick, Pesola, Taccolini, Wilson.
Absent: Mayor Swaine.

It was moved by Commissioner Pesola, supported by Commissioner Johnson and carried to excuse the absence of Mayor Swaine since he is out of town.

The Clerk then read the call for the Special Meeting.

Mayor Pro-Tem Greer opened the public hearing on the proposed special assessment rolls. The following persons spoke regarding the various special assessment rolls:

Roll #467 - Dick McQuaid, Robert Luke, Leo Enright, Melvin Kevern, and Dominic Sarvello

Roll #468 - Paul Osterberg

Roll #469 - Bruce Pesola

Roll #470 - Robert Luke

Roll #471 - No One

Roll #472 - No One

Roll #473 - James Wilson

Roll #474 - Robert Luke

Roll #475 - Beatrice Garrow, Francis Dupras, Clarence Erickson, and Eugene Murray

Three communications regarding roll #475 were read. The hearing was closed.

It was moved by Commissioner Merrick, supported by Commissioner Johnson and carried to amend the standard form resolution for all nine assessment districts to require payment in ten annual installments instead of five.

Commissioner Merrick questioned the high interest rate in the resolution. The City Manager responded that the interest rate would be lowered to match the rate when the bonds were sold.

It was moved by Commissioner Merrick and supported by Commissioner Wilson to adopt the following resolution:

WHEREAS, it appears by the affidavit of the City Clerk that due publication has been made of notice, as required by the City Charter, of the filing with the City Clerk of the special assessment roll for the following improvement:

Curbing, paving, sanitary sewer on Westwood Road and West Ridge Street from McClellan Street to the City Limits

and appointing this day and time when the City Commission and Assessor would meet to review said assessments and special assessment roll therein; and

WHEREAS, it appears further by said affidavit that a like notice has been sent by mail to each owner of property subject to such assessment; and

WHEREAS, all suggestions and objections made to said assessment roll therein, have been heard and considered; and

WHEREAS, said assessment roll and the assessments therein having been reviewed by the Commission and the Assessor and all needful corrections of the same having been made;

RESOLVED, that said assessment roll, to wit: Special Assessment Roll #467 and the respective assessments therein, are hereby confirmed:

FURTHER RESOLVED, that such assessments may be paid in 10 equal annual installments at the time fixed for the payment of regular city taxes, together with interest on such installments at the rate of 9% per annum, to be reduced to no more than 1% above the average rate of interest borne by bonds payable therefrom, from the date of confirmation of said special assessment roll.

The following vote was taken:
Ayes: Mayor Pro-Tem Greer. Commissioners Merrick, Taccolini, Wilson.
Nays: Commissioners Johnson, Pesola. The motion was carried.

It was moved by Commissioner Pesola, supported by Commissioner Johnson and carried to adopt the following resolution:

WHEREAS, it appears by the affidavit of the City Clerk that due publication has been made of notice, as required by the City Charter, of the filing with the City Clerk of the special assessment roll for the following improvement:

Curbing, paving, sanitary sewer, water main, sidewalk on Wilkinson, Van Evera, and Union Streets

and appointing this day and time when the City Commission and Assessor would meet to review said assessments and special assessment roll therein; and

WHEREAS, it appears further by said affidavit that a like notice has been sent by mail to each owner of property subject to such assessment; and

WHEREAS, all suggestions and objections made to said assessment roll therein, have been heard and considered; and

WHEREAS, said assessment roll and the assessments therein having been reviewed by the Commission and the Assessor and all needful corrections of the same having been made;

RESOLVED, that said assessment roll, to wit: Special Assessment Roll #468 and the respective assessments therein, are hereby confirmed:

FURTHER RESOLVED, that such assessments may be paid in 10 equal annual installments at the time fixed for the payment of regular city taxes, together with interest on such installments at the rate of 9% per annum, to be reduced to no more than 1% above the average rate of interest borne by bonds payable therefrom, from the date of confirmation of said special assessment roll.

Commissioner Pesola requested permission to abstain from voting on Roll #469. It was moved by Commissioner Wilson, supported by Commissioner Taccolini and carried that Commissioner Pesola be permitted to abstain from voting on this roll. It was moved by Commissioner Wilson and supported by Commissioner Merrick to adopt the following resolution:

WHEREAS, it appears by the affidavit of the City Clerk that due publication has been made of notice, as required by the City Charter, of the filing with the City Clerk of the special assessment roll for the following improvement:

Curbing, paving, sanitary sewer, water main, sidewalk on Altamont Street from Bay View Drive to Pioneer Road

and appointing this day and time when the City Commission and Assessor would meet to review said assessments and special assessment roll therein; and

WHEREAS, it appears further by said affidavit that a like notice has been sent by mail to each owner of property subject to such assessment; and

WHEREAS, all suggestions and objections made to said assessment roll therein, have been heard and considered; and

WHEREAS, said assessment roll and the assessments therein having been reviewed by the Commission and the Assessor and all needful corrections of the same having been made;

RESOLVED, that said assessment roll, to-wit: Special Assessment Roll

#469 and the respective assessments therein, are hereby confirmed:

FURTHER RESOLVED, that such assessments may be paid in 10 equal annual installments at the time fixed for the payment of regular city taxes, together with interest on such installments at the rate of 9% per annum, to be reduced to no more than 1% above the average rate of interest borne by bonds payable therefrom, from the date of confirmation of said special assessment roll.

The following vote was taken:
Ayes: Mayor Pro-Tem Greer, Commissioners Johnson, Merrick, Taccolini, Wilson.
Nays: None.
Abstention: Commissioner Pesola. The motion was carried.

It was moved by Commissioner Merrick, supported by Commissioner Wilson and carried to adopt the following resolution:

WHEREAS, it appears by the affidavit of the City Clerk that due publication has been made of notice, as required by the City Charter, of the filing with the City Clerk of the special assessment roll for the following improvement:

Curbing on Meeske Avenue from Bancroft Street to Westwood Road

and appointing this day and time when the City Commission and Assessor would meet to review said assessments and special assessment roll therein; and

WHEREAS, it appears further by said affidavit that a like notice has been sent by mail to each owner of property subject to such assessment; and

WHEREAS, all suggestions and objections made to said assessment roll therein, have been heard and considered; and

WHEREAS, said assessment roll and the assessments therein having been reviewed by the Commission and the Assessor and all needful corrections of the same having been made;

RESOLVED, that said assessment roll, to-wit: Special Assessment Roll #470 and the respective assessments therein, are hereby confirmed:

FURTHER RESOLVED, that such assessments may be paid in 10 equal annual installments at the time fixed for the payment of regular city taxes, together with interest on such installments at the rate of 9% per annum, to be reduced to no more than 1% above the average rate of interest borne by bonds payable therefrom, from the date of confirmation of said special assessment roll.

It was moved by Commissioner Johnson, supported by Commissioner Taccolini and carried to adopt the following resolution:

WHEREAS, it appears by the affidavit of the City Clerk that due publication has been made of notice, as required by the City Charter, of the filing with the City Clerk of the special assessment roll for the following improvement:

Curbing and paving on West Ridge Street from Lincoln Avenue to Garfield Avenue

and appointing this day and time when the City Commission and Assessor would meet to review said assessments and special assessment roll therein; and

WHEREAS, it appears further by said affidavit that a like notice has been sent by mail to each owner of property subject to such assessment; and

WHEREAS, all suggestions and objections made to said assessment roll therein, have been heard and considered; and

WHEREAS, said assessment roll and the assessments therein having been reviewed by the Commission and the Assessor and all needful corrections of the same having been made;

RESOLVED, that said assessment roll, to-wit: Special Assessment Roll #471 and the respective assessments therein, are hereby confirmed:

FURTHER RESOLVED, that such assessments may be paid in 10 equal annual installments at the time fixed for the payment of regular city taxes, together with interest on such installments at the rate of 9% per annum, to be reduced to no more than 1% above the average rate of interest borne by bonds payable therefrom, from the date of confirmation of said special assessment roll.

It was moved by Commissioner Taccolini, supported by Commissioner Wilson and carried to adopt the following resolution:

WHEREAS, it appears by the affidavit of the City Clerk that due publication has been made of notice, as required by the City Charter, of the filing with the City Clerk of the special assessment roll for the following improvement:

Sanitary sewer on West Ridge Street from Lincoln Avenue to Garfield Avenue,

and appointing this day and time when the City Commission and Assessor would meet to review said assessments and special assessment roll therein; and

WHEREAS, it appears further by said affidavit that a like notice has been sent by mail to each owner of property subject to such assessment; and

WHEREAS, all suggestions and objections made to said assessment roll therein, have been heard and considered; and

WHEREAS, said assessment roll and the assessments therein having been reviewed by the Commission and the Assessor and all needful corrections of the same having been made;

RESOLVED, that said assessment roll, to-wit: Special Assessment Roll #472 and the respective assessments therein, are hereby confirmed:

FURTHER RESOLVED, that such assessments may be paid in 10 equal annual installments at the time fixed for the payment of regular city taxes, together with interest on such installments at the rate of 9% per annum, to be reduced to no more than 1% above the average rate of interest borne by bonds payable therefrom, from the date of confirmation of said special assessment roll.

It was moved by Commissioner Merrick, supported by Commissioner Wilson and carried to adopt the following resolution:

WHEREAS, it appears by the affidavit of the City Clerk that due publication has been made of notice, as required by the City Charter, of the filing with the City Clerk of the special assessment roll for the following improvement:

Curbing and paving on Sherman Street from the Soo Line Railroad Tracks to McClellan Avenue

and appointing this day and time when the City Commission and Assessor would meet to review said assessments and special assessment roll therein; and

WHEREAS, it appears further by said affidavit that a like notice has been sent by mail to each owner of property subject to such assessment; and

WHEREAS, all suggestions and objections made to said assessment roll therein, have been heard and considered; and

WHEREAS, said assessment roll and the assessments therein having been reviewed by the Commission and the Assessor and all needful corrections of the same having been made;

RESOLVED, that said assessment roll, to-wit: Special Assessment Roll #473 and the respective assessments therein, are hereby confirmed:

FURTHER RESOLVED, that such assessments may be paid in 10 equal annual installments at the time fixed for the payment of regular city taxes, together with interest on such installments at the rate of 9% per annum, to be reduced to no more than 1% above the average rate of interest borne by bonds payable therefrom, from the date of confirmation of said special assessment roll.

It was moved by Commissioner Merrick, supported by Commissioner Taccolini and carried to adopt the following resolution:

WHEREAS, it appears by the affidavit of the City Clerk that due publication has been made of notice, as required by the City Charter, of the filing with the City Clerk of the special assessment roll for the following improvement:

Curbing and paving on Bancroft Street from Meeske Avenue to a point 40 feet east of the West City Limits

and appointing this day and time when the City Commission and Assessor would meet to review said assessments and special assessment roll therein; and

WHEREAS, it appears further by said affidavit that a like notice has been sent by mail to each owner of property subject to such assessment; and

WHEREAS, all suggestions and objections made to said assessment roll therein, have been heard and considered; and

WHEREAS, said assessment roll and the assessments therein having been reviewed by the Commission and the Assessor and all needful corrections of the same having been made;

RESOLVED, that said assessment roll, to-wit: Special Assessment Roll #474 and the respective assessments therein, are hereby confirmed:

FURTHER RESOLVED, that such assessments may be paid in 10 equal annual installments at the time fixed for the payment of regular city taxes, together with interest on such installments at the rate of 9% per annum, to be reduced to no more than 1% above the average rate of interest borne by bonds payable therefrom, from the date of confirmation of said special assessment roll.

It was moved by Commissioner Wilson and supported by Commissioner Merrick to adopt the standard form resolution for special assessment roll #475. The following vote was taken:
Ayes: Mayor Pro-Tem Greer. Commissioner Wilson.
Nays: Commissioners Johnson, Merrick, Pesola, Taccolini. The motion was defeated. It was then moved by Commissioner Merrick and supported by Commissioner Pesola to adopt the following resolution with the costs assessed against the property owners to be reduced by 20%, said costs to be assumed by the City:

WHEREAS, it appears by the affidavit of the City Clerk that due publication has been made of notice, as required by the City Charter, of the filing with the City Clerk of the special assessment roll for the following improvement:

Curbing, paving, sanitary sewer, water main on McClellan Avenue and intersecting streets from Cleveland Avenue through Ridge Street

and appointing this day and time when the City Commission and Assessor would meet to review said assessments and special assessment roll therein; and

WHEREAS, it appears further by said affidavit that a like notice has been sent by mail to each owner of property subject to such assessment; and

WHEREAS, all suggestions and objections made to said assessment roll therein, have been heard and considered; and

WHEREAS, said assessment roll and the assessments therein having been reviewed by the Commission and the Assessor and all needful corrections of the same having been made;

RESOLVED, that said assessment roll, to-wit: Special Assessment Roll #475 and the respective assessments therein, are hereby confirmed:

FURTHER RESOLVED, that such assessments may be paid in 10 equal annual installments at the time fixed for the payment of regular city taxes, together with interest on such installments at the rate of 9% per annum, to be reduced to no more than 1% above the average rate of interest borne by bonds payable therefrom, from the date of confirmation of said special assessment roll.

The following vote was taken:
Ayes: Commissioners Johnson, Merrick, Pesola, Taccolini.
Nays: Mayor Pro-Tem Greer, Commissioner Wilson. The motion was carried.

There were no citizens wishing to address the Commission.

The meeting was adjourned.

Howard R. Swaine
Mayor

Norman L. Gruber Jr.
City Clerk

OFFICIAL PROCEEDINGS OF THE MARQUETTE CITY COMMISSION

A regular meeting of the Marquette City Commission was duly called and held on Monday, July 31, 1978 at 7:00 p.m.

Present: Mayor Swaine. Commissioners Greer, Johnson, Merrick, Pesola, Taccolini.
Absent: Commissioner Wilson.

It was moved by Commissioner Johnson, supported by Commissioner Taccolini and carried to dispense with the reading of the minutes of the regular meeting on July 10, 1978 and accept them as presented.

It was then moved by Commissioner Greer, supported by Commissioner Merrick and carried to approve the minutes of the Special Meeting on July 24, 1978 and dispense with their reading.

Commissioner Wilson came in.

Total bills payable in the amount of $349,069.76 were presented. It was moved by Commissioner Merrick, supported by Commissioner Johnson and carried unanimously to approve the bills payable from the 1978-79 fiscal year budget in the amount of $54,995.07. It was then moved by Commissioner Taccolini, supported by Commissioner Greer and carried unanimously to pay the bills for the 1977-78 fiscal year in the amount of $292,074.69.

Mayor Swaine noted that additional agenda item 16 had been received and Commissioner Pesola requested that the resolution regarding County Budget be considered as item 17.

Mayor Swaine then recognized the delegation from Marquette's Sister City, Yokaichi, Japan. He noted that the Commission had adopted by acclamation the following resolution:

WHEREAS, the "People-to-People" Program was established by the President of the United States at the White House in 1956 to establish greater friendship and understanding between the peoples of the United States and other nations through the medium of direct contact, and

WHEREAS, the Sister-State program was established in November, 1968, between the State of Michigan, United States of America, and Shiga Prefecture, Japan, to promote interchange in various fields of activities, and

WHEREAS, the people of Yokaichi have expressed an interest in establishing a Sister-City in Michigan, and

WHEREAS, the City of Marquette by resolution on May 30, 1978 invited the Government and people of Yokaichi to participate with the people of Marquette as Sister-Cities in the "People-to-People" Program, and

WHEREAS, a delegation from the Yokaichi City is visiting Marquette in person as a way of developing and expanding the Sister-City relationship between the two cities,

NOW THEREFORE BE IT RESOLVED, that the Marquette City Commission officially welcomes the delegates from Yokaichi City and wishes them a happy and enjoyable visit in Marquette.

BE IT FURTHER RESOLVED, that the Commission urges all residents of Marquette to aid in making the delegates welcome and in developing further the bond of understanding that is developing between the two cities.

He then presented a key to the City of Marquette and momento paper weights bearing the City seal to the visitors. Representatives of Yokaichi then presented two dolls in Japanese dress to the Commission and presented the following message from the Mayor of Yokaichi:

"I count it a great pleasure to be able to send a mission from Yokaichi to your city of Marquette and am very happy to send greetings to you. Through these ties between the State of Michigan and Shiga Prefecture a friendship between us has begun, and I believe that this friendship will gradually deepen. I have heard that Marquette is in a lovely setting surrounded by the beauty of nature and that it is a city of wonderful people. I regard it an honour to be connected with the fine people of your city.

On this occasion we have been able to send a team as representatives of our citizens. I am deeply grateful that you have welcomed our people so well. Through this opportunity we are able to cultivate a friendship that reaches across the sea and land that separates us and I am confident that our association, based on this friendship will continue and that peace and progress will result.

I pray for your continued happiness and prosperity.

Very truly yours,

Masajiro Yamada
Mayor
City of Yokaichi"

An assemblyman of Yokaichi City addressed the Commission through a translator thanking the Commission and expressing hope for closer ties between the two cities in the future.

Mayor Swaine then announced that this was the time set for citizens wishing to address the Commission. Dominic and Carol Sarvello addressed the Commission regarding trees to be cut on Westwood Road. In response to their comments the Mayor asked that members of the administration and commission meet with Westwood Road residents at 4:30 p.m. on Wednesday, August 2, 1978.

The Clerk read a petition from Edward Foss requesting sanitary sewer on Tierney Street. It was moved by Commissioner Wilson, supported by Commissioner Johnson and carried to refer this petition to the City Manager and Engineer for study and report.

The Clerk then read a letter from Ann Richards submitting her resignation from the Parking Committee. It was moved by Commissioner Johnson, supported by Commissioner Taccolini and carried unanimously to send a letter of thanks to Mrs. Richards for serving on the newly formed Parking and the previous Ad Hoc Parking Committees. Mayor Swaine asked the Commissioners to think of possible replacements for Mrs. Richards.

The Clerk then read a petition from property owners on US 41 West for a drainage study on Whetstone Creek. It was moved by Commissioner Greer, supported by Commissioner Taccolini and carried unanimously to refer this communication to the City Manager and Engineer for report on such a study at the next meeting.

A communication from residents on Pioneer Road regarding the City landfill was read. Mrs. Berglund addressed the Commission regarding this matter. Following a lengthy discussion during which members of the administration commented on the operation of and future plans for the landfill, it was moved by Commissioner Pesola, supported by Commissioner Johnson and carried unanimously to send a letter to the signers of the petition explaining the problem.

Mayor Swaine then called a five minute recess.

Following a recess the Clerk read a communication from Frank Sciotto requesting a study of the Police & Fire Retirement System. Following a lengthy discussion it was moved by Commissioner Greer, supported by Commissioner Wilson and carried unanimously to defer action on this request pending a report from the City Manager regarding an estimate of the cost, length of time the study would take, and a determination if the study could be done during the annual actuarial evaluation.

A communication from Soo Line Railroad regarding pipe line permit #22013 was read. It was moved by Commissioner Greer, supported by Commissioner Johnson and carried unanimously to authorize the Mayor and City Clerk to sign this permit.

A report and recommendation from the City Manager regarding the intercity passenger terminal facility program was read. It was moved by Commissioner Greer, supported by Commissioner Taccolini and carried unanimously to adopt the following resolution:

WHEREAS, pursuant to Michigan State Highway Commission guidelines it is necessary for the Marquette City Commission to make known by formal resolution its intent to provide public transportation service and, therefore, apply for state financial assistance under provisions of Section 10e of Act No. 51 of the Public Acts of 1951, and

WHEREAS, it is necessary for the Marquette City Commission to appoint a Transportation Coordinator to serve as the official liaison between the City of Marquette and the Michigan State Highway Commission on public transportation matters; and

WHEREAS, it is necessary for the Marquette City Commission to provide such information as deemed necessary by the State to make an official determination of eligibility for funds under the provisions of Section 10e of Act No. 51 of the Public Acts of 1951; and

NOW, THEREFORE BE IT RESOLVED that this Commission does hereby make its intentions known to apply for state financial assistance under the provisions of Section 10e of Act No. 51 of the Public Acts of 1951; and

HEREBY appoints T. R. McNabb, as the transportation Coordinator to act as official liaison between the City of Marquette and the State; and

HEREBY directs and orders the Transportation Coordinator to provide such information as deemed necessary by the Michigan State Highway Commission to make an official determination of eligibility for funds under the provisions of Section 10e of Act No. 51 of the Public Acts of 1951 for fiscal year 1979-80.

A report and recommendation from the City Manager regarding rock probes on E. Michigan was read. City Engineer, Mike Etelamaki addressed the Commission. It was moved by Commissioner Pesola, supported by Commissioner Taccolini and carried unanimously that the City not undertake these rock probes at this time.

A report and recommendation from the City Manager regarding bids for Nomex Coats was read. It was moved by Commissioner Johnson, supported by Commissioner Greer and carried unanimously to award the bid for 26 Nomex Coats to the low bidder, Interstate Welding Company, Marquette, in the amount of $2,661.10.

A report and recommendation from the City Manager regarding bids for manhole and catch basin materials was read. It was moved by Commissioner Wilson, supported by Commissioner Taccolini and carried unanimously to award the bids for items 1-10 to the low bidder, U.P. Concrete Pipe Company of Escanaba and for items 11-16 to the low bidder Miller Products of Iron Mountain.

A report and recommendation from the City Manager regarding bids for plastic pipe and fittings was read. It was moved by Commissioner Wilson, supported by Commissioner Pesola and carried to award the bid for this material to the lowest and best bidder, Marquette Wholesale Company, Marquette, Michigan in the amount of $4,154.43.

A report and recommendation from the City Manager regarding bids for motorcycles was read. Two representatives from Zambon's North Country Sales addressed the Commission. It was moved by Commissioner Taccolini, supported by Commissioner Greer and carried unanimously to award the bid for the 250 CC motorcycle to the low bidder Zambon's North Country Sales in the amount of $1,050.00 and the bid for the 1000 CC motorcycle to the low bidder Hedmark Sales in the amount of $3,513.00.

A report and recommendation from the City Manager regarding bids for a front end loader was read. Following a discussion it was moved by Commissioner Greer, supported by Commissioner Johnson and carried unanimously to award this bid to the low bidder Bark River Culvert and Equipment Company of Escanaba in the amount of $69,975 in accordance with their proposal #2.

A recommendation from the Planning Board regarding a variance in the deed restrictions for the industrial park was read. Board Chairman Glenda Robinson addressed the Commission regarding this recommendation. It was moved by Comissioner Wilson, supported by Commissioner Taccolini and carried unanimously to concur with the recommendation from the Planning Board to allow Olson Motors to erect two freestanding signs on 106 and 107 sq. ft. on single poles not to exceed 25 feet in height and to authorize the Mayor and City Clerk to execute a document to this effect.

A second recommendation from the Planning Board regarding approval of a preliminary plat and preliminary development plan for Woody Glen Subdivision was read. It was moved by Commissioner Pesola, supported by Commissioner Greer and carried unanimously to set the regular meeting on August 14 as the time and date for a public hearing on this proposed rezoning.

The Commission then discussed a draft resolution regarding the County Budget. It was agreed that this item would be placed on the agenda for the next Commission meeting.

The individual commissioners discussed various other items.

Mrs. Genore addressed the Commission regarding her curbcut on Genesee Street. Glenda Robinson asked about pollution at Shiras Park and Doug Marceau of Bark River Culvert and Equipment thanked the Commission for the award of the front end loader bid.

The meeting was adjourned at 10:45 p.m.

Howard R. Swaine
Mayor

Norman L. Gruber, Jr.
City Clerk

OFFICIAL PROCEEDINGS OF THE MARQUETTE CITY COMMISSION

A regular meeting of the Marquette City Commission was duly called and held on Monday, August 14, 1978 at 7:00 p.m.

Present: Mayor Swaine. Commissioners Greer, Johnson, Merrick, Pesola, Taccolini, Wilson.

Absent: None.

It was moved by Commissioner Greer, supported by Commissioner Wilson and carried unanimously to dispense with the reading of the minutes of the previous meeting and approve them as presented.

Total bills payable in the amount of $276,617.12 were presented. It was moved by Commissioner Merrick, supported by Commissioner Johnson and carried unanimously to approve the bills payable from the 1977-78 fiscal year budget in the amount of $23,538.58. It was then moved by Commissioner Greer, supported by Commissioner Taccolini and carried unanimously to pay the bills for the 1978-79 fiscal year budget in the amount of $253,617.12.

Mayor Swaine noted that additional agenda items included a request to table item 15, a proclamation for senior citizens week, a petition for sewer improvements on Woodland Avenue, appointments to various boards and commissions, consideration of the appointment of an attorney, and a request from the Arena Advisory Board for a meeting.

Mayor Swaine then announced that this was the time and date set for a public hearing on the rezoning and preliminary plat of Woody Glen Subdivision (PUD-1-78). Slides of the site were shown by City Planner, Norman Gruber, and the Planned Unit process was discussed briefly. Mrs. Magadanz addressed the Commission opposing the street behind her house. Bob Cambensy, engineer for the developers, addressed the Commission regarding the proposed development. The hearing was closed. It was moved by Commissioner Johnson and supported by Commissioner Wilson to approve the preliminary development plan and preliminary plat of Woody Glen Subdivision. Following a discussion, it was moved by Commissioner Greer, supported by Commissioner Taccolini and carried unanimously to amend the motion to recommend that the road be moved as far to the south as possible, and that it be widened as much as possible, near its intersection with Kimber. The vote on the amended motion was:

Ayes: Mayor Swaine. Commissioners Greer, Johnson, Pesola, Taccolini, Wilson.

Nay: Commissioner Merrick. The motion was carried.

Mayor Swaine then announced that this was the time set for a public hearing on Marquette's Small Cities Program Grant application. A communication from the City Manager requesting authorization to complete the formal application was read. Assistant Manager, David Svanda, addressed the Commission regarding

changes in the project from the pre-application. William Malandrone asked if the streets could be developed by special assessment as they had in the rest of the City. Peter Embly commented on proposed industrial uses and Paul Osterberg commented on water main development. The hearing was closed. It was moved by Commissioner Merrick, supported by Commissioner Greer and carried unanimously to authorize the administration to proceed with this grant application. The Assistant Manager was directed to look into the possibility of special assessment districts for curbing and paving streets.

Mayor Swaine announced that this was the time set for citizens wishing to address the Commission. William Malandrone commented on construction at the new water plant and water quality.* Peter Embly talked about health maintenance organizations. Roy Heath commented on a law suit by the Medical Center against the City. Philip Matt discussed problems at Mac's Pine Street Service. Frank Nelson discussed construction at the water plant and pavement problems at railroad crossings. Commissioner Pesola made several comments regarding the Arena Manager and the ventilation system at the Arena. Commissioner Merrick commented on the effect of the new water rates and Commissioner Johnson commented on construction at the water plant.

*See Page 102.

Mayor Swaine called a 10 minute recess.

Following the recess the Clerk read a communication from Mr. and Mrs. Dominic Sarvello thanking the Commission for their attention to the trees on Westwood Road. City Engineer, Mike Etelemaki commented on the meeting held on Westwood Road.

A communication from Lloyd Fairbanks, Edward Dembowski, and Paul Peterson requesting the establishment of an Economic Development Corporation was read. It was moved by Commissioner Greer, supported by Commissioner Johnson and carried unanimously to hold a public hearing on the adoption of an ordinance to form an Economic Development Corporation at the first regular meeting in September.

A communication from the Liquor Control Commission regarding a SDM license at 301 West Fair Avenue was read. Since approval was not required the Commission took no action.

A communication from Tom Dunham regarding erosion on Fisher Street Extended was read. City Manager, T. R. McNabb and Mr. Dunham addressed the Commission regarding this problem. It was moved by Commissioner Merrick, supported by Commissioner Taccolini and carried unanimously to direct the City Engineer to report at the next meeting on past costs of maintenance in this area, a proposed means of remedying this problem, and the costs of these remedies.

A communication from the Parks and Recreation Advisory Committee requesting funding for a golf course study was read. Following a discussion it was moved by Commissioner Merrick and supported by Commissioner Greer that the City hire an architectural firm to study the two proposed golf course sites for a fee not to exceed $3,000.00. The following vote was taken:
Ayes: Mayor Swaine. Commissioners Greer, Johnson, Merrick, Pesola, Wilson.
Nays: Commissioner Taccolini. The motion was carried.

A report and recommendation from the City Manager regarding a request for disaster funds was read. It was moved by Commissioner Pesola, supported by Commissioner Wilson and carried unanimously to adopt the following resolution:

BE IT RESOLVED BY the Marquette City Commission of the City of Marquette:

WHEREAS, Marquette, Michigan, is a political subdivision within the State of Michigan with an official Emergency Preparedness Plan in compliance with Section 19 of the Emergency Preparedness Act, Act 390, Public Acts of 1976.

WHEREAS, Marquette, sustained severe losses of major proportions brought on by the winter snow storm of 1978 resulting in the following conditions: damage to buildings and equipment, and the expenditure of funds for overtime work required to combat the storm.

WHEREAS, Marquette City Commission certifies that the County/ Municipal Emergency Preparedness Plan was implemented at the onset of the disaster at January 26, 1978 and all applicable disaster relief forces identified therein were exhausted.

WHEREAS, as a direct result of the disaster, public damage and expenditures were extraordinary and place an unreasonably great financial burden on the City of Marquette totaling $39,139.22.

NOW THEREFORE BE IT RESOLVED THAT Marquette City Commission requests the Governor authorize a grant to the City of Marquette from the State Disaster Contingency Fund pursuant to Section 19, Act 390, Public Acts of 1976.

FURTHERMORE, Mayor Howard R. Swaine is authorized to execute for and in behalf of the City of Marquette the application for financial assistance and to provide to the State any information required for that purpose.

A report and recommendation from the City Manager regarding bids for re-roofing of the cemetery pump house was read. Commissioner Pesola requested approval from the Commission to abstain on this vote. It was moved by Commissioner Merrick, supported by Commissioner Greer and carried unanimously to excuse Commissioner Pesola from voting on this matter. It was moved by Commissioner Wilson and supported by Commissioner Taccolini to award the bid to Bruce Pesola in the amount of $1,740.00. The following vote was taken:
Ayes: Mayor Swaine. Commissioners Greer, Johnson, Merrick, Taccolini, Wilson.
Nay: None.
Abstention: Commissioner Pesola. The motion was carried.

A report and recommendation from the City Manager regarding bids for a material spreader was read. It was moved by Commissioner Pesola, supported by Commissioner Taccolini and carried to award the bid for this item to Superior Equipment Company of Iron Mountain in the amount of $4,500.00.

A report and recommendation from the City Manager regarding special assessment district on Tierney Street was read. It was moved by Commissioner Wilson, supported by Commissioner Taccolini and carried to concur in the Manager's recommendation to take no action until the petitioner has reviewed the cost estimates.

A report and recommendation from the City Manager regarding emergency repairs for the City's landfill tractor was read. It was moved by Commissioner Merrick, supported by Commissioner Wilson and carried unanimously to approve the Manager's action in this matter.

A report and recommendation from the City Manager regarding condemnation of right of way on Division Street was read. It was moved by Commissioner Merrick, supported by Commissioner Greer and carried unanimously to authorize the Attorney to proceed with the condemnation of right of way from Mr. and Mrs. Venetjoki and Mr. and Mrs. Waati after October 1st if the purchase cannot be negotiated before them.

A communication from the Planning Board recommending the rezoning of property owned by the First United Methodist Church was read. It was moved by Commissioner Greer, supported by Commissioner Johnson and carried unanimously to set the next regular meeting as the time and date for a public hearing on this rezoning.

A communication from the Planning Board recommending rezoning at 401 West Baraga was read. A second communication from Mr. and Mrs. Lupton requesting that this item be tabled was also read. The Commission took no action.

A recommendation from the Zoning Board of Appeals regarding the availability of parking spaces in the Spring Street Parking Lot was read. It was moved by Commissioner Johnson, supported by Commissioner Greer and carried unanimously to continue to monitor the useage of this parking lot as recommended.

Mayor Swaine announced that this was the time set for consideration of a resolution on County Tax monies. A communication from Pat Farrell, County Commissioner, was read. It was moved by Commissioner Greer, supported by Commissioner Wilson and carried unanimously to table consideration of this resolution.

The Clerk read the following Mayoral Proclamation:

WHEREAS, the 1978 Upper Peninsula Senior Citizens Convention is to be held August 15, 1978 in the City of Marquette; and

WHEREAS, the quality of life in the Upper Peninsula and the City of Marquette is due to the contributions of our Senior Citizens; and

WHEREAS, Senior Citizens continue to contribute to the culture, the economy, and the general well-being of the Upper Peninsula;

NOW THEREFORE BE IT PROCLAIMED, that August 16, 1978 be Senior Citizens Day in the City of Marquette; and

BE IT FURTHER PROCLAIMED that the Senior Citizens of the Upper Peninsula be welcomed to the City of Marquette.

A petition from the Marquette Missionary Church for sewer development on Woodland Avenue was read. It was moved by Commissioner Pesola, supported by Commissioner Taccolini and carried unanimously to refer this petition to the City Engineer for study and report.

Mayor Swaine asked the Commission to continue to think of candidates for the vacancy on the Parking Committee. With the Commission's concurrence the Mayor then appointed Lou Chappell to replace Joe Snively on the Marquette Transit Authority and reappointed Mike Rublein and James Boggio to the Lakeview Arena Advisory Board. The Clerk was directed to send a letter of thanks to Mr. Snively for his service on the Marquette Transit Authority.

A communication from Zoning Board of Appeals member, Priscilla Burnham, regarding the law suit against the City by the Medical Center was read. Following a discussion it was moved by Commissioner Pesola, supported by Commissioner Johnson and carried to authorize the City Manager to retain an Attorney to defend the City in this case.

Mayor Swaine read a request from the Lakeview Arena Advisory Board for a meeting with the Commission. The Commission agreed to hold this meeting on Friday, August 18, 1978 at 7:00 a.m. in the Donor's Room at the Arena.

The Commission then agreed to meet at 4:00 p.m. on August 29th with the project engineer for the water plant expansion.

Commissioner Greer asked about swimming at Shiras Park.

Commissioner Johnson asked about several traffic and paving problems and inquired about the location of the polling place for precinct 3.

Commissioner Pesola asked about a plaque for Mark Markantony, the ski hill and new street paving.

Commissioner Taccolini inquired about the light on Magnetic and Presque Isle and the trees to be planted at the landfill.

There were no citizens wishing to address the Commission. The meeting was adjourned at 11:58 p.m.

Howard R. Swaine
Mayor

Norman L. Gruber Jr.
City Clerk

*Per Commission action on 8-28-78, the following excerpt from a letter from William Malandrone is to be included in the minutes:

Mr. Malandrone discussed "specific items concerning the water rates, construction of the new plant, of a report by the National Cancer Society relative to chlorinated water and its relation to cancer and of the incidence of cancer in Marquette requiring a study of the number of cases."

OFFICIAL PROCEEDINGS OF THE
MARQUETTE CITY COMMISSION

A regular meeting of the Marquette City Commission was duly called and held on Monday, August 28, 1978 at 7:00 P.M.

Present: Mayor Swaine. Commissioners Greer, Johnson, Merrick, Pesola, Taccolini, Wilson.
Absent: None.

It was moved by Commissioner Greer and supported by Commissioner Merrick to accept the minutes as presented and to dispense with their reading. Following a brief discussion it was moved by Commissioner Merrick, supported by Commissioner Johnson and carried unanimously to amend the minutes to include the remarks of William Malandrone that he submitted in a letter to the Commission regarding the previous minutes. The amended motion was then carried unanimously.

Total bills payable in the amount of $508,321.86 were presented. It was moved by Commissioner Pesola, supported by Commissioner Merrick and carried unanimously to pay these bills with the exception of the bill to Bruce Pesola in the amount of $1,740.00. It was then moved by Commissioner Wilson and supported by Commissioner Taccolini to pay the bill to Bruce Pesola and to excuse Commissioner Pesola from voting. The following vote was taken:
Ayes: Mayor Swaine. Commissioners Greer, Johnson, Merrick, Taccolini, Wilson.
Nay: None.
Abstention: Commissioner Pesola. The motion was carried.

Mayor Swaine noted that additional agenda items included a report from the City Engineer and a report from the City Attorney.

Mayor Swaine then announced that this was the time set for a public hearing on a proposed rezoning at 316 North Front Street. The Clerk read the recommendation from the Planning Board. Alfred McCowen representing the First United Methodist Church supported their petition. Planning Board Chairman, Glenda Robinson, presented the Board's recommendation. Slides of the area were shown. The hearing was closed. It was moved by Commissioner Johnson, supported by Commissioner Wilson and carried unanimously to rezone lot 8, the east 33 feet of lot 5, and the west 44 feet of lot 4, all in block 12 of John Burts Addition from RM, multiple family to OS, office.

There were no citizens who wished to address the Commission at this time.

The Clerk read a communication from the Deertrack Bowhunters requesting approval of a 24-hour liquor license. It was moved by Commissioner Pesola, supported by Commissioner Taccolini and carried unanimously to approve a 24-hour liquor license for the Deertrack Bowhunters of Marquette for October 28, 1978 at the Marquette Armory.

A communication from Carl A. Malmgren was read. Following a brief discussion, it was moved by Commissioner Merrick, supported by Commissioner Taccolini and carried unanimously to refer this communication to the City Engineer for study and report.

A communication from Powell Township requesting permission to use the City Landfill was read. Following a lengthy discussion regarding the need to conserve landfill area it was moved by Commissioner Greer, supported by Commissioner Merrick and carried unanimously to table this communication until there have been discussions with the Department of Natural Resources and the townships.

A communication from David E. and Helen A. Lupton was read. It was moved by Commissioner Johnson, supported by Commissioner Wilson and carried unanimously to schedule a public hearing for a rezoning at 401 West Baraga at the September 11, 1978 meeting.

A communication from the Liquor Control Commission regarding upgrading of two licenses in the City was read. It was moved by Commissioner Pesola, supported by Commissioner Taccolini and carried unanimously to adopt the following two resolutions:

RESOLVED, that the request from R & G Enterprises, Inc., for transfer of classification of the 1978 Tavern License to a Class C license, to be held in conjunction with the existing SDM license, located at 1090 S. Front Street, Marquette, Michigan, Marquette County, under the provisions of Act 19, P.A. 1978 be considered for approval.

and,

RESOLVED, that the request from Alibi of Marquette, Inc., for transfer of classification of the 1978 Tavern license to a Class C license, to be held in conjunction with the existing SDM license, located at 1745 Presque Isle Avenue, Marquette, Michian, Marquette County, under the provisions of Act 19, P.A. 1978 be considered for approval.

A communication from CUPPAD regarding the City's membership in the County OEDP Committee and the CUPPAD Regional Commission was read. Following a discussion regarding the services provided by the Regional Planning Agency, it was moved by Commissioner Greer, supported by Commissioner Taccolini and carried unanimously to adopt the following resolution:

WHEREAS, the Marquette County Overall Economic Development Planning (OEDP) Committee and the CUPPAD Regional Commission provide a means for public and private interests to jointly devise local solutions to area problems and to foster the economic, social, and physical development and conservation of the Central Upper Peninsula; and,

WHEREAS, the City of Marquette wishes to participate as a member of the Marquette County OEDP Committee and the CUPPAD Regional Commission;

NOW THEREFORE BE IT RESOLVED THAT THE CITY OF MARQUETTE:

1. Be a member of the County OEDP Committee and the CUPPAD Regional Commission through December 31, 1979.

2. Name two representatives to represent this body on the County OEDP Committee.

3. Pay the FY78-79 local share contribution of $2,856.

It was then moved by Mayor Swaine and supported by Commissioner Pesola and carried unanimously to name City Manager McNabb and Commissioner Wilson as the City's representatives to the Marquette County OEDP Committee and to name Commissioner Johnson as alternate.

A report and recommendation from the City Manager regarding bids for snow boxes was read. It was moved by Commissioner Taccolini, supported by Commissioner Johnson and carried unanimously to award the bid to Wenberg Sales, Houghton in the amount of $5,998 for two snow boxes.

A report and recommendation from the City Manager regarding bids for chain link fencing materials was read. It was moved by Commissioner Pesola, supported by Commissioner Merrick and carried unanimously to award the bid for these materials to Burkman Supply Inc., Marquette, in the amount of $4,486.00.00

A report and recommendation from the City Manager regarding technical corrections to special assessment hearings was read. Following a discussion it was moved by Commissioner Johnson and supported by Commissioner Greer to schedule the following hearings for the Marquette City Commission meeting on Monday, September 11, 1978:

Curbing and paving Ridge Street and Westwood Road from Rublein Street west to the City Limits.

Construction of sewer, water, curbing and paving on Wilkinson, Van Evera, and Union.

Curbing, paving, water, sanitary sewer, sidewalks on Altamont Street from Bayview Drive to Pioneer Road.

Curbing and paving on West Ridge Street from Lincoln to Rublein.

Sewer main construction on Ridge Street west of Lincoln.

McClellan Street - Cleveland Avenue to Ridge Street - Water, sanitary sewer, curbing and paving.

A recommendation from the Planning Board for approval of a preliminary plat of Chippewa Square Subdivision was read. City Planner, Norman Gruber, and City Attorney Steve Adamini discussed legal aspects of the common area in this proposed subdivision, noting that the City could not restrict the sale of the common area but did not have to accept it as public property or provide property maintenance on it. It was moved by Commissioner Wilson, supported by Commissioner Pesola and carried unanimously to approve the preliminary plat of Chippewa Square Subdivision as recommended.

A communication from the Marquette Transit Authority regarding a site for a proposed office/storage/maintenance facility was read. It was moved by Commissioner Pesola, supported by Commissioner Taccolini and carried unanimously that the City Commission agree to assign to the MTA the property needed for construction of this facility at the present City Garage complex site.

Mayor Swaine then announced the following appointments to the Handicapped Citizens' Advisory Board:

Mrs. Loraine Dormer to fill the unexpired term of Ruth Bishop, said term expiring 1-10-80.

Mrs. Diane Binkley to fill the unexpired term of Pat Savitski, said term expiring 1-10-79.

Commissioner Merrick asked to be replaced as the Commission's representative on the County Commission on Aging due to a schedule conflict. Mayor Swaine appointed Commissioner Johnson as the City's representative on this Commission and Commissioner Wilson as alternate.

The Clerk presented a report from the City Engineer regarding a proposed special assessment district to install sanitary sewer on Woodland Avenue from Wright Street to a point 600 feet north. It was moved by Commissioner Pesola, supported by Commissioner Johnson and carried unanimously to hold a public hearing on this proposed special assessment district at the regular meeting on September 25th.

A report from the City Attorney regarding City involvement in a law suit against the Board of Light and Power was read. It was moved by Commissioner Greer, supported by Commissioner Merrick and carried unanimously that pursuant to the open meetings act the Commission go into closed session at the end of the agenda to discuss this item. Mr. Kenneth Hogg addressed the Commission presenting the reason for his law suit against the Board.

Commissioner Johnson commented on litter at the Arena, damage to the grass area on Lake Shore Boulevard, noisy motorcycles, a condemned house on Arch Street, rental of City equipment by private individuals, a policy on boat storage, improvements to the McCarty property, and the house number study.

Commissioner Merrick noted that water rates should be adjusted if it was determined small users are paying too much, asked about the water runoff problem on Fisher Street, boat storage on the lower harbor property, and suggested a policy for rental of City equipment. City Engineer, Mike Etelemaki commented briefly on the water problem on Fisher Street.

Commissioner Wilson commented on the water rates and boat storage.

Mr. Philip Matt addressed the Commission regarding problems with the wrecker service on Pine Street. It was moved by Commissioner Greer, supported by Commissioner Merrick and carried unanimously to request reports from the City Attorney or Housing Inspector and the Zoning Administrator regarding this situation.

It was then moved by Commissioner Merrick, supported by Commissioner Greer and carried unanimously to close the public portion of the meeting at approximately 9:50 p.m.

Following the closed session which was held in the conference room, the Commission returned to the Chambers and the meeting was adjourned at approximately 10:30 p.m.

Howard R. Swaine
Mayor

Norman F. Gruber Jr.
City Clerk