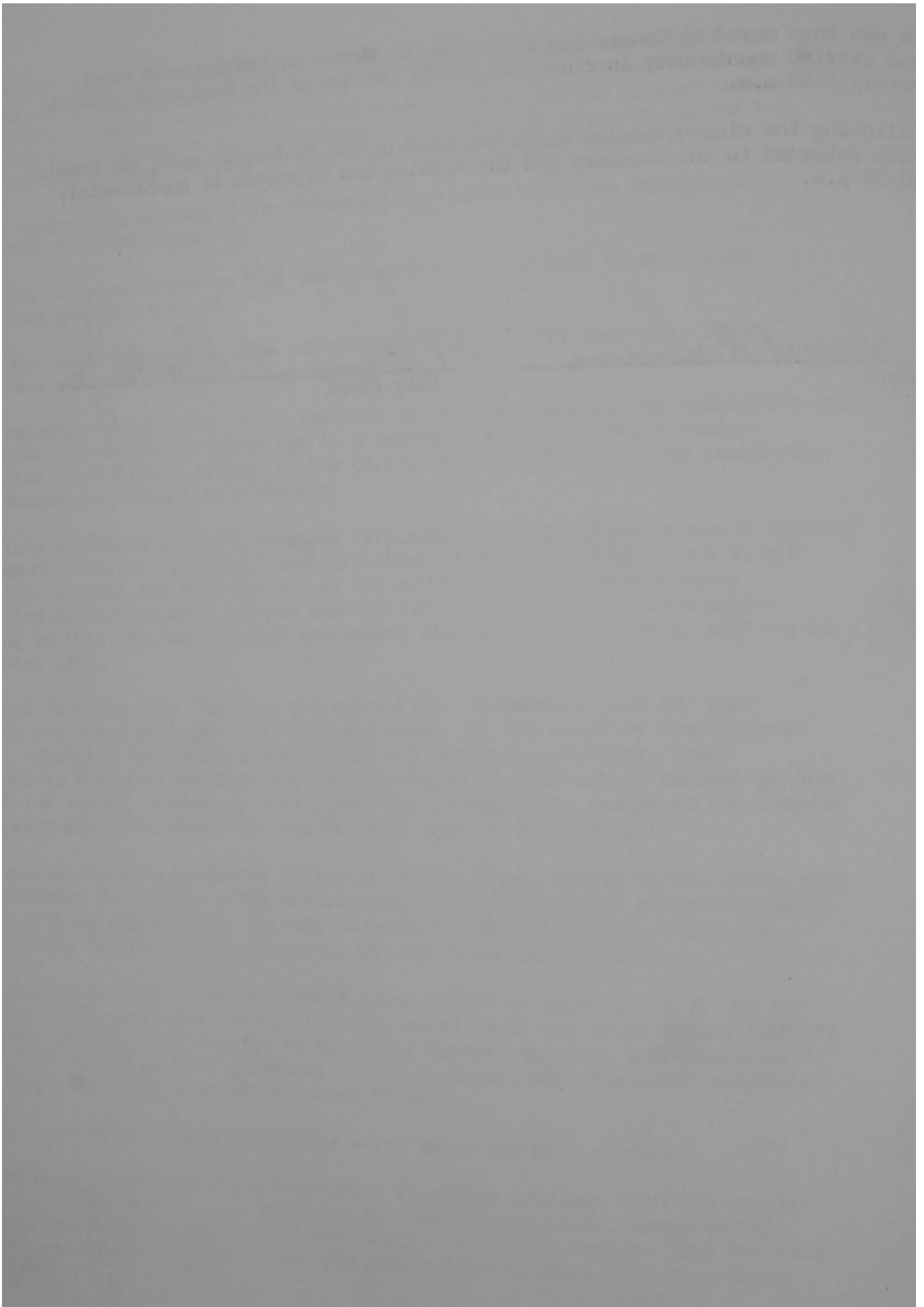




OFFICIAL PROCEEDINGS OF THE  
MARQUETTE CITY COMMISSION

A regular meeting of the Marquette City Commission was duly called and held on Monday, September 11, 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 Johnson and carried unanimously to dispense with the reading of the minutes of the previous meeting and approve them as presented including minutes of the closed portion of the meeting.

Total bills payable in the amount of \$424,865.91 were presented. It was moved by Commissioner Merrick, supported by Commissioner Greer and carried to pay the bills as presented.

Mayor Swaine noted that additional items #20, a report from the City Manager and #21, Commissioner Pesola's questions on the wastewater treatment plant had been added to the agenda.

Mayor Swaine announced that this time had been set aside for the presentation of awards from the Marquette Beautification and Restoration Committee. He introduced awards chairman, Bonnie Whitehouse and assisted her in making the following awards for the 1978 beautification contest: \*Correction made on page 118.

|                |                                              |
|----------------|----------------------------------------------|
| First Place -  | Mr. and Mrs. Kenneth McClure on Peter Street |
| Second Place - | Mr. and Mrs. David Leach on Marquette Drive  |
| Third Place -  | Rhoda Frei on Ridge Street                   |

Mayor Swaine noted that this was the time and date for a public hearing for the proposed rezoning at 401 W. Baraga. Slides of the site were shown. Chairman Robinson of the Planning Board presented the Board's recommendation. Five persons addressed the Commission regarding this rezoning. The hearing was closed. It was moved by Commissioner Merrick, supported by Commissioner Pesola and carried to rezone lots 7 and 8, and the north 8 feet of lot 42 and the north 8 feet of the east 1/2 of lot 41, Baldwin's Addition from RG, general residential to OS, office district.

Mayor Swaine then announced that this was the time and date set for a public hearing on the adoption of an Economic Development Corporation ordinance. No one wished Mayor Swaine and Commissioner Wilson commented on this ordinance. It was moved by Commissioner to address the Commission. The hearing was closed. It was moved by Commissioner Wilson, supported by Commissioner Johnson and carried to adopt ordinance #319:

AN ORDINANCE TO AMEND TITLE XI BY ADDING A NEW CHAPTER 75 ESTABLISHING  
AN ECONOMIC DEVELOPMENT CORPORATION FOR THE CITY OF MARQUETTE.

City Manager McNabb noted that the public hearings to be held on special assessment districts were to correct technical deficiencies in the original hearings

and did not constitute new projects.

Mayor Swaine then announced that this was the time set for a public hearing on a proposed special assessment district on Westwood Road. Gary Parent, representing his parents discussed the road location. The hearing was closed. It was moved by Commissioner Greer, supported by Commissioner Wilson and carried unanimously 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, and to determine the necessity of such improvements as follows:

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

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- \$73,710.95

City- \$15,848.30

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 costs of such borrowing; and that a special assessment district to be assessed therefore is hereby designated as follows:

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

FURTHER RESOLVED, that if any water taps, and/or sewer taps shall be required to effect the above paving and curbing, such 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 proposed special assessment district on Wilkinson, Van Evera, and Union Streets. Mike Hongisto questioned the improvements and Paul Osterberg supported the improvements. The hearing was closed. It was moved by Commissioner Johnson, supported by Commissioner Merrick and carried unanimously 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, and to determine the necessity of such improvements as follows:

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

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- | \$36,227.40 | City- | -0- |
|------------------|-------------|-------|-----|

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:

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

Mayor Swaine then announced that this was the time and date set for a public hearing for a special assessment district on Altamont Street. There being no one to address the Commission the hearing was closed. Commissioner Pesola asked to be excused from voting on this matter. It was moved by Commissioner Merrick and supported by Commissioner Johnson to grant Commissioner Pesola permission to abstain from voting and 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, and to determine the necessity of such improvements as follows:

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

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- \$70,978.00

City- \$7,238.00

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

The following vote was taken:

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

Nays: None.

Abstention: Commissioner Pesola. The motion was carried.

Mayor Swaine then announced that this was the time and date set for a public hearing for a proposed special assessment district for curbing and paving on West Ridge Street. There being no one who wished to address the Commission the hearing was closed. It was moved by Commissioner Merrick, supported by Commissioner Taccolini and carried unanimously 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, and to determine the necessity of such improvements as follows:

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

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- \$30,461.20

City- -0-

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 on West Ridge Street from Lincoln to Rublein.

FURTHER RESOLVED, that if any water taps, and/or sewer taps shall be required to effect the above paving and curbing such 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 a special assessment district for sewer construction on West Ridge Street. There being no one who wished to address the Commission the hearing was closed. It was moved by Commissioner Greer, supported by Commissioner Wilson and carried unanimously 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, and to determine the necessity of such improvements as follows:

Sewer Main construction on Ridge Street west of Lincoln

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 therefor; 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- \$13,612.50

City- -0-

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:

Sewer main construction on Ridge Street west of Lincoln.

Mayor Swaine then announced that this was the time and date set for a public hearing on proposed special assessment district on McClellan Street. There being no one who wished to address the Commission the hearing was closed. It was moved by Commissioner Johnson, supported by Commissioner Wilson and carried unanimously 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, and to determine the necessity of such improvements as follows:

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

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- \$147,660.36

City- \$13,890.59

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:

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

Following a brief discussion it was then moved by Commissioner Greer, supported by Commissioner Johnson and carried unanimously to set the regular Commission meeting on September 25, 1978 as the time and date for public hearings on the confirmation of Special Assessment rolls:

Roll #467 - Curbing and paving Ridge Street and Westwood Road from Rublein Street west to the City Limits.

Roll #468 - Construction of sewer, water, curbing and paving on Wilkinson, Van Evera, and Union.

Roll #469 - Curbing, paving, water, sanitary sewer, sidewalks on Altamont Street from Bayview Drive to Pioneer Road.

Roll #471 - Curbing and paving on West Ridge Street from Lincoln to Rublein.

Roll #472 - Sewer main construction on Ridge Street west of Lincoln.

Roll #475 - McClellan Street - Cleveland Avenue to Ridge Street - water, sanitary sewer, curbing and paving.



Mayor Swaine announced that this was the time set for citizens wishing to address the Commission. James Wilson commented on street improvements and thanked the Commission for authorizing the improvements. Mike Hongisto asked when Norwood and Wilkinson Streets would be paved. Herbert Poole commented on the park development of the McCarty property and suggested that this area be named McCarty Park.

Commissioner Pesola complimented the Arena Manager for the operation of the Arena during concerts.

The Clerk then read communications from Kenneth Hogg and the Board of Light and Power regarding the lawsuit between them. Following a discussion it was moved by Commissioner Greer and supported by Commissioner Merrick that the City Commission join in this lawsuit on the side of the plaintiff and seek other counsel other than the City Attorney for representation. The following vote was taken:

Ayes: Mayor Swaine. Commissioners Greer, Johnson, Merrick, Taccolini.

Nays: Commissioners Pesola, Wilson. The motion was carried.

Mayor Swaine then called a five minute recess.

Following the recess the Clerk read a report and recommendation from the City Manager regarding an actuarial study of fire and police retirement system. It was moved by Commissioner Pesola, supported by Commissioner Taccolini and carried unanimously to authorize that this study be done at the time of the annual actuarial evaluation and that the city pay the cost of \$170.00.

A report and recommendation from the City Manager regarding city owned property adjoining Anderson Street was read. It was moved by Commissioner Wilson, supported by Commissioner Merrick and carried unanimously to concur with the recommendation and postpone the return of any of this land to Mr. Malmgren pending the report of the Michigan Department of State Highways regarding the Grove Street/U.S. 41 bypass intersection.

A report and recommendation from the City Manager regarding special assessment ordinance was read. It was moved by Commissioner Pesola, supported by Commissioner Merrick and carried unanimously to set the regular meeting on October 10, 1978 as the time and date for a public hearing on this ordinance. City Manager McNabb asked the Commissioners to consider several aspects of the ordinance before the hearing.

A report and recommendation from the City Manager regarding a license agreement with Northern Michigan University for use of the Arena was read. Following a brief discussion it was moved by Commissioner Johnson and supported by Commissioner Taccolini to concur with this recommendation to cancel article 14 containing the penalty clause and authorize the Mayor and City Clerk to sign the amended agreement. The following vote was taken:

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

Nay: Commissioner Pesola. The motion was carried.

A report and recommendation from the City Manager regarding bids for a sidewalk snowplow was read. It was moved by Commissioner Johnson, supported by Commissioner Taccolini and carried unanimously to award the bid for this item to O. T. Corporation of Richmond, Michigan in the amount of \$22,557.00.

A report and recommendation from the City Manager regarding a bid for construction castings was read. It was moved by Commissioner Pesola, supported by Commissioner Wilson and carried unanimously to award the bid for this material to Babco Supply Company of Negaunee, Michigan in the amount of \$8,280.00.

A report from the City Manager regarding a complaint at Mac's Pine Street Garage was read. Following a lengthy discussion during which the Attorney and Planner stated that they felt there was no zoning violation, it was agreed that City Manager McNabb contact Mr. McCombie to discuss a possible solution to this problem.

A recommendation from the Planning Board regarding an amendment to the zoning ordinance was read. It was moved by Commissioner Greer, supported by Commissioner Johnson and carried unanimously to set the regular meeting on October 10, 1978 as the time for a public hearing on this amendment.

Mayor Swaine then announced with the Commission's concurrence the appointment of Betty Durant to fill the unexpired term of Ann Richards on the Parking Committee said term expiring May 30, 1980.

City Engineer, Mike Etelemaki, presented a report recommending the establishment of a drainage district for the Fisher Street Extended area. It was moved by Commissioner Pesola, supported by Commissioner Merrick and carried unanimously to set the regular meeting on October 10th, 1978 as the time and date for a public hearing on this proposed assessment district.

Commissioner Pesola asked that the Commission be kept informed of the construction status at the new wastewater treatment plant.

Commissioner Greer asked the status of the Handicapped Citizen's Advisory Board Director and noted that the best way to solve minor problems is to contact the City administrative official involved.

Commissioner Johnson asked about the car repair shop at 223 W. Hewitt, the noisy house at the corner of Third and Prospect, the bike path on Lake Shore Boulevard, a car parked on the sidewalk on Champion Street, the garbage dumpster blocking the sidewalk on Pine Street and railings in the highrise.

Commissioner Taccolini asked about cars and motorcycles in the fitness trail area of the cemetery and suggested moving the traffic light proposed for Magnetic and Presque Isle to the corner of Lincoln and Fair.

Commissioner Wilson asked what maintenance was being done to the ski hill and asked when the recommendation for user fees would be received from Parks and Recreation Advisory Board.

Mayor Swaine noted that the City had received an invitation to the dedication of the new municipal complex in Menominee.

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

Howard R. Swaine  
Mayor

Norman J. Gruber Jr.  
City Clerk

At its regular meeting held on Monday, September 25, 1978 the following correction was made to the Beautification award item:

Sentence #2:

He introduced committee co-chairman Bruce Closser who made some comments and then introduced awards chairman Bonnie Whitehouse. The mayor then assisted Ms. Whitehouse in making the following awards for the 1978 beautification contest:

In addition, the following fourth place award was made:

Fourth Place -

Mr. Wilbur Treloar on College Avenue

OFFICIAL PROCEEDINGS OF THE  
MARQUETTE CITY COMMISSION

A regular meeting of the Marquette City Commission was duly called and held on Monday, September 25, 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 to dispense with the reading of the minutes of the previous meeting and to approve them with the corrections as proposed.

Total bills payable in the amount of \$568,708.32 were presented. It was moved by Commissioner Greer, supported by Commissioner Johnson 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 and date set for a public hearing on a special assessment district to install sanitary sewer on Woodland Avenue north of Wright Street. Two persons opposed and one person supported the project. The hearing was closed. Following a lengthy discussion regarding alternate methods of serving the church property with sewer, it was moved by Commissioner Greer, supported by Commissioner Johnson and carried unanimously to table consideration of this project until all alternatives had been looked at. A report was requested from the City Engineer.

City Manager McNabb made several comments regarding the following special assessment roll hearings noting that they were necessary formalities.

Mayor Swaine opened the public hearing on special assessment roll #467. There being no one who wished to address the Commission, the hearing was closed. It was moved by Commissioner Johnson, supported by Commissioner Merrick and carried unanimously 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, Ridge Street and Westwood Road from Rublein Street west 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.

Mayor Swaine then opened the public hearing on special assessment roll #468. Paul Osterberg stated that he felt the Housing Commission should pay for a larger part of this project. The hearing was closed. It was moved by Commissioner Merrick, supported by Commissioner Johnson and carried unanimously to approve 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:

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

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.

Mayor Swaine then opened the public hearing on special assessment roll #469. There being no one who wished to address the Commission, the hearing was closed. Commissioner Pesola asked permission to abstain from voting on this matter. It was moved by Commissioner Wilson and supported by Commissioner Taccolini to excuse Commissioner Pesola from voting and to approve 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, water, sanitary sewer, sidewalks on Altamont Street from Bayview 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 Swaine. Commissioners Greer, Johnson, Merrick, Taccolini, Wilson.

Nay: None.

Abstention: Commissioner Pesola. The motion was carried.

Mayor Swaine opened the public hearing on special assessment roll #471. There being no one to address the Commission the hearing was closed. It was moved by Commissioner Greer, supported by Commissioner Merrick and carried unanimously 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 improvements:

Curbing and paving on West Ridge Street from Lincoln to Rublein

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.

Mayor Swaine opened the public hearing on special assessment roll #472. There being no one to address the Commission the hearing was closed. It was moved by Commissioner Taccolini, supported by Commissioner Wilson and carried unanimously to approve 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:

Sewer main construction on Ridge Street west of Lincoln

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, to-



gether 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.

Mayor Swaine opened the public hearing on special assessment roll #475. One person opposed a specific assessment and two persons asked questions about the procedure involved. The hearing was closed. It was moved by Commissioner Greer and supported by Commissioner Johnson that the City pay 20% of the costs proposed to be apportioned to the property owners and that the following resolution be approved:

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:

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

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: Mayor Swaine. Commissioner Greer, Johnson, Merrick, Pesola, Taccolini.

Nays: Commissioner Wilson. The motion was carried.

It was then moved by Commissioner Greer, supported by Commissioner Johnson and carried unanimously that the payment period for rolls #467, 468, 469, 471, 472 and 475 be established at 10 years rather than five.

Mayor Swaine announced that this was the time set for citizens wishing to address the Commission. One person discussed Board of Light and Power policy on power line extensions and two persons urged the Commission to implement voter



registration on Northern Michigan University's campus. Following a lengthy discussion during which the City Clerk stated that because no voter registration drive was being held throughout the City he felt it was unfair to register people on campus only, it was moved by Commissioner Merrick and supported by Commissioner Greer that the City Clerk be directed to establish three sites for voter registration in the City for a minimum period of two days each. The following vote was taken:

Ayes: Commissioners Greer, Merrick, Pesola.

Nays: Mayor Swaine. Commissioners Johnson, Taccolini, Wilson. The motion was defeated. It was then moved by Commissioner Greer, supported by Commissioner Johnson and carried unanimously that the City begin to work now on a voter registration drive for next spring.

Mayor Swaine called a ten minute recess.

Following the recess a communication from Leonard W. Brumm, Jr. requesting the placement of railings in the Pine Ridge Apartments was read. City Manager McNabb reported that the Housing Commission had stated that this would be done as soon as possible. It was moved by Commissioner Pesola, supported by Commissioner Taccolini and carried unanimously that the City Commission urge the Housing Commission to give high priority to the installation of these railings.

A communication from John Taylor regarding Heikkala's Sub. #1 was read. The City Engineer and City Planner commented on the approval of this plat and completion of required streets and utilities. It was moved by Commissioner Merrick, supported by Commissioner Pesola and carried unanimously to refer this matter to the City Manager for study and report.

A communication from the Marquette Senior High School Booster club was read. Three persons addressed the Commission urging that policemen be assigned at the football games at the high school. Following a lengthy discussion regarding the costs of extra policemen and who would pay for them, it was moved by Commissioner Pesola, supported by Commissioner Taccolini and carried unanimously to try out the "drop in police patrol" by on duty policemen for the next two games.

A communication from Andrew Henerson regarding a grievance by two members of the police department was read. Paul Parker, business agent for the policemen's union addressed the Commission urging them to go into closed session to discuss this matter. City Attorney, Stephen Adamini, told the Commission that in his opinion the open meetings act did not provide for closed sessions to discuss grievances of this nature. It was moved by Mayor Swaine, supported by Commissioner Wilson and carried unanimously to ask the Attorney to obtain a legal opinion from the County Prosecuting Attorney prior to the next meeting regarding the legality of holding a closed session on this matter.

A report and recommendation from the City Manager regarding certification of a signatory for documents was read. It was moved by Commissioner Pesola, supported by Commissioner Johnson and carried unanimously to adopt the following resolution:

WHEREAS, effective September 1, 1977 David A. Svanda, Assistant City Manager was appointed Community Development Director, and

WHEREAS, he has, since that date, been performing the full and complete duties associated with that position,

NOW THEREFORE, BE IT RESOLVED, that David A. Svanda has, and since September 1, 1977 has had, full authority to execute documents in the stead of the Chief Executive Officer of the City of Marquette, with regard to U.S. Department of Housing and Urban Development Community Development activities.

A second report and recommendation from the City Manager regarding adoption of the revised Life Safety Code was read. It was moved by Commissioner Pesola, supported by Commissioner Taccolini and carried unanimously to set the regular meeting on October 30, 1978 as the time and date for a public hearing on adoption of the following ordinance:

AN ORDINANCE TO AMEND TITLE V, CHAPTER 43  
OF THE MARQUETTE CITY CODE BY ADOPTING BY  
REFERENCE THE 1976 NATIONAL FIRE PROTECTION  
ASSOCIATION LIFE SAFETY CODE AND ACCUMULA-  
TIVE SUPPLEMENTS THERETO.

A report and recommendation from the City Manager regarding ventilating problems at the Lakeview Arena was read. It was moved by Commissioner Greer, supported by Commissioner Wilson and carried unanimously to concur in the Manager's recommendation to hire the ventilating engineers at a cost not to exceed \$3,000 to develop plans and specifications, to take bids on the exhaust fans this winter, and to take bids on the installation of the fans in March or April of 1979.

A report and recommendation from the City Manager regarding the bids for the Wright Street garage ventilation system was read. It was moved by Commissioner Taccolini, supported by Commissioner Johnson to concur with the Manager's recommendation and accept the low bid of \$16,025 from Wright Electrical and Heating Company.

A report and recommendaton from the City Manager regarding bids for office furniture and room dividers was read. It was moved by Commissioner Johnson, supported by Commissioner Merrick and carried unanimously to award the bid for office furniture to U.P. Office Supply in the amount of \$6,514.17 and the bid for carpet to the Color Castle in the amount of \$685.00.

A recommendation from the Planning Board regarding the sale of city-owned property north of Union and west of Wilkinson Street was read. Following a lengthy discuss during which it was noted that this property would probably be more valuable following the Community Development project which is to be carried out in this area, it was moved by Commissioner Johnson, supported by Commissioner Taccolini to forego the sale of this property at this time. The following vote was taken: Ayes: Mayor Swaine. Commissioners Johnson, Merrick, Pesola, Taccolini, Wilson. Nay: Commissioner Greer. The motion was carried.

A recommendation from the Parks and Recreation Advisory Board that a portion of Shiras Park be renamed Mike McCarty Park was read. It was moved by

Commissioner Greer, supported by Commissioner Pesola and carried unanimously to refer this matter to the Planning Board for recommendation.

A second recommendation from the Parks and Recreation Advisory Board regarding user fee guidelines and proposed user fees for recreation programs was read. It was moved by Commissioner Wilson, supported by Commissioner Johnson and carried unanimously to accept this report and set a meeting with the Parks and Recreation Advisory Board to discuss it.

A recommendation from the Harbor Committee that excess revenues be put in an interest bearing account was read. It was moved by Commissioner Pesola, supported by Commissioner Taccolini and carried to refer this recommendation to the Manager for study and report.

Mayor Swaine with the Commission's concurrence made the following appointments to various boards and commissions:

Dick Schwemin - reappointment to the Marquette Transit Authority for a three year term expiring 9-24-81.

Fred Harkin - reappointment to the Commission on Aging for a three year term expiring 9-30-81.

And the following appointments to the Economic Development Corporation:

Daniel Mazzuchi for a six year term expiring 9-25-84

B. Peter Treml for a six year term expiring 9-25-84

Lloyd Fairbanks for a six year term expiring 9-25-84

William McDonald for a six year term expiring 9-25-84

Howard Swaine for a five year term expiring 9-25-83

Howard Cohodas for a four year term expiring 9-25-82

William Todd for a three year term expiring 9-25-81

Tony Kroncich for a two year term expiring 9-25-80

Paulette Lindberg for a one year term expiring 9-25-79

Mayor Swaine then noted that there would be a public meeting at 7:00 p.m. on Monday, October 23, 1978 to gather public input on architectural plans for the Lower Harbor development. He asked the Marquette Beautification and Restoration Committee to aid in making the public aware of these plans prior to the meeting.

Commissioner Greer noted that there were several corners in town that did not have street signs and reported that the Michigan Municipal League, at its annual meeting adopted resolutions both against the Headlee and Tisch amendments.

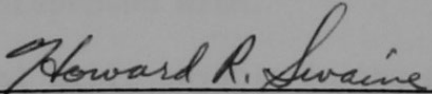
Commissioner Johnson noted that the administration should act on SB 1774, asked if there was a policy for storing boats in the Lower Harbor this year, complained about noisy bars on Presque Isle Avenue and noted there were many jaywalkers in Marquette.

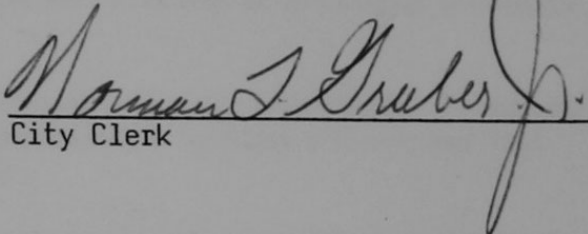
Commissioner Merrick thanked Commissioner Greer for her service as a trustee on the Michigan Municipal League Board of Directors and noted that she had done an excellent job representing both Marquette and the U.P.

Commissioner Pesola asked about the realignment of Westwood Road near the Parent house.

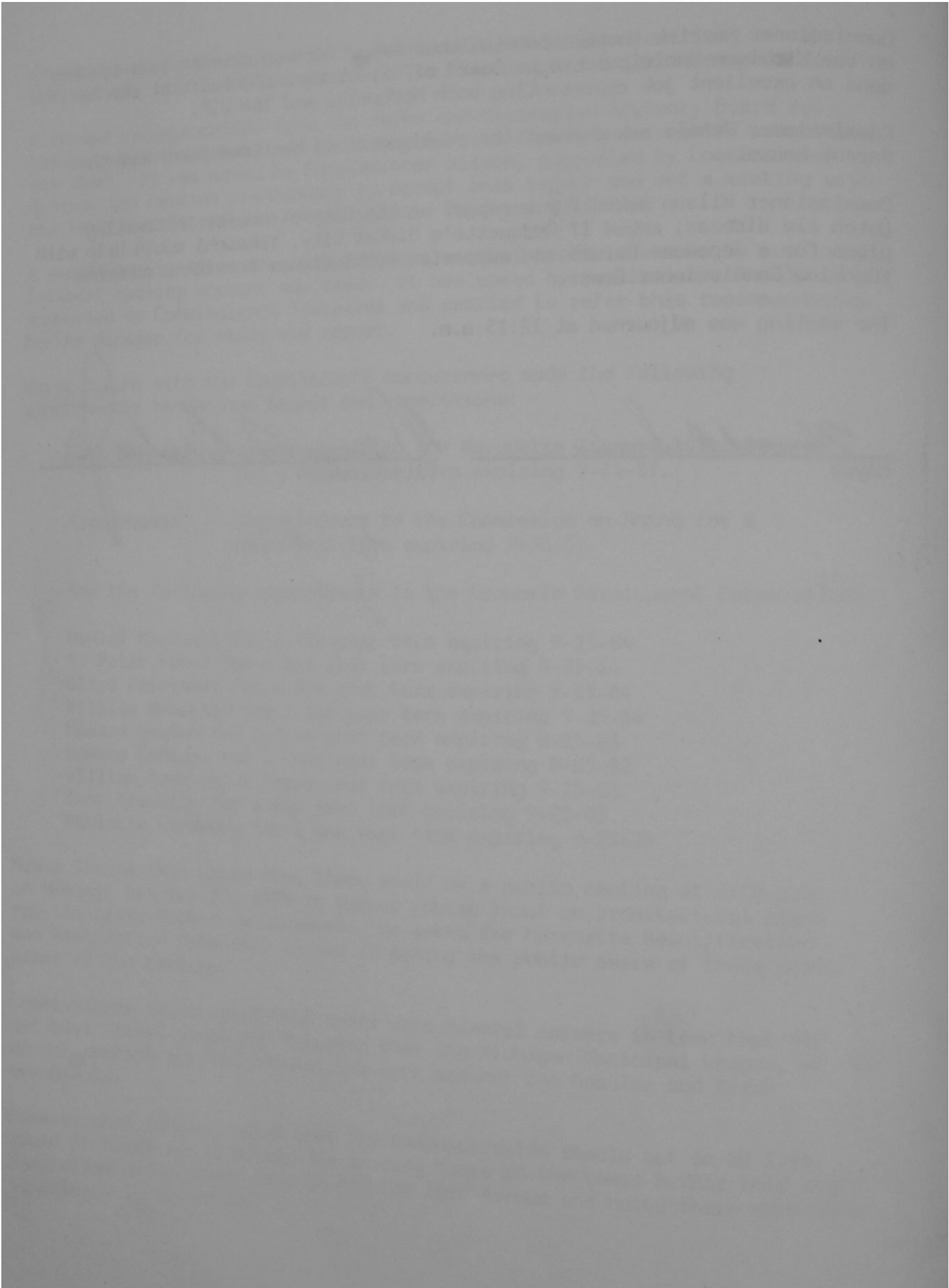
Commissioner Wilson asked for a report on the City's success in treating dutch elm disease, asked if Marquette's Sister City, Yokaichi could help with plans for a Japanese Garden and supported Commissioner Merrick's comments thanking Commissioner Greer.

The meeting was adjourned at 12:15 a.m.

  
\_\_\_\_\_  
Mayor

  
\_\_\_\_\_  
City Clerk





OFFICIAL PROCEEDINGS OF THE  
MARQUETTE CITY COMMISSION

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

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

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

It was moved by Commissioner Merrick, supported by Commissioner Greer and carried that the minutes of the previous meeting be approved as presented and their reading be dispensed with.

Total bills payable in the amount of \$794,654.81 were presented. It was moved by Commissioner Greer, supported by Commissioner Johnson and carried that these bills be allowed and ordered paid.

Mayor Swaine noted that additional agenda items #21, a special assessment bond resolution and #22, a grievance from the Police Union had been added to the agenda.

Skip Schneider representing WDMJ addressed the Commission regarding the recent fund raising drive for the Fit Strip. Ricco Zenti, Jr. explained the Fit Strip to the Commission and the fact that funding was short to complete it. John Heller presented a symbolic check for \$4,000 to Mayor Swaine representing monies that had been raised by the various radio station efforts to be used on the Fit Strip. Each of the Commissioners thanked the WDMJ staff and citizens of Marquette who worked to make this a successful project.

Mayor Swaine announced that this was the time set for a public hearing on proposed amendment to the Zoning Ordinance. There were no persons wishing to comment on this ordinance. The City Planner answered questions about the intent and effect of these amendments. It was moved by Commissioner Greer, supported by Commissioner Johnson and carried to adopt Ordinance #320:

AN ORDINANCE TO AMEND TITLE XII, CHAPTER 80, SECTIONS 28, 40, 42, AND 65 TO RESTRICT CONSTRUCTION BETWEEN THE SHORES OF LAKE SUPERIOR AND THE NEAREST PUBLIC RIGHT OF WAY, TO REDUCE REQUIRED PARKING FOR CERTAIN RETAIL TRADES AND PERSONAL SERVICE ESTABLISHMENTS, AND TO PERMIT THE LOCATION OF ACCESSORY RESIDENTIAL STRUCTURES IN ALL YARDS EXCEPT THE REQUIRED FRONT YARD.

Mayor Swaine then announced that this was the time and date set for the adoption of a special assessment ordinance. No one wished to address the Commission regarding this ordinance. The hearing was closed. The Commission agreed to changes in section 22.04 regarding the City Engineer's recommendation

as to the amount to be assessed; section 22.06 which would have the Commission vote the interest rate to be levied each year; and section 22.07 to change to 50% of the benefited front footage. The Commission also discussed the requirement for five votes in section 22.07. It was moved by Commissioner Johnson, supported by Commissioner Greer and carried to adopt Ordinance #321:

AN ORDINANCE TO AMEND TITLE III BY DELETING CHAPTER 22 AND REPLACING IT WITH A NEW CHAPTER 22 WHICH WILL PROVIDE THE MANNER IN WHICH THE COSTS OF CERTAIN PUBLIC IMPROVEMENTS WILL BE ASSESSED AND LEVIED AGAINST THE LAND ESPECIALLY BENEFITED THEREFROM.

Mayor Swaine announced that this was the time and date set for a public hearing on a proposed Fisher Street Drainage District. Two persons supported, one person questioned and one person supported but proposed a decrease in costs of this district. It was then moved by Commissioner Wilson, supported by Commissioner Johnson and carried to recess the public hearing on the Fisher Street Drainage District until the regular Commission meeting on October 30, 1978.

There were no citizens wishing to address the Commission.

A communication from Michael Beaudry submitting his resignation from the Parks and Recreation Advisory Board was read. It was moved by Commissioner Pesola, supported by Commissioner Merrick and carried to accept his resignation with regrets and to send him a letter of thanks for his service on this Board.

A communication from the Sands Speedway Auxiliary was read. It was moved by Commissioner Merrick, supported by Commissioner Johnson and carried to grant the Sands Speedway Auxiliary permission to have a 24-hour liquor license at the Marquette Armory on Friday, October 27th.

A communication from the Skandia Lions Club was read. It was moved by Commissioner Pesola, supported by Commissioner Merrick and carried to grant the Skandia Lions Club permission to have a 24 hour liquor license at the Marquette Armory on Saturday, October 21, 1978.

A communication from Ronald and Agnes Thill appealing the grant of a conditional use permit was read. Planning Board Chairman Robinson and permit applicants, Mr. and Mrs. Gutzman, addressed the Commission. It was moved by Commissioner Pesola, supported by Commissioner Greer and carried to set the next regular commission meeting as the time and date for a public hearing on the appeal of a conditional use permit for a duplex at 1813 Woodland Avenue.

Mayor Swaine called a five minute recess.

A report and recommendation from the City Manager regarding road salt bids was read. It was moved by Commissioner Pesola, supported by Commissioner Merrick and carried to award the bid to Chemical Supply Company of Neenah, Wisconsin for calcium chloride pellets at \$104.86 per ton and for calcium chloride flakes at \$75.97 per ton.

A report and recommendation from the City Manager regarding inspection and maintenance of the Arena compressors was read. It was moved by Commissioner Greer, supported by Commissioner Wilson and carried to concur in this recommendation and award the bid for inspection and maintenance on the Lakeview Arena compressors to Duquaine Refrigeration in the amount of \$6,680.00.

A report and recommendation from the City Manager regarding bids for electrical work was read. It was moved by Commissioner Merrick, supported by Commissioner Johnson and carried to award the bid for electrical work at the Public Works garage to Wright Electric and Heating in the amount of \$4,750.00.

A report and recommendation from the City Manager regarding roofing bids was read. Following a discussion regarding the lateness of the year to be doing roofing, it was moved by Commissioner Johnson and supported by Commissioner Greer to award the bid for re-roofing of the Wright Street garage to Bell Roofing of Marquette in the amount of \$27,772.00. The following vote was taken:

Ayes: Mayor Swaine. Commissioners Greer, Johnson, Merrick, Pesola.

Nays: Commissioner Wilson. The motion was carried.

A report and recommendation from the City Manager regarding Marquette Township Water agreement was read. It was moved by Commissioner Pesola, supported by Commissioner Johnson and carried to approve the agreement for water service to Marquette Township and to authorize the Mayor and City Clerk to execute it.

A report and recommendation from the City Manager regarding Mr. Taylor's communication on Heikkala's Subdivision was read. It was moved by Commissioner Pesola, supported by Commissioner Johnson and carried to urge the Planning Board to work out the problems of inspection and acceptance of public improvements in the new subdivisions during their work on revision of the Subdivision Ordinance.

A communication from the Marquette Transit Authority requesting adoption of a resolution of intent to provide operating funds was read. Robert Niemi, Authority Administrator explained that this resolution was necessary to receive Federal and State funding for construction of the new office/storage/maintenance facility. It was moved by Commissioner Greer, supported by Commissioner Pesola to adopt the following resolution:

WHEREAS, the City of Marquette has formed the Marquette Transit Authority to provide public transportation for the benefit of its citizens; and

WHEREAS, the Marquette Transit Authority has applied for financing from the Urban Mass Transportation Administration and the Michigan Department of State Highways and Transportation for the construction of an office/storage/maintenance facility necessary to the operation of the transit system; and



WHEREAS the Urban Mass Transportation Administration desires a commitment on behalf of the City to provide operating funds to the Authority to insure the proposed facility's use for public transportation; and

WHEREAS, the City is cognizant of the fact that in the event the facility is no longer used for public transportation the federal and state governments shall be reimbursed their proportionate shares of the fair market value of the facility;

NOW THEREFORE BE IT RESOLVED that the City of Marquette does hereby make known its intent to provide operating funds to the Marquette Transit Authority for the next five fiscal years;

AND FURTHER, LET IT BE KNOWN that this resolution cannot be considered binding nor does it bind any future City Commission of the City of Marquette.

The following vote was taken:

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

Nays: Commissioners Johnson, Merrick. The motion was carried.

A communication from the Board of Light and Power requesting the adoption of two resolutions authorizing short term borrowing was read. Following a lengthy discussion during which it was noted that there were several inconsistencies in the proposed resolutions, it was moved by Commissioner Wilson, supported by Commissioner Johnson and carried to direct the City Attorney and Board Attorney to communicate with the Boards' bond counsel to resolve these inconsistencies with the understanding that the Commission would hold a special meeting as soon as this was done.

The City Clerk noted that this was the time set to consider the opinion from the County Prosecuting Attorney but that it had not been received yet. Mr. Adamini verbally reported that the County Prosecutor had determined to concur in Mr. Adamini's opinion that the Commission could not hold a closed meeting to discuss labor grievances. It was agreed to hold a special meeting on the two Police Department grievances at 9:00 p.m., Monday, October 23, 1978.

A communication from the Harbor Committee regarding surplus funds from the Marina was read. No action was taken.

A recommendation from the Planning Board regarding the renaming of a portion of Shiras Park was read. It was moved by Commissioner Johnson, supported by Commissioner Pesola and carried to concur with the Planning Board's recommendation that the portion of Shiras Park purchased from Mr. and Mrs. Mike McCarty be referred to as McCarty Cove and that it continue to be a part of Shiras Park. It was noted that this would not prohibit a sign recognizing Mr. McCarty from being erected.

Mayor Swaine made the following appointment with the Commission's concurrence:

Mr. Mike Loukinen to the City Commission on Aging with a term expiring September 30, 1981.

Mr. William Todd to a second term on the Local Officers' Compensation Commission with a term expiring August 8, 1981.

It was then moved by Commissioner Johnson, supported by Commissioner Merrick and carried that the Commission formally dissolve the Shoreline Development Committee and the Unemployment Compensation Appeals Board since these two boards are non-functioning because their duties are no longer needed. The City Clerk was directed to notify the members of these boards of this action and thank them for their service.

City Manager McNabb noted that the City's Bond Counsel had sent a resolution for notice of intent to sell special assessment bonds. It was moved by Commissioner Wilson, supported by Commissioner Pesola and carried to approve the following resolution and authorize the required signatures on it:

WHEREAS, the City Commission of the City of Marquette intends to adopt resolutions authorizing the issuance and sale of Special Assessment Bonds of the City, in the principal amount of not to exceed in total Six Hundred Ninety Thousand Dollars (\$690,000.00), for the purpose of defraying the special assessment districts' share of the cost in connection with certain street, water and sewer improvements in the City;

AND WHEREAS, a Notice of Intent to Issue Bonds must be published at least forty-five (45) days before the issuance of the same in order to comply with the requirements of Section 5(g) of Act 279, Public Acts of Michigan, 1909, as amended;

NOW THEREFORE BE IT RESOLVED THAT:

1. The City Clerk is hereby authorized and directed to publish a Notice of Intent to Issue Bonds in the Mining Journal, a newspaper of general circulation in the City of Marquette, Michigan.
2. Said notice of intent so published shall be in substantially the following form:

NOTICE TO ELECTORS AND TAXPAYERS OF THE CITY  
OF MARQUETTE OF INTENT TO ISSUE BONDS  
SECONDARILY SECURED BY THE CITY'S TAXING POWER  
AND RIGHT OF REFERENDUM RELATING THERETO

PLEASE TAKE NOTICE that the City Commission of the City of Marquette intends to adopt resolutions authorizing the issuance and sale of Special Assessment Bonds of the City, in the principal amount not to exceed in total Six Hundred Ninety Thousand Dollars (\$690,000.00), for the purpose of defraying the special assessment districts' share of the cost in connection with certain street, water and sewer improvements in the City:

Said bonds will mature in not to exceed ten (10) annual installments and will bear interest at a rate of interest of not to exceed eight percent (8%) per annum payable on the unpaid principal balance from time to time remaining outstanding on said bonds.

SOURCE OF PAYMENT OF SPECIAL  
ASSESSMENT BONDS

THE PRINCIPAL AND INTEREST OF SAID SPECIAL ASSESSMENT BONDS shall be payable primarily from collections of an equal amount of special assessments and the bonds shall also pledge the full faith and credit of the City of Marquette.

In case of the insufficiency of said special assessments, the principal and interest on said bonds shall be payable from the general funds of the City or, if necessary, from ad valorem taxes levied upon all taxable property in the City, without limitation as to rate or amount.

RIGHT OF REFERENDUM

THE SPECIAL ASSESSMENT BONDS will be issued without vote of the electors unless a petition signed by not less than 10% of the registered electors of the City is filed with the City Commission within forty-five (45) days after publication of this Notice by filing same at the office of the City Clerk. If such a petition is filed, the bonds may not be issued unless approved by a majority vote of the electors of the City voting on the question of their issuance.

THIS NOTICE is given pursuant to the requirements of Section 5(g) of Act 279, Public Acts of Michigan, 1909, as amended.

ADDITIONAL INFORMATION concerning the proposed bonds, and the right of referendum with respect thereto, may be obtained upon request at the offices of the City Manager.

\_\_\_\_\_  
City Clerk

3. The City Commission does hereby determine that the foregoing form of Notice of Intent to Issue Bonds and the manner of publication directed is adequate notice to the electors and taxpayers of the City of Marquette and is well calculated to inform them of the intention of the City to issue the bonds, the security for the bonds, and the right of referendum of electors with respect thereto, and that the provision of forty-five (45) days within which to file a referendum petition is necessary and adequate to assure that the electors of the City may exercise their legal rights of referendum with respect to the bonds as provided by Section 5(g) of Act 279, Public Acts of Michigan, 1909, as amended.
4. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same hereby are rescinded.

The Clerk then read a communication from the steward of the Police Union regarding a grievance. It was moved by Commissioner Greer, supported by Commissioner Johnson and carried to direct this item to the special meeting at 9:00 p.m. on October 23, 1978.

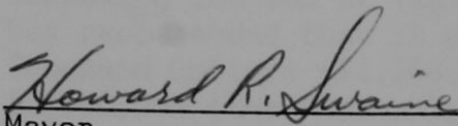
Commissioner Johnson inquired about cost agreements for traffic signals at Spring and Genesee Streets, how many bags of garbage per household would be picked up, and blasting at the water plant. She noted that she had received compliments for the Marquette Transit Authority bus drivers and on the purchase of the sidewalk snow plow.

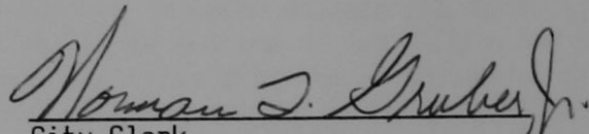
Commissioner Wilson asked the Commission prior to the Lower Harbor meeting on October 23, 1978 to consider working with the improvements that are currently on the coal dock property rather than major terrain transformations just to achieve a green park.

Mayor Swaine noted a conference on proposed tax amendments to be held in Marquette on October 25th, and a meeting with representatives of the State Highway Commission to explain the distribution of fuel and weight tax revenues to be held at the Holiday Inn on October 11th. He also noted that he had received word that the Savings Bank Building has been placed on the National Historic Register.

City Manager McNabb notified the Commission that the Case front end loader was broken and that emergency repairs were would be needed to fix it.

There being no citizens wishing to address the Commission, the meeting was adjourned.

  
\_\_\_\_\_  
Mayor

  
\_\_\_\_\_  
City Clerk





OFFICIAL PROCEEDINGS OF THE  
MARQUETTE CITY COMMISSION

A special meeting of the Marquette City Commission was duly called and held on Thursday, October 12, 1978 at 3:30 p.m.

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

The Clerk read the call for the special meeting. City Attorney Adamini explained the changes that had been made in the two resolutions that the Board of Light and Power had requested the City Commission to adopt.

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

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

WHEREAS, the Board of Light and Power of the City of Marquette ("Board") has recommended to the City Commission of the City that it is necessary and advisable in order to provide adequate supply of electric power, to protect the public health, safety and welfare of the City and its residents to purchase a supply of fuel for use by the Electric Utility System of the City (the "System"), in order to provide necessary fuel reserves for the winter; and

WHEREAS, the Board has estimated that the cost of the necessary fuel requires borrowing the sum of Two Million Two Hundred Thousand Dollars (\$2,200,000), and has recommended that it be permitted to borrow the sum of Two Million Two Hundred Thousand Dollars (\$2,200,000) and issue its notes therefor in the amount of \$2,200,000 (the "Notes"), in accordance with and subject to the provisions of Act 182, Public Acts of Michigan, 1971, as amended ("Act 182"), and in accordance with the provisions of this resolution; and

WHEREAS, the Board has already borrowed the sum of \$1,400,000 pursuant to Act 182 for purchase of fuel without approval of the City Commission and it is necessary for the City Commission to ratify and confirm that borrowing;

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The City Commission of the City does hereby determine that it is necessary for the public health, safety and welfare of the City for the Board to purchase fuel and borrow therefore the sum of not to exceed \$2,200,000.
2. Notes to be designated 1978 ELECTRIC UTILITY SYSTEM REVENUE NOTES (FUEL SUPPLY), be issued in the aggregate principal sum of not to exceed \$2,200,000 (including notes previously issued and ratified hereby) in accordance with and subject to the provisions of Act 182 and this resolution for the purpose of paying the cost of purchasing fuel for the System. The denomination of said Notes shall be determined by the purchaser thereof but in any event shall be in multiples

of \$5,000 each, shall be dated as of the date of delivery, shall be numbered in direct order of maturity from 1 upwards, and shall mature in not to exceed one year from their date, at such time or times and with such right of prior redemption as shall be negotiated with the purchaser thereof and approved by the Board.

3. The Notes shall bear interest at a rate or rates to be determined upon the sale thereof payable on such dates and in such manner as shall be agreed to with the purchaser thereof. Both principal of and interest on the Notes shall be payable at a bank or trust company qualified to act as paying agent under the laws of the State of Michigan, to be designated by the original purchaser of the Notes and approved by the Board.

4. The Notes shall be executed on behalf of the City by the Board through its Chairman and Secretary. The Notes, when executed, shall be delivered to the Secretary of the Board and be delivered by him to the purchaser thereof upon payment of the purchase price therefor in accordance with the proposal for the purchase thereof as submitted as hereinafter provided.

The proceeds of sale of the Notes shall be used solely for payment of the cost of issuing the notes and purchasing fuel. Any unexpended balance remaining from the Notes shall be used for payment of principal or interest on the Notes.

5. The Notes shall be sold at private sale and the Director of the Board is hereby authorized to obtain proposals for the purchase thereof. Any proposal so obtained shall be submitted for approval thereof to the Board.

6. The Notes and the interest coupons attached thereto, if any, or the interest payments required to be made thereon, shall not be a general obligation of the City but shall be secured by and payable solely and only from the unencumbered revenues of the System after meeting all requirements of the outstanding Revenue Bonds on the System and subject to the requirements of any additional Electric Utility System Revenue Bonds of the City hereinafter issued in accordance with and subject to the provisions of Ordinance #314 of the City, as amended. The right is reserved to issue additional notes under the provisions of Act 182, which shall be of equal standing and priority of lien on the revenues of the System with the Notes authorized by the provisions of this resolution.

There shall be established with a bank designated by the Board, a separate account to be designated 1978 NOTE REDEMPTION FUND ("Note Redemption Fund"). There shall be deposited in the Note Redemption Account from the unencumbered revenues of the System, after meeting all requirements of the outstanding bonds and any additional bonds hereinafter issued, from time to time, such sums as shall be sufficient to pay the interest and principal on the Notes as it becomes due. Moneys in the Note Redemption Funds shall be used solely and only to pay the principal of and interest on the Notes as the same becomes due, or to redeem the Notes of any part thereof prior to maturity as herein provided, except to the extent that it may be necessary to use such moneys to pay the principal of and interest on the above described outstanding revenue bonds or any additional bonds that may hereafter be issued or to meet other requirements therefor as provided in Ordinance No. 314 of the City.

7. The notes already issued for purchase of fuel by the Board pursuant to Act 182 in the amount of \$1,400,000 are hereby ratified and confirmed.

The notes so ratified and confirmed shall be payable solely from revenues of the System on a parity with other Notes issued under this resolution and subordinate to the payment of revenue bonds of the System, including specifically the \$51,040,000 Electric Utility System Revenue Bonds, 1978 Series, to be issued pursuant to Ordinance No. 314 of the City as amended.

8. The notes shall be in a form acceptable to the purchaser and approved by the City Attorney.

9. All resolutions and parts of resolutions insofar as the same conflict with the provisions of this resolution by and they hereby are rescinded.

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

WHEREAS, the Board of Light and Power of the City of Marquette ("Board") has recommended to the City Commission of the City that it is necessary and advisable in order to provide adequate supply of electric power, to protect the public health, safety and welfare of the City and its residents to purchase and acquire improvements to the Electric Utility System of the City for furnishing electric light and power (the "System"), and that this will require the purchasing, acquiring and installing of a combustion gas turbine peaking until (the "Project"); and

WHEREAS, the cost of the Project is to be paid from the proceeds of \$51,040,000 Electric Utility System Revenue Bonds, 1978 Series, approved by the Municipal Finance Commission on September 26, 1978 (the "Bonds"); and

WHEREAS, the Board needs funds immediately in the amount of \$3,000,000 to pay costs of the Project which have been incurred; and

WHEREAS, the Board has recommended that it be permitted to borrow the sum of Three Million Dollars (\$3,000,000) and issue its notes therefor in the amount of \$3,000,000 (the "Notes"), in accordance with and subject to the provisions of Act 182, Public Acts of Michigan, 1971, as amended ("Act 182"), to provide funds for the Project until proceeds of the Bonds are received.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. Notes, to be designated 1978 ELECTRIC UTILITY SYSTEM NOTES (Bond Anticipation), be issued in the aggregate principal sum of \$3,000,000 in accordance with and subject to the provisions of Act 182, and this resolution for the purpose of paying part of the cost of the Project, together with all engineering, legal fees, financing costs and installment costs. The denomination of said Notes shall be determined by the purchaser thereof but in any event shall be in multiples of \$5,000 each, shall be numbered in direct order of maturity be dated as of the date of delivery, shall be numbered in direct order of maturity from 1 upwards, and shall mature in not to exceed two years from their date, at such time or times and with such right of prior redemption as shall be



negotiated with the purchaser thereof and approved by the Board.

2. The Notes shall bear interest at a rate or rates to be determined upon the sale thereof payable on such dates and in such manner as shall be agreed to with the purchaser thereof. Both principal of and interest on the Notes shall be payable at a bank or trust company qualified to act as paying agent under the laws of the State of Michigan, to be designated by the original purchaser of the Notes and approved by the Board.

3. The Notes shall be executed on behalf of the City by the Board through its Chairman and Secretary. The Notes, when executed, shall be delivered to the Secretary of the Board and be delivered by him to the purchaser thereof upon payment of the purchase price therefor in accordance with the proposal for the purchase thereof as submitted as hereinafter provided.

The proceeds of sale of the Notes shall be used solely for payment of the cost to pay costs of the Project or the repayment of the Notes.

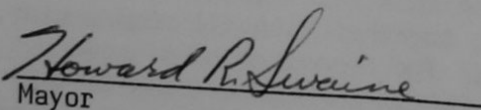
4. The Notes shall be sold at private sale and the Director of the Board is hereby authorized to obtain proposals for the purchase thereof. Any proposal so obtained shall be submitted for approval thereof to the Board.

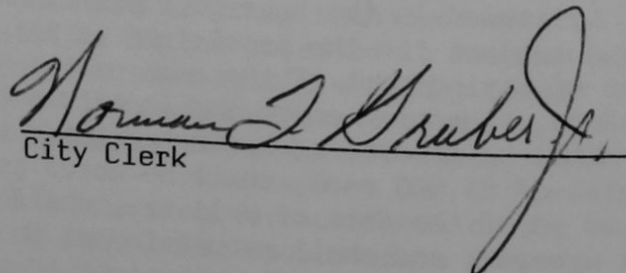
5. The Notes and the interest coupons attached thereto, if any, or the interest payments required to be made thereon, shall not be a general obligation of the City but shall be secured by and payable solely and only from the proceeds of the Bonds or from the unencumbered revenues of the System after meeting all requirements of the outstanding Revenue Bonds of the System, the Bonds to be issued in accordance with and subject to Ordinance No. 314 of the City, and subject to the requirements of any additional Electric System Revenue Bonds of the City hereinafter issued in accordance with and subject to the provisions of said Ordinance No. 314. The City, in addition, reserves the right to issue additional notes under the provisions of Act 182, which shall be of equal standing and priority of lien on the revenues of the System with the Notes authorized by the provisions of this resolution.

6. The Notes shall be in a form acceptable to the purchaser and approved by the City Attorney.

7. All resolutions and parts of resolutions insofar as the same conflict with the provisions of this resolution be and they hereby are rescinded.

There being no citizens wishing to address the Commission the meeting was adjourned.

  
Mayor

  
City Clerk

OFFICIAL PROCEEDINGS OF THE  
MARQUETTE CITY COMMISSION

A Special meeting of the Marquette City Commission was duly called and held on Monday, October 23, 1978 at 9:00 p.m.

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

Absent: Commissioner Greer.

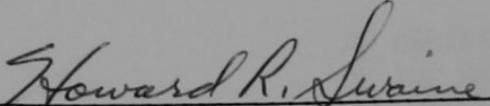
It was moved by Commissioner Pesola, supported by Commissioner Johnson and carried to excuse Commissioner Greer's absence.

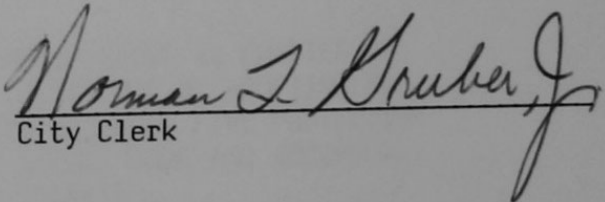
The Clerk read the call for the special meeting which stated that it was for the purpose of hearing two labor grievances.

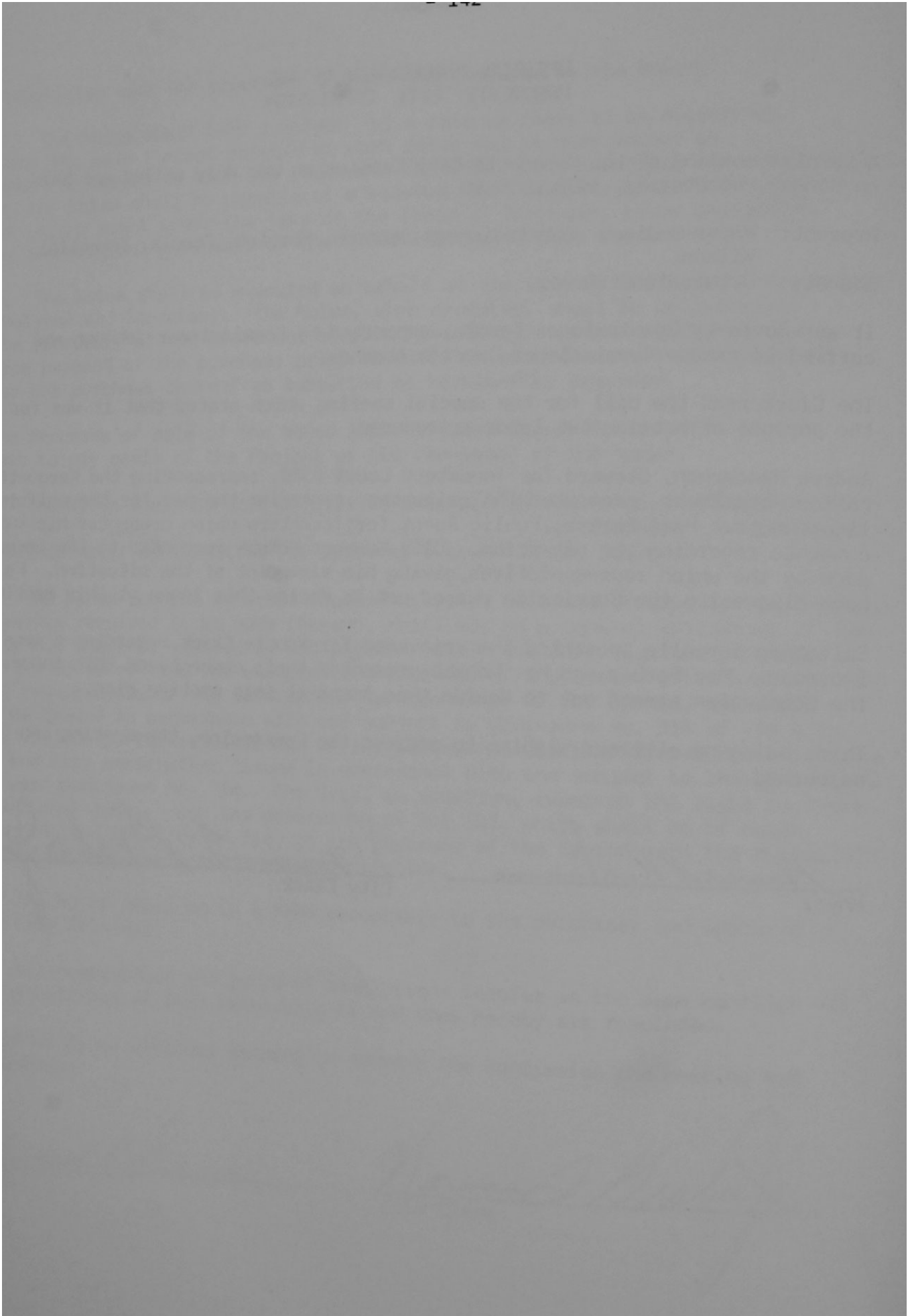
Andrew Henderson, Steward for Teamsters Local #328, representing the Marquette Police Department, presented the grievance regarding the pay for the uniformed lieutenants. Paul Parker, Business Agent for the Teamsters Union presented his comments regarding the situation. City Manager McNabb responded to the comments made by the union representatives, giving his viewpoint of the situation. Following much discussion the Commission agreed not to decide this issue at this meeting.

Salvatore Sarvello presented the grievance for Bonnie Crick regarding a wage increase. Mr. Parker and Mr. McNabb presented their comments on this issue. The Commission agreed not to decide this issue at this meeting also.

There being no citizens wishing to address the Commission, the meeting was adjourned.

  
\_\_\_\_\_  
Mayor

  
\_\_\_\_\_  
City Clerk



OFFICIAL PROCEEDINGS OF THE  
MARQUETTE CITY COMMISSION

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

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

It was moved by Commissioner Pesola, supported by Commissioner Wilson and carried to excuse the absence of Commissioner Taccolini as he is out of town.

It was moved by Commissioner Pesola, supported by Commissioner Johnson and carried to approve the minutes of the October 10th Regular, and October 12th and October 23rd Special meetings and to dispense with their reading.

Total bills payable in the amount of \$478,720.48 were presented. It was moved by Commissioner Greer, supported by Commissioner Merrick and carried that these bills be allowed and ordered paid as presented.

Additional agenda items included a communication from the Liquor Control Commission, proclamation on mental retardation, and Commissioner Greer's request to discuss the tax proposals.

Mayor Swaine then announced that this was the time set for a public hearing on the adoption of a Life Safety Code Ordinance. No one wished to address the Commission. City Manager McNabb noted that this was the adoption of a revised version of a code that is currently in use by the City. The hearing was closed. It was moved by Commissioner Johnson, supported by Commissioner Pesola and carried to adopt ordinance #322:

AN ORDINANCE TO AMEND TITLE V, CHAPTER 43  
OF THE MARQUETTE CITY CODE BY ADOPTING BY  
REFERENCE THE 1976 NATIONAL FIRE PROTECTION  
ASSOCIATION LIFE SAFETY CODE AND ACCUMULA-  
TIVE SUPPLEMENTS THERETO

Mayor Swaine then announced that this was the time set for a continuation of a public hearing on the Fisher Street Drainage District. One person opposed the installation of underground pipe where he said an open ditch would suffice. The City Engineer discussed the need for maintenance on open ditches. The hearing was closed. It was moved by Commissioner Merrick, supported by Commissioner Johnson and carried to establish the interest rate for installment payments on the proposed Fisher Street Drainage District as 6½%. It was then moved by Commissioner Pesola, supported by Commissioner Merrick 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, and to determine the necessity of such improvements as follows:

Fisher Street Drainage District

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 - \$9,445.74

City - \$214.46

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  $6\frac{1}{2}$  % per annum, or the actual costs of such borrowing; and that a special assessment district to be assessed therefor is hereby designated as follows:

Fisher Street Drainage District

Mayor Swaine then announced that this was the time and date set for a public hearing on an appeal of the grant of a conditional use permit for a duplex at 1813 Woodland Avenue. A petition opposing the duplex was read. Three persons opposed the duplex, one supported it, and Planning Board Chairman Robinson presented the Board's reasons for granting the permit. The hearing was closed. Following a discussion during which various commissioners noted the need for duplexes in the City, and the fact that scattered duplexes should not harm property values or neighborhoods, it was moved by Commissioner Johnson, supported by Commissioner Greer and carried to sustain the Planning Board's grant of the conditional use permit. There were no citizens wishing to address the Commission.

A communication from the Lake Superior Art Association requesting permission for the use of Presque Isle Park and the Lakeview Arena parking lot for the 1979 Art on the Rocks show was read. It was moved by Commissioner Wilson, supported by Commissioner Greer and carried to approve the use of the Arena parking lot and Presque Isle Park as requested contingent upon the use of the shuttle bus system as devised last year.

A communication from William McDonald regarding deficiencies in the City's establishment of an Economic Development Corporation was read. It was moved by Commissioner Greer, supported by Commissioner Johnson and carried that the City allocate up to \$3,000 to be used for legal fees in establishing the Economic Development Corporation with the understanding that this amount be repaid from applicant fees.

A report and recommendation from the City Manager regarding resolutions for establishing housing priorities was read. It was moved by Commissioner Johnson, supported by Commissioner Wilson and carried to adopt the following two resolutions:

WHEREAS, the City of Marquette sees the need for safe and sanitary housing in the local area; and,

WHEREAS, we feel that the Low-Income Multiple Family Housing project will help to meet this need; and,

WHEREAS, financial assistance will be essential to the completion of this project.

NOW THEREFORE BE IT RESOLVED, that the City of Marquette endorses the aforementioned project and recommends its nomination to the CUPPAD 1979 Regional Housing Project Priority List.

and

WHEREAS, the City of Marquette sees the need for safe and sanitary housing in the local area; and,

WHEREAS, we feel that the Senior Citizen Housing project will help to meet this need; and,

WHEREAS, financial assistance will be essential to the completion of this project.

NOW THEREFORE BE IT RESOLVED, that the City of Marquette endorses the aforementioned project and recommends its nomination to the CUPPAD 1979 Regional Housing Project Priority List.

A report and recommendation from the City Manager regarding coastal zone management was read. It was moved by Commissioner Greer, supported by Commissioner Merrick and carried to adopt the following resolution:

WHEREAS, the City of Marquette wishes to submit a project for inclusion on the Coastal Management Priority List, namely, Park System Patrol and;

WHEREAS, the total cost of said project is estimated to be \$20,000, and;

WHEREAS, we desire to secure financial assistance from the Michigan Department of Natural Resources' Coastal Management Program to help defray the cost of the project, and we understand that the remaining local share of the cost must be made available from local sources (such as user fees, millage, etc.);

NOW THEREFORE BE IT RESOLVED, that such local share will be available for matching with Michigan Coastal Management funds during the 1979 calendar year.

A report and recommendation from the City Manager regarding the Whetstone Creek watershed was read. It was moved by Commissioner Pesola, supported by Commissioner Johnson and carried that the City Clerk be directed to reply to the petitioners informing them of the fact that there were two watersheds and two governmental units involved and that the County Drain Commissioner's office was the appropriate agency to petition for improvements.

A report and recommendation from the City Manager regarding the Lower Harbor project was read. Following much discussion regarding the City's financial ability to develop a park in this area and the public's desire for a park, it was moved by Commissioner Greer and supported by Commissioner Johnson to proceed with the design of the remaining 12 acres including the reduced size marina, with the design to be carried out by R. S. Scott Associates under a re-negotiated contract. The following vote was taken:

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

Nays: Commissioners Merrick, Wilson. The motion was carried. It was then moved by Commissioner Greer and supported by Commissioner Johnson to include the Japanese Garden concept in these plans. The following vote was taken:

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

Nay: Commissioner Merrick. The motion was carried. It was then moved by Commissioner Pesola and supported by Commissioner Merrick to include in the plans consideration of a restaurant site. The following vote was taken:

Ayes: Mayor Swaine. Commissioners Greer, Johnson, Merrick, Pesola.

Nay: Commissioner Wilson. The motion was carried.

Mayor Swaine then called a five minute recess.

Following the recess, a report and recommendation from the City Manager regarding bids for garbage bags was read. It was moved by Commissioner Pesola, supported by Commissioner Wilson and carried to concur with the recommendation and accept the low bid of Wisconsin Film and Bag Incorporated of Oconto, Wisconsin in the amount of \$7,290 for 3,000 cartons or rolls of 50 plastic garbage can liners each.



A report and recommendation from the City Manager regarding bids for stock steel was read. It was moved by Commissioner Pesola, supported by Commissioner Johnson and carried to concur in the recommendation and accept the low bid to Paper Calmenson and Company of St. Paul, Minnesota in the amount of \$2,931.00.

A report and recommendation from the City Manager regarding the City's gas allocation and restrictions on competitive bidding for motor fuel was read. There was no action by the Commission.

A report and recommendation from the City Manager regarding bid limit for the City's Housing Rehabilitation Program was read. It was moved by Commissioner Wilson, supported by Commissioner Johnson and carried to concur with this recommendation to waive the \$3,000 requirement for competitive bidding since no advantage to the City would result and to establish the maximum limit as \$10,000 for individual rehabilitation projects under the Small Cities Grant.

The City Manager reported on the sale of the special assessment bonds. He noted that the bond attorney had requested that a resolution establishing the assessment roll for each district be readopted. It was moved by Commissioner Merrick, supported by Commissioner Johnson and carried to adopt the following resolutions:

WHEREAS, the City Commission has met after due and legal notice and reviewed the special assessment roll prepared for the purpose of defraying the special assessment district's share of certain public improvements;

AND WHEREAS, after hearing all persons interested therein and after carefully reviewing said special assessment roll, the Commission deems said special assessment roll to be fair, just and equitable and that each of the assessments contained thereon results in the special assessment being in accordance with the benefits to be derived by the parcel of land assessed;

NOW THEREFORE BE IT RESOLVED THAT:

1. Said special assessment roll as prepared by the City Assessor in the amount of \$128,062.01, is hereby confirmed and shall be known as Special Assessment Roll No. 467.
2. Said special assessment roll shall be divided into ten (10) equal annual installments, the first of which shall be due and payable on July 1, 1979, and the subsequent installments shall be due on July 1st of each and every year thereafter.
3. Interest shall be charged on the unpaid balance of said special assessment roll at the rate of nine percent (9%) per annum beginning on the date of adoption of this resolution: Provided, however, in the event bonds are issued in anticipation of the collection of said assessment, interest shall be charged on the unpaid balance of the roll at a rate not to exceed one percent (1%) greater than the average rate of interest borne by such bonds.



4. The City Clerk be and is hereby directed to attach his warrant to a certified copy of this resolution within ten (10) days of its adoption commanding the Assessor to spread and the Treasurer to collect the sums and amounts as directed by the Commission.

5. The City Clerk be and is hereby directed to endorse the date of confirmation on the roll.

6. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same hereby are rescinded.

WHEREAS, the City Commission has met after due and legal notice and reviewed the special assessment roll prepared for the purpose of defraying the special assessment district's share of certain public improvements;

AND WHEREAS, after hearing all persons interested therein and after carefully reviewing said special assessment roll, the Commission deems said special assessment roll to be fair, just and equitable and that each of the assessments contained thereon results in the special assessment being in accordance with the benefits to be derived by the parcel of land assessed;

NOW THEREFORE BE IT RESOLVED THAT:

1. Said special assessment roll as prepared by the City Assessor in the amount of \$164,744.48 is hereby confirmed and shall be known as Special Assessment Roll No. 468.

2. Said special assessment roll shall be divided into ten (10) equal annual installments, the first of which shall be due and payable on July 1, 1979, and the subsequent installments shall be due on July 1st of each and every year thereafter.

3. Interest shall be charged on the unpaid balance of said special assessment roll at the rate of nine percent (9%) per annum beginning on the date of adoption of this resolution: Provided, however, in the event bonds are issued in anticipation of the collection of said assessment, interest shall be charged on the unpaid balance of the roll at a rate not to exceed one percent (1%) greater than the average rate of interest borne by such bonds.

4. The City Clerk be and is hereby directed to attach his warrant to a certified copy of this resolution within ten (10) days of its adoption commanding the Assessor to spread and the Treasurer to collect the sums and amounts as directed by the Commission.

5. The City Clerk be and is hereby directed to endorse the date of confirmation on the roll.

6. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same hereby are rescinded.

WHEREAS, the City Commission has met after due and legal notice and reviewed the special assessment roll prepared for the purpose of defraying the special assessment district's share of certain public improvements;

AND WHEREAS, after hearing all persons interested therein and after carefully reviewing said special assessment roll, the Commission deems said special assessment roll to be fair, just and equitable and that each of the assessments contained thereon results in the special assessment being in accordance with the benefits to be derived by the parcel of land assessed

NOW THEREFORE BE IT RESOLVED THAT:

1. Said special assessment roll as prepared by the City Assessor in the amount of \$7,090.32 is hereby confirmed and shall be known as Special Assesment Roll No. 470.

2. Said special assessment roll shall be divided into ten (10) equal annual installments, the first of which shall be due and payable on July 1, 1979, and the subsequent installments shall be due on July 1st of each and every year thereafter.

3. Interest shall be charged on the unpaid balance of said special assessment roll at the rate of nine percent (9%) per annum beginning on the date of adoption of this resolution: Provided, however, in the event bonds are issued in anticipation of the collection of said assessment, interest shall be charged on the unpaid balance of the roll at a rate not to exceed one percent (1%) greater than the average rate of interest borne by such bonds.

4. The City Clerk be and is hereby directed to attach his warrant to a certified copy of this resolution within ten (10) days of its adoption commanding the Assessor to spread and the Treasurer to collect the sums and amounts as directed by the Commission.

5. The City Clerk be and is hereby directed to endorse the date of confirmation on the roll.

6. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same hereby are rescinded.

WHEREAS, the City Commission has met after due and legal notice and reviewed the special assessment roll prepared for the purpose of defraying the special assessment district's share of certain public improvements;

AND WHEREAS, after hearing all persons interested therein and after carefully reviewing said special assessment roll, the Commission deems said special assessment roll to be fair, just and equitable and that each of the assessments contained thereon results in the special assessment being in accordance with the benefits to be derived by the parcel of land assessed;

NOW, THEREFORE, BE IT RESOLVED THAT:

1. Said special assessment roll as prepared by the City Assessor in the amount of \$34,139.93, is hereby confirmed and shall be known as Special Assessment Roll No. 471.
2. Said special assessment roll shall be divided into ten (10) equal annual installments, the first of which shall be due and payable on July 1, 1979, and the subsequent installments shall be due on July 1st of each and every year thereafter.
3. Interest shall be charged on the unpaid balance of said special assessment roll at the rate of nine percent (9%) per annum beginning on the date of adoption of this resolution: Provided, however, in the event bonds are issued in anticipation of the collection of said assessment, interest shall be charged on the unpaid balance of the roll at a rate not to exceed one percent (1%) greater than the average rate of interest borne by such bonds.
4. The City Clerk be and is hereby directed to attach his warrant to a certified copy of this resolution within ten (10) days of its adoption commanding the Assessor to spread and the Treasurer to collect the sums and amounts as directed by the Commission.
5. The City Clerk be and is hereby directed to endorse the date of confirmation on the roll.
6. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same hereby are rescinded.

WHEREAS, the City Commission has met after due and legal notice and reviewed the special assessment roll prepared for the purpose of defraying the special assessment district's share of certain public improvements;

AND WHEREAS, after hearing all persons interested therein and after carefully reviewing said special assessment roll, the Commission deems said special assessment roll to be fair, just and equitable and that each of the assessments contained thereon results in the special assessment being in accordance with the benefits to be derived by the parcel of land assessed;



NOW THEREFORE, BE IT RESOLVED THAT:

1. Said special assessment roll as prepared by the City Assessor in the amount of \$14,492.40, is hereby confirmed and shall be known as Special Assessment Roll No. 472.
2. Said special assessment roll shall be divided into ten (10) equal annual installments, the first of which shall be due and payable on July 1, 1979, and the subsequent installments shall be due on July 1st of each and every year thereafter.
3. Interest shall be charged on the unpaid balance of said special assessment roll at the rate of nine percent (9%) per annum beginning on the date of adoption of this resolution: Provided, however, in the event bonds are issued in anticipation of the collection of said assessment, interest shall be charged on the unpaid balance of the roll at a rate not to exceed one percent (1%) greater than the average rate of interest borne by such bonds.
4. The City Clerk be and is hereby directed to attach his warrant to a certified copy of this resolution within ten (10) days of its adoption commanding the Assessor to spread and the Treasurer to collect the sums and amounts as directed by the Commission.
5. The City Clerk be and is hereby directed to endorse the date of confirmation on the roll.
6. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same hereby are rescinded.

WHEREAS, the City Commission has met after due and legal notice and reviewed the special assessment roll prepared for the purpose of defraying the special assessment district's share of certain public improvements;

AND WHEREAS, after hearing all persons interested therein and after carefully reviewing said special assessment roll, the Commission deems said special assessment roll to be fair, just and equitable and that each of the assessments contained thereon results in the special assessment being in accordance with the benefits to be derived by the parcel of land assessed;

NOW, THEREFORE, BE IT RESOLVED THAT:

1. Said special assessment roll as prepared by the City Assessor in the amount of \$31,573.45, is hereby confirmed and shall be known as Special Assessment Roll No. 473.
2. Said special assessment roll shall be divided into ten (10) equal annual installments, the first of which shall be due and payable on July 1, 1979, and the subsequent installments shall be due on July 1st of each and every year thereafter.



3. Interest shall be charged on the unpaid balance of said special assessment roll at the rate of nine percent (9%) per annum beginning on the date of adoption of this resolution: Provided, however, in the event bonds are issued in anticipation of the collection of said assessment, interest shall be charged on the unpaid balance of the roll at a rate not to exceed one percent (1%) greater than the average rate of interest borne by such bonds.

4. The City Clerk be and is hereby directed to attach his warrant to a certified copy of this resolution within ten (10) days of its adoption commanding the Assessor to spread and the Treasurer to collect the sums and amounts as directed by the Commission.

5. The City Clerk be and is hereby directed to endorse the date of confirmation on the roll.

6. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same hereby are rescinded.

WHEREAS, the City Commission has met after due and legal notice and reviewed the special assessment roll prepared for the purpose of defraying the special assessment district's share of certain public improvements;

AND WHEREAS, after hearing all persons interested therein and after carefully reviewing said special assessment roll, the Commission deems said special assessment roll to be fair, just and equitable and that each of the assessments contained thereon results in the special assessment being in accordance with the benefits to be derived by the parcel of land assessed;

NOW THEREFORE BE IT RESOLVED THAT:

1. Said special assessment roll as prepared by the City Assessor in the amount of \$28,396.62 is hereby confirmed and shall be known as Special Assessment Roll No. 474.

2. Said special assessment roll shall be divided into ten (10) equal annual installments, the first of which shall be due and payable on July 1, 1979, and the subsequent installments shall be due on July 1st of each and every year thereafter.

3. Interest shall be charged on the unpaid balance of said special assessment roll at the rate of nine percent (9%) per annum beginning on the date of adoption of this resolution: Provided, however, in the event bonds are issued in anticipation of the collection of said assessment, interest shall be charged on the unpaid balance of the roll at a rate not to exceed one percent (1%) greater than the average rate of interest borne by such bonds.

4. The City Clerk be and is hereby directed to attach his warrant to a certified copy of this resolution within ten (10) days of its adoption commanding the Assessor to spread and the Treasurer to collect the sums and amounts as directed by the Commission.
5. The City Clerk be and is hereby directed to endorse the date of confirmation on the roll.
6. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same hereby are rescinded.

WHEREAS, the City Commission has met after due and legal notice and reviewed the special assessment roll prepared for the purpose of defraying the special assessment district's share of certain public improvements;

AND WHEREAS, after hearing all persons interested therein and after carefully reviewing said special assessment roll, the Commission deems said special assessment roll to be fair, just and equitable and that each of the assessments contained thereon results in the special assessment being in accordance with the benefits to be derived by the parcel of land assessed;

NOW, THEREFORE, BE IT RESOLVED THAT:

1. Said special assessment roll as prepared by the City Assessor in the amount of \$170,143.42 is hereby confirmed and shall be known as Special Assessment Roll No. 475.
2. Said special assessment roll shall be divided into ten (10) equal annual installments, the first of which shall be due and payable on July 1, 1979, and the subsequent installments shall be due on July 1st of each and every year thereafter.
3. Interest shall be charged on the unpaid balance of said special assessment roll at the rate of nine percent (9%) per annum beginning on the date of adoption of this resolution: Provided, however, in the event bonds are issued in anticipation of the collection of said assessment, interest shall be charged on the unpaid balance of the roll at a rate not to exceed one percent (1%) greater than the average rate of interest borne by such bonds.
4. The City Clerk be and is hereby directed to attach his warrant to a certified copy of this resolution within ten (10) days of its adoption commanding the Assessor to spread and the Treasurer to collect the sums and amounts as directed by the Commission.
5. The City Clerk be and is hereby directed to endorse the date of confirmation on the roll.
6. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same hereby are rescinded.

Commissioner Pesola asked to be excused from voting on Roll #469. It was then moved by Commissioner Greer and supported by Commissioner Johnson to excuse Commissioner Pesola from voting on special assessment roll #469. The following vote was taken:

Ayes: Mayor Swaine. Commissioners Greer, Johnson, Merrick, Wilson.  
Nay: None.

Abstention: Commissioner Pesola. The motion was carried. It was then moved by Commissioner Merrick and supported by Commissioner Johnson to adopt the following resolution:

WHEREAS, the City Commission has met after due and legal notice and reviewed the special assessment roll prepared for the purpose of defraying the special assessment district's share of certain public improvements;

AND WHEREAS, after hearing all persons interested therein and after carefully reviewing said special assessment roll, the Commission deems said special assessment roll to be fair, just and equitable and that each of the assessments contained thereon results in the special assessment being in accordance with the benefits to be derived by the parcel land assessed;

NOW THEREFORE BE IT RESOLVED THAT:

1. Said special assessment roll as prepared by the City Assessor in the amount of \$91,672.80, is hereby confirmed and shall be known as Special Assessment Roll No. 469.
2. Said special assessment roll shall be divided into ten (10) equal annual installments, the first of which shall be due and payable on July 1, 1979, and the subsequent installments shall be due on July 1st of each and every year thereafter.
3. Interest shall be charged on the unpaid balance of said special assessment roll at the rate of nine percent (9%) per annum beginning on the date of adoption of this resolution: Provided, however, in the event bonds are issued in anticipation of the collection of said assessment, interest shall be charged on the unpaid balance of the roll at a rate not to exceed one percent (1%) greater than the average rate of interest borne by such bonds.
4. The City Clerk be and is hereby directed to attach his warrant to a certified copy of this resolution within ten (10) days of its adoption commanding the Assessor to spread and the Treasurer to collect the sums and amounts as directed by the Commission.
5. The City Clerk be and is hereby directed to endorse the date of confirmation on the roll.
6. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same hereby are rescinded.



The following vote was taken:

Ayes: Mayor Swaine. Commissioners Greer, Johnson, Merrick, Wilson.  
Nay: None.  
Abstention: Commissioner Pesola. The motion was carried.

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

WHEREAS, special assessment rolls, more particularly hereinafter described, for the construction of street, curbing, sidewalk, water and sewer improvements in the City of Marquette have been prepared, reviewed and confirmed by the City Commission; and

WHEREAS, the City Commission deems it to be the best interest to borrow and issue bonds in anticipation of the collection of said special assessments to defray part of the cost of said public improvements;

NOW THEREFORE BE IT RESOLVED THAT:

1. The estimated period of usefulness of said public improvements is not less than fifteen (15) years.

2. Special Assessment Bonds be issued in the amount of Six Hundred Seventy Thousand Dollars (\$670,000) in anticipation of the collection of the unpaid special assessments on the special assessment rolls hereinafter in this Paragraph 2 set forth, the principal amount of special assessments for each roll pledged for the payment of said bonds to be as follows for the following districts:

|                                     |           |
|-------------------------------------|-----------|
| Special Assessment District No. 467 | \$128,002 |
| Special Assessment District No. 468 | 164,665   |
| Special Assessment District No. 469 | 91,629    |
| Special Assessment District No. 470 | 7,088     |
| Special Assessment District No. 471 | 34,124    |
| Special Assessment District No. 472 | 14,486    |
| Special Assessment District No. 473 | 31,559    |
| Special Assessment District No. 474 | 28,384    |
| Special Assessment District No. 475 | 170,063   |

In addition to the special assessments as aforesaid, the full faith, credit and resources of the City of Marquette shall be pledged for the prompt payment of the principal of and interest on said bonds as the same become due. The bonds shall consist of one hundred thirty four (134) bonds of the denomination of \$5,000 each, numbered consecutively in direct order of maturity from 1 to 134, inclusive, dated December 1, 1978, and payable serially, without option of prior redemption, on September 1st, as follows:

|          |                          |
|----------|--------------------------|
| \$20,000 | 1979;                    |
| 50,000   | 1980;                    |
| 75,000   | 1981 to 1988, inclusive. |



Said bonds shall be designated 1978 SPECIAL ASSESSMENT BONDS.

Said bonds may be registered as to principal only, in the manner and with the effect set forth on the face thereof, as hereinafter provided.

3. The bonds authorized by the provisions of the resolution shall bear interest at a rate or rates not exceeding eight percent (8%) per annum, payable on September 1, 1979, and semiannually thereafter on March 1st and September 1st of each year. Both principal and interest on said bonds shall be payable at a bank or trust company qualified to act as paying agent designated by the purchaser of the bonds, with the approval of the City Clerk. The liability of each special assessment district shall be limited to the principal amount set forth above and interest thereon.

4. The bonds shall be signed in the name of the City by the Mayor and by the City Clerk and shall bear the City seal, and the interest coupons annexed thereto shall bear the facsimile signatures of the Mayor and City Clerk. The bonds, when executed, shall be delivered to the City Treasurer and be delivered by her to the purchaser thereof upon payment of the purchase price thereof in accordance with the bid therefor when accepted.

5. There shall be established and maintained a fund to be designated "1978 Special Assessment Bond Debt Retirement Fund". Into said fund there shall be placed the accrued interest and premium, if any, received at the time of delivery of said bonds. In addition, there shall be paid into said fund that part of the collection of principal and interest on the special assessment rolls in anticipation of the collection of which the bonds authorized by the provisions of this resolution have been issued; provided, however, that the amount to be paid by each such district shall not exceed the amount of bonds allocated to such district and the interest thereon. If at any time said fund is insufficient to pay the principal of and interest on said bonds, as the same become due, the City shall advance from its general funds a sufficient amount to pay said principal and interest. Moreover, the City shall levy annually, without limitation as to rate or amount, as part of its general ad valorem tax such sums as may be necessary to retire when due the said principal and interest on said bonds should the collection of said special assessments pledged for such purpose prove insufficient.

6. Said bonds and the attached coupons shall be in substantially the following form:

(form as specified in resolution certified by City Clerk)

7. The City Clerk shall make application to the Municipal Finance Commission for an order granting permission for the issuance of said bonds and approval of the form of notice of sale, and upon receipt of such approval, the City Clerk shall cause notice of sale of said bonds to be published in The Bond Buyer, New York, New York, and in the Mining Journal, a newspaper circulated in the City of Marquette, Michigan, at least seven (7) full days before the date fixed for sale of said bonds, which notice of sale shall be in substantially the following form:

(form as specified in resolution certified by City Clerk)

8. The Issuer will not invest, reinvest, or accumulate any moneys deemed to be proceeds of the Bonds pursuant to §103(c) of the Internal Revenue Code of 1954, as amended, and the applicable regulations thereunder, in such a manner as to cause the Bonds to be "arbitrage bonds" within the meaning of said §103(c) and the applicable regulations thereunder.

9. The City Commission hereby authorizes the Municipal Advisory Council of Michigan to act as its agent to receive sealed bids for the bonds at 2135 First National Building, Detroit, Michigan. The Municipal Advisory Council of Michigan is also authorized to receive good faith checks from the bidders for the bonds, and to return good faith checks to the unsuccessful bidders following receipt of the bids.

10. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same hereby are rescinded.

A recommendation from the Planning Board regarding the adoption of a Street Name and Property Numbering Ordinance. It was moved by Commissioner Pesola, supported by Commissioner Johnson and carried to hold a special meeting of the Commission at 7:00 p.m. on Monday, December 4th in the Baraga Community Center gym for the purpose of holding a public hearing on the proposed Street Name and Property Numbering Ordinance and to direct the City administration to notify each affected resident by mail of this hearing. Mayor Swaine suggested that representatives of the Police, Fire, Ambulance and Post Office and other emergency and delivery agencies be asked to discuss the need for this ordinance.

Mayor Swaine noted that this was the time set for the Commission to reconsider two grievances from the Police Department's union. Following a lengthy discussion, Commissioner Greer requested permission to abstain because she hadn't attended the hearings on these grievances. It was moved by Commissioner Wilson and supported by Commissioner Merrick to excuse Commissioner Greer from voting on that basis. The following vote was taken:

Ayes: Mayor Swaine. Commissioners Johnson, Merrick, Pesola, Wilson.  
Nay: None.

Abstention: Commissioner Greer. The motion was carried. It was then moved by Commissioner Wilson and supported by Commissioner Johnson to reject the grievances for equal pay for the two uniformed lieutenants. The following vote was taken:

Ayes: Mayor Swaine. Commissioners Johnson, Wilson.  
Nays: Commissioners Merrick, Pesola.

Abstention: Commissioner Greer. The motion was carried. It was then moved by Mayor Swaine and supported by Commissioner Merrick to reject the grievance of Bonnie Crick regarding pay scales. The following vote was taken:

Ayes: Mayor Swaine. Commissioners Johnson, Merrick, Pesola, Wilson.  
Nays: None.

Abstention: Commissioner Greer. The motion was carried.

A communication from Steven Carlson regarding sewer tap charges was read. The City Engineer and City Manager discussed the history of Mr. Carlson's sewer and water taps. Mr. Carlson addressed the Commission stating that he felt he was given incorrect information by the Engineering Department. Following a lengthy discussion, it was moved by Commissioner Greer and supported by Commissioner Johnson that the City agree to share the cost 50/50 with Mr. Carlson for trenching and paving cost for a sewer lateral not to exceed \$425.00, in the event that a water tap is found on Mr. Carlson's property. The following vote was taken:

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

A communication from the Liquor Control Commission for transfer ownership of a Class C licensed business at 1700 Presque Isle was read. It was moved by Commissioner Pesola, supported by Commissioner Greer and carried to adopt the following resolution:

BE IT RESOLVED, that the request from Stevenski's, Inc. for transfer ownership of 1978 Class C licensed business located at 1700 Presque Isle, Marquette, Michigan 49855, Marquette County, from Nokomis Investments, Inc., be approved.

The Clerk then read the following Mayoral Proclamation:

WHEREAS, the City of Marquette desires to promote the well being of mentally retarded people in the areas of education, employment, housing, transportation and recreation through public information about the abilities of mentally retarded people;

WHEREAS, the month of November has been determined to be National Mental Retardation month by the National Association for retarded citizens.

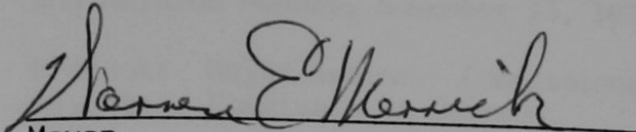
BE IT RESOLVED, that the month of November be designated by the City of Marquette as Mental Retardation Month.

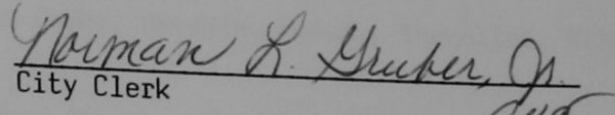
Commissioner Greer noted that the Michigan Municipal League is opposing both the Tisch and Headlee amendments because they could be very costly to municipalities.

Commissioner Johnson noted complaints regarding cars parked on the sidewalk on Champion Street, manhole and manhole covers, street signs, and damage to fences and too many people living in a house in the Summit Street area.

Mayor Swaine suggested that the hours of the dog warden be varied and urged voter awareness on the tax amendment proposals.

The meeting was adjourned.

  
Mayor

  
City Clerk





OFFICIAL PROCEEDINGS OF THE  
MARQUETTE CITY COMMISSION

The annual organizational meeting of the Marquette City Commission was duly called and held on Monday, November 13, 1978.

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

The meeting was called to order by Mayor Swaine. Following the pledge to the flag, Mayor Swaine presented plaques to Commissioner Greer for six years of service on the City Commission and Commissioner Taccolini for two years of service on the Commission. He publicly thanked the two Commissioners for their service to the City of Marquette noting the many accomplishments of the Commission and the City during their periods of service. Commissioners Greer and Taccolini responded noting their pleasure in serving the citizens of Marquette.

The Clerk then administered the oath of office to Commissioners Elect Howard R. Swaine, Robert Ling, and Glenda Robinson. After seating of the new Commissioners, the Clerk requested permission to hold an election for Mayor. He noted that the election would be by paper ballot but that in compliance with the open meetings act, each ballot was to be signed by the Commissioner casting that ballot and that the ballots would be public record.

Following 13 ballots during which no Commissioner had received a majority, Mayor Swaine called a five minute recess. Following the recess, balloting continued until the 23rd ballot at which time the vote was Commissioner Wilson - 1 vote, Commissioner Merrick - 5 votes. Commissioner Merrick was declared elected Mayor and the Clerk administered the oath of office to him.

Mayor Merrick presented a plaque to former Mayor Swaine and thanked him for his service as Mayor. He noted Mayor Swaine's fairness and objective analysis of all matters which came before the City Commission. Commissioner Swaine noted that he had enjoyed his year as Mayor but that the work load was heavy and that he had requested not to be elected for a second term.

The Clerk then requested permission to conduct an election for Mayor Pro-Tem. On the third ballot the vote was Commissioner Wilson - 2 votes, Commissioner Johnson - 4 votes. Commissioner Johnson was declared elected as Mayor Pro-Tem. The oath of office could not be administered to her, however, because she was absent.

The Clerk then called the roll of the new Commission.

Present: Mayor Merrick. Commissioners Ling, Pesola, Robinson, Swaine, Wilson.  
Absent: Commissioner Johnson.

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

It was moved by Commissioner Pesola, supported by Commissioner Swaine and carried to dispense with the reading of the minutes of the previous meeting and approve them as presented. Commissioner Wilson asked that the time of adjournment be added to these minutes.

Total bills payable in the amount of \$611,191.33 were presented. It was moved by Commissioner Pesola, supported by Commissioner Wilson and carried to approve the bills as presented and order them paid.

There were no citizens wishing to address the Commission during the time set aside for that purpose.

The Clerk read a communication from Glenda Robinson submitting her resignation from the Planning Board. It was moved by Commissioner Pesola, supported by Commissioner Wilson and carried to accept this resignation and to send Mrs. Robinson a letter of appreciation and acknowledgment for her service on the Planning Board.

A communication from the Administrative-Professional Staff Association of Northern Michigan University regarding a 24-hour liquor license was read. It was moved by Commissioner Ling, supported by Commissioner Robinson and carried to approve a 24-hour liquor license for the Administrative-Professional Staff Association of Northern Michigan University for the Marquette Armory on December 9, 1978.

A communication from Marquette General Hospital regarding a 24-hour liquor license was read. It was moved by Commissioner Pesola, supported by Commissioner Swaine and carried to approve a 24-hour liquor license for Marquette General Hospital at the National Guard Armory on December 15, 1978.

A report and recommendation from the City Manager regarding a contract for Fair Avenue reconstruction was read. Following a discussion regarding the availability of funds for this project it was moved by Commissioner Swaine, supported by Commissioner Wilson and carried to authorize the Mayor and City Clerk to execute this contract.

A communication from the Liquor Control Commission regarding a new SDM license for Red Owl Stores at 1400 W. Washington Street was read. This communication was placed on file.

Commissioner Swaine complimented the new Commission noting that he was certain that they would work well together.

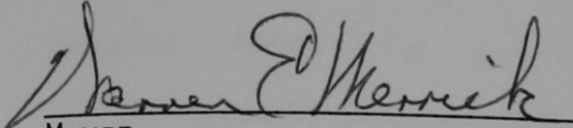
Commissioner Robinson stated that she would use her time to bring things before the Commission, to compliment people on activities bettering the City. She proceeded to thank Chet Arnold and Steve Noertker for their improvements to their building on Lake Shore Boulevard.

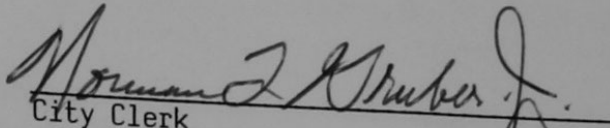
Commissioner Pesola congratulated Commissioner Swaine for his year as Mayor, Mayor Merrick for his upcoming year as Mayor, and Commissioners Greer and Taccolini for their service on the Commission. He also asked about painting a yellow stripe on the curb at the corner of Magnetic and Third Streets and about blowing sand from the construction on Spring Street.

Mayor Merrick thanked Commissioner Greer and Taccolini for their service on the Commission and congratulated and welcomed Commissioners Ling and Robinson to the Commission. He also thanked Commissioner Swaine for his service as Mayor. He also stated that he was looking forward to working with the administration during the coming year.

City Manager McNabb congratulated Mayor Merrick and the Commission for their work of the past year and said that he was looking forward to a year of great progress for the large number of projects to be started or already underway. He noted that the Commission would be called upon to make many policy decisions and that the administration would do its best to carry out these decisions.

There being no citizens wishing to address the Commission the meeting was adjourned at 8:40 p.m.

  
Mayor

  
City Clerk





OFFICIAL PROCEEDINGS OF THE  
MARQUETTE CITY COMMISSION

A regular meeting of the Marquette City Commission was duly called and held on Monday, November 27, 1978 at 7:00 p.m.

Present: Mayor Merrick. Commissioners Johnson, Ling, Pesola, Robinson, Swaine, Wilson.

Absent: None.

It was moved by Commissioner Johnson, supported by Commissioner Pesola 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 \$480,517.16 were presented. It was moved by Commissioner Swaine, supported by Commissioner Johnson and carried unanimously that these bills be paid as presented.

Commissioner Pesola noted that additional agenda item 13, a petition from residents on West Fair Avenue had been received.

Mike Hongisto opposed the Street Name and Property Numbering Ordinance and commented on the high speeds at the Grove Street/U.S. 41 intersection. Kenneth Hogg asked to be allowed to speak on agenda item #12.

A communication from the Liquor Control Commission regarding a new liquor license was read. It was moved by Commissioner Pesola, supported by Commissioner Wilson and carried to approve the request from Michael J. Greenleaf for a new 12 months Resort Class C license to be located at 1412 Presque Isle Avenue.

A second communication from the Liquor Control Commission regarding transfer ownership of a liquor license was read. It was moved by Commissioner Pesola, supported by Commissioner Wilson and carried unanimously to approve the request from Casino Bar of Marquette, Inc. to transfer ownership of 1977 Class C licensed business located at 317 S. Front Street.

A recommendation from the Downtown Development Authority regarding the establishment of a Commercial Redevelopment District was read. It was moved by Commissioner Pesola, supported by Commissioner Johnson and carried unanimously to set the regular meeting on January 8, 1979 as the time and date for a public hearing on the establishment of a Commercial Redevelopment District. The Clerk was directed to refer a copy of the Act to the Planning Board for comment.

A communication from William I. McDonald requesting that the Commission establish an Economic Development Corporation was read. It was moved by Commissioner Johnson, supported by Commissioner Pesola and carried to set the regular meeting on December 26th as the time and date for a public hearing on the establishment of an Economic Development Corporation and the repeal of Ordinance #319 establishing a prior Economic Development Corporation. Commissioners Wilson and Robinson each noted corrections to proposed bylaws.

A report and recommendation from the City Manager regarding the Sedimentation and Soil Erosion Control Ordinance was read. It was moved by Commissioner Ling, supported by Commissioner Robinson and carried unanimously to set the regular Commission meeting on December 11, 1978 as the time and date for a public hearing on the repeal of ordinance #284, the Sedimentation and Soil Erosion Control Ordinance.

A report and recommendation from the City Manager regarding a Highway Department proposal for an overpass at Grove Street and the U.S. 41 bypass was read. Following a lengthy discussion regarding the nature of this overpass and safety problems at that intersection it was moved by Commissioner Pesola and supported by Commissioner Johnson that the Commission indicated its disapproval of an overpass at this intersection as proposed. The following vote was taken:  
Ayes: Commissioners Johnson, Pesola, Swaine.  
Nays: Mayor Merrick. Commissioners Ling, Robinson, Wilson. The motion was defeated. It was then moved by Commissioner Pesola, supported by Commissioner Johnson and carried unanimously to direct the City Manager to set up a meeting with Mr. Martin of the Highway Department as soon as it could be arranged.

A report and recommendation from the City Manager regarding bids for bike path engineering was read. It was moved by Commissioner Ling, supported by Commissioner Pesola and carried unanimously to award the bid for engineering services to the low bidder, Gourdie Fraser and Associates of Marquette in the amount of \$2,700 as recommended.

A report and recommendation from the City Manager regarding a negotiated contract for dispatch services was read. It was moved by Commissioner Wilson, supported by Commissioner Swaine and carried to concur with the Manager's recommendation to find no benefit to the City from rebidding this service and to approve the negotiated contract with Range Corporation, Marquette for a monthly base rate payment of \$302.00 with \$.20 per call for each call in excess of 1,000 per month.

A recommendation from the Planning Board regarding a petition to vacate the west 140 feet of the alley in block 6, Nestor's Addition was read. It was moved by Commissioner Swaine, supported by Commissioner Wilson and carried unanimously to concur with the Planning Board recommendation and deny this petition.

A recommendation from the Planning Board regarding a rezoning at 112, 116, and 120 West Ridge Street was read. It was moved by Commissioner Pesola, supported by Commissioner Robinson and carried unanimously to set December 11, 1978 as the time and date for a public hearing on this rezoning.

A recommendation from the Planning Board regarding a rezoning at 1510 West Fair Avenue was read. Robert Thomsen presented the Planning Board's recommendations on this rezoning. It was moved by Commissioner Wilson, supported by Commissioner Pesola and carried unanimously to set December 11, 1978 as the time and date for a public hearing on this rezoning.

Mayor Merrick noted that this was the time set for consideration of a resolution from the Board of Light and Power. The Clerk read the resolution to the Commission. Kenneth Hogg addressed the Commission opposing any action on this

resolution. Board Director, Wilbert Wiitala presented the thoughts of the Board in adopting the resolution. Following a lengthy discussion it was moved by Commissioner Pesola and supported by Commissioner Johnson to reject the resolution as a whole and to consider it as separate parts. The following vote was taken:  
Ayes: Commissioner Johnson, Ling, Pesola, Robinson, Wilson.  
Nays: Mayor Merrick. Commissioner Swaine. The motion was carried.

Following Pesola that the resolution adopted by the Board on June 27, 1978, establishing charges for meter connections and reconnections be submitted to the City Commission at its next regular meeting for confirmation, such charges to be effective 30 days after enactment by the Commission. The following vote was taken:  
Ayes: Mayor Merrick. Commissioners Johnson, Ling, Pesola, Robinson, Wilson.  
Nay: Commissioner Swaine. The motion was carried.

It was then moved by Commissioner Pesola, supported by Commissioner Johnson and carried unanimously that the City Commission establish an ad hoc committee to study and propose amendments which would clarify the sections of Chapter 13 of the City Charter pertaining to rates and charges and incorporating the Board's suggestions that (a) one member of the City Commission and one member of the Board of Light and Power, each be appointed by its respective body; (b) an attorney and a certified public accountant to be appointed by the City Commission Member and Board Member of the committee; and (c) a citizen of the City of Marquette appointed by majority vote of said City Commission Member, Board Member, attorney and certified public accountant be appointed to this committee. Following further discussion during which the City Attorney noted that the Commission did not have to hire an Attorney to be a part of the lawsuit, it was moved by Commissioner Wilson, and supported by Commissioner Swaine that the City Commission not hire an Attorney to represent the City in Court in Mr. Hogg's lawsuit against the Board of Light and Power. The following vote was taken:

Ayes: Mayor Merrick. Commissioner Johnson, Ling, Robinson, Swaine, Wilson.  
Nay: Commissioner Pesola. The motion was carried.

Mayor Merrick then read a petition from the residents on West Fair Avenue opposing improvements to that street. The Commission discussed the width of the street proposed and the development of this street in the township. No action was taken.

Commissioner Johnson noted that the hearing on the Street Name and Property Numbering Ordinance would be held next week, that Planning Board hearings were held in the afternoon because Commission hearings on the same subject were held in the evening, asked the status of the Garrow lawsuit, said that speeding was a problem throughout the City and commented on the need for a traffic light at the Fair and Lincoln intersection.

Commissioner Ling thanked former Commissioner Taccolini for giving him all of his materials accumulated as a Commissioner, commented on the large quantity of information received from the administration and noted that the Board of Light and Power's annual report showed a lower peak demand, a lower growth rate than projected, and a decline of payments in lieu of taxes. He also asked about plans for the link between Division Street and County Road 553.

Commissioner Pesola complimented Mayor Merrick on running a fair and expedient meeting.

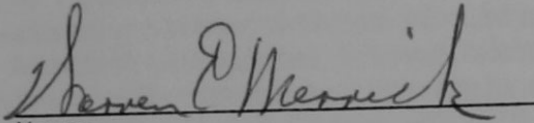
Commissioner Robinson complimented the publishers and staff of the Sunday Sun and said that the newspaper would be missed by residents of the City.

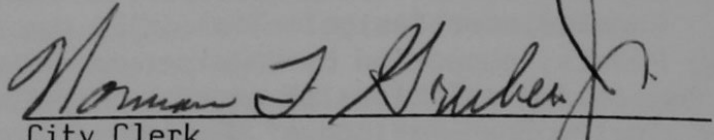


Mayor Merrick said that the public hearing on the Street Name and Property Numbering Ordinance would be Monday, December 4, 1978 at 7:00 p.m. at the Baraga Community Center.

Bob Campbell addressed the Commission regarding a safety hazard at the corner of Lincoln and Ridge Street and about the disruption of his driveway because of construction on Ridge Street. Frank Watson said that he felt Fair Avenue didn't have to be 48 feet wide.

The meeting was adjourned at 9:55 p.m.

  
Mayor

  
City Clerk

OFFICIAL PROCEEDINGS OF THE  
MARQUETTE CITY COMMISSION

A Special Meeting of the Marquette City Commission was duly called and held in the Baraga Community Center gym at 7:00 p.m. on Monday, December 4, 1978.

Present: Mayor Merrick. Commissioners Johnson, Ling, Pesola, Robinson,  
Swaine, Wilson.

Absent: None.

The Clerk read the call for the Special Meeting.

Mayor Merrick introduced Assistant City Manager, David Svanda, who introduced the following persons who spoke in support of the proposed Street Name and Property Numbering Ordinance: Jane Ryan, Chairman of the City Planning Board; George Stanley, Fire Chief; Frank Sciotto, Assistant Fire Chief; Ed Burch, representing the U.S. Post Office; Roger Smith, representing the ambulance service; George Johnson, City Police Chief, and James Hill, City Police Patrolman. These people all commented on the need for property renumbering for the delivery of emergency services as well as other delivery services. Mr. Svanda then introduced Gretchen Waters who presented an analysis of the present house numbering problems in the City and three possible alternatives to resolving these problems.

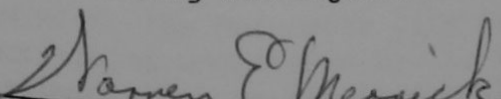
The City Clerk then read the names of people who had written letters regarding the proposed ordinance.

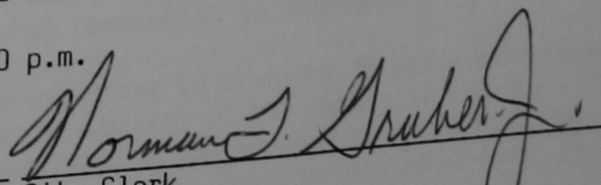
Mayor Merrick then opened the public hearing. Thirty-two persons addressed the Commission regarding the proposed ordinance. Many people were opposed to changes in house numbers necessary to achieve block continuity throughout the City. Several people spoke in opposition to house numbers changing in the middle of blocks in order to achieve this continuity. Most people noted that there were problems in non-sequential numbers and in lack of property numbers which should be corrected. Some of the speakers opposed the ordinance altogether. Some people supported the ordinance.

Mayor Merrick called a recess in the hearing at 9:10 p.m. At that time, Commissioner Wilson asked to be excused because he was ill.

The hearing was closed. It was moved by Commissioner Pesola, supported by Commissioner Johnson and carried to table action on this ordinance and to defer it until the December 26th regular Commission meeting.

The meeting was adjourned at 10:00 p.m.

  
Mayor

  
City Clerk



OFFICIAL PROCEEDINGS OF THE  
MARQUETTE CITY COMMISSION

A regular meeting of the Marquette City Commission was duly called and held on Monday, December 11, 1978 at 7:00 p.m.

Present: Mayor Merrick. Commissioners Johnson, Ling, Pesola, Robinson, Swaine, Wilson.  
Absent: None.

It was moved by Commissioner Johnson, supported by Commissioner Swaine and carried unanimously to dispense with the reading of the minutes of the November 27th and December 4th special meetings and approve them as presented.

Total bills payable in the amount of \$493,111.75 were presented. It was moved by Commissioner Swaine, supported by Commissioner Ling and carried unanimously that the bills be approved as presented and ordered paid.

Commissioner Robinson asked that an additional item to discuss the width of Fair Avenue be added.

Mayor Merrick then announced that this was the time and date set for a public hearing on an ordinance to repeal the Soil Erosion and Sedimentation Control Ordinance. There being no one to address the Commission, the hearing was closed. Commissioner Robinson noted that this would refer the power of soil erosion and sedimentation control to the County and moved, supported by Commissioner Johnson and carried unanimously, to adopt the following ordinance:

AN ORDINANCE TO REPEAL TITLE XII,  
CHAPTER 88, SOIL EROSION & SEDI-  
MENTATION CONTROL IN THE CITY OF  
MARQUETTE

The City of Marquette Ordains:

Section 1. Chapter 88, the Soil Erosion and Sedimentation Control Code of the City of Marquette, Michigan is hereby repealed.

Section 2. Effective Date. This ordinance shall become effective ten (10) days after its adoption and publication.

It was then moved by Commissioner Wilson, supported by Commissioner Swaine, and carried unanimously that the following resolution be adopted:

WHEREAS, The Marquette City Commission agrees to provide, in all earth change activities undertaken by it, for the protection of the waters of the state from sedimentation as required by the Soil Erosion and Sedimentation Control Act (Act 347, P.A. 1972, as amended) and the General Rules promulgated under the Act, and



WHEREAS, the Michigan Soil Erosion and Sedimentation Control Guidebook, and the soil erosion and sedimentation control standards and specifications prepared by the Marquette County Soil Conservation District shall be utilized and required on public works projects and other public projects and earth change activities undertaken by or on behalf of the Marquette City Commission, and

WHEREAS, the Marquette City Commission desires to be designated by the Natural Resources Commission as a public agency authorized to conduct earth change activities pursuant to the applicable provisions of the Soil Erosion and Sedimentation Control Act, the General Rules and the approved standards and specifications without the necessity of submitting individual plans to or obtaining individual permits from a county or local enforcing agency for each project or activity.

NOW THEREFORE BE IT RESOLVED, that the Natural Resources Commission is hereby requested to approve the soil erosion and sedimentation control procedures of the Marquette City Commission, a copy of which procedures is herewith submitted to the Commission, and

BE IT FURTHER RESOLVED, that the Natural Resources Commission is hereby requested to designate the Marquette City Commission as an authorized public agency, and

BE IT FURTHER RESOLVED, that the Marquette City Commission serving as an authorized public agency will undertake earth change activities in accordance with the requirements of the Soil Erosion and Sedimentation Control Act, the applicable General Rules, the Michigan Soil Erosion and Sedimentation Control Guidebook, and the approved soil erosion and sedimentation control standards and specifications, and

BE IT FURTHER RESOLVED, Michael A. Etelamaki, City Engineer is designated to serve as agent for the Marquette City Commission on all earth change activities.

Mayor Merrick then announced that this was the time and date set for a public hearing on 2-4-78, a proposed rezoning on West Fair for the Marquette Medical Center. Robert Dupras urged the Commission to delay action on this matter and Bill LaBelle, representing the Medical Center, supported the rezoning. The hearing was closed. Following a discussion regarding storm sewer development in the area, it was moved by Commissioner Pesola, supported by Commissioner Johnson and carried unanimously to approve the rezoning of all that certain parcel of land, known as the Haynes Property, lying east of the centerline of McClellan Avenue as now proposed to cross said parcel, the centerline of McClellan Avenue being described as follows: beginning at a point on the north line of Fair Avenue, said point being  $S89^{\circ}47'37''E$  170.80 ft. from the southeast corner of Kammen Subdivision; thence  $N00^{\circ}29'17''E$  along said centerline 151.26 ft. to the PC of a curve on the left having a radius of 331.10 ft.; thence northwesterly along said curve 195.31 ft.; thence  $N33^{\circ}18'30''W$  along a tangent to last said curve 76.78 ft. to the PC of a curve to the right having a radius of 329.04 ft.; thence northwesterly along said curve 194.16 ft.; thence  $N00^{\circ}31'12''E$  on a tangent to last said curve 44.84 ft. to a point which is  $S89^{\circ}52'32''E$  16.50 ft. from the NW corner of the Haynes Property from RG, general residential to OS, office district.

Mayor Merrick then announced that this was the time and date set for a public hearing on Z-4-78, a rezoning at 112, 116, and 120 W. Ridge Street. There being no one to address the Commission, the hearing was closed. It was moved by Commissioner Pesola, supported by Commissioner Wilson and carried to approve the rezoning of the west 60 feet of lot 4, block 3 of the 36 Acre Plat of the City of Marquette, and lot 8, block 11 of John Burt's Addition to the City of Marquette, except the north 92 feet thereof, and the east 36.5 feet of lot 4, block 3 of the 36 Acre Plat to the City of Marquette, and lot 7, block 11 thereof, and lot 3, block 3 of the 36 Acre Plat to the City of Marquette and lot 3, block 11 of John Burt's Addition to Marquette, except the north 100 feet of said lot, and except the west 54 feet of the north 26 feet of said lot 3 from OS, office to RM, multiple family residential district.

Mayor Merrick announced that this was the time set aside for citizens wishing to address the Commission. Keith Forsberg requested permission to address the Commission on item 12 at the time it is considered and Kenneth Hogg did likewise for item 13.

A communication from Bruce Closser submitting his resignation from the Elections Board was read. It was moved by Commissioner Pesola, supported by Commissioner Johnson and carried unanimously to accept this resignation and direct the City Clerk to send a letter of appreciation to Mr. Closser.

A communication from the Beautification and Restoration Committee regarding litter problems in the City was read. Mayor Merrick directed that a copy of this letter be sent to the Parks and Recreation, Public Works, and Police Departments.

Two communications from Robert Campbell were read. Mr. Campbell addressed the Commission noting that the pavement on Lincoln Avenue had been repaired but that he still was not satisfied regarding the problem with his driveway. It was moved by Commissioner Swaine, supported by Commissioner Johnson and carried unanimously to table this item for further consideration.

A report and recommendation from the City Manager regarding approval of an amended contract for design in the Lower Harbor was read. It was moved by Commissioner Wilson and supported by Commissioner Swaine to concur with the Manager's recommendation and award this contract for engineering and design services to R. S. Scott Associates in the amount of \$30,000. The following vote was taken:

Ayes: Mayor Merrick. Commissioners Robinson, Wilson.

Nays: Commissioners Johnson, Ling, Pesola, Swaine. The motion was defeated.

Following a lengthy discussion, it was moved by Commissioner Pesola, and supported by Commissioner Johnson, to bid out the proposed design and engineering work for the Lower Harbor. The following vote was taken:

Ayes: Commissioners Johnson, Ling, Pesola, Swaine.

Nays: Mayor Merrick. Commissioners Robinson, Wilson. The motion was carried.

A report and recommendation from the City Manager regarding bids for fuel oil was read. It was moved by Commissioner Pesola, supported by Commissioner Johnson and carried unanimously to award the bids for #1 and #2 fuel oil and #2 diesel oil to the low bidder, Fritzler Oil Company of Marquette as recommended.

A report and recommendation from the City Manager regarding bids for architectural services was read. It was moved by Commissioner Pesola, supported by Commissioner Wilson and carried unanimously to award the bid for barrier free design of the Baraga Community Center to H. R. McKie of Marquette.

A report and recommendation from the City Manager recommending that a resolution of appreciation be sent to Marquette's sister City of Yokaichi Japan thanking them for the art work done by their school children which is now on display in Marquette City Schools was read. It was moved by Commissioner Ling, supported by Commissioner Pesola and carried that this letter be sent as recommended. A communication from John Mohr requesting the City of Marquette to proclaim Arbor Day in Marquette was read. Mayor Merrick then proclaimed April 19, 1978 as Arbor Day in the City of Marquette.

A recommendation from the Planning Board regarding PUD-2-78, a rezoning of Marquette General Hospital North was read. Keith Forsberg opposed this rezoning, Bill Nemacheck representing the hospital urged prompt consideration of it and Harley Andrews, representing the Planning Board answered questions regarding the recommendation. It was moved by Commissioner Robinson, supported by Commissioner Johnson and carried unanimously to set January 8, 1979 as the time and date for a public hearing on this proposed rezoning to PUD.

Mayor Merrick announced that this was the time set for consideration of a resolution from the Board of Light and Power. Communications from Kenneth Hogg and Wilbert Wiitala regarding approval of meter connection and rate connection charges were read. Mr. Hogg addressed the Commission opposing approval of these charges. Board of Light and Power Member, Leonard Angeli, Board Accountant, John DeRocher, and Office Supervisor, Ronald Lindeblad addressed the Commission urging the adoption of these charges. Following a lengthy discussion, it was moved by Commissioner Johnson, supported by Commissioner Swaine and carried unanimously to confirm the changes as requested by the Board of Light and Power effective January 10, 1978. The Commission then discussed the makeup of the Committee to be appointed to revise portions of Chapter 13 of the Charter.

Mayor Merrick made the following appointments with the Commission's concurrence:

To the Marquette City Planning Board - Miriam Hilton to fill the unexpired term of Glenda Robinson, said term expiring February 15, 1980;

To the Marquette City Parks and Recreation Board - Thomas Donckers to fill the unexpired term of Michael Beaudry, said term expiring January 29, 1979;

To the Commission on Aging - Arne Johnson to fill the unexpired term of Marigene Richardson, said term expiring September 26, 1980;

To the Harbor Committee - Melvin Hirvonen, said term expiring December 11, 1981, Bernard Smith, said term expiring December 11, 1981;

To the Handicapped Citizens' Advisory Board - Carol Cardoni, said term expiring December 11, 1981, Lincoln Poley, said term expiring January 10, 1982, Diane Binley, said term expiring January 10, 1982;

To the Election Board - Carolyn McDonald to fill the unexpired term of Bruce Closser, said term expiring April 11, 1979.



In response to Commissioner Robinson's request, City Engineer, Mike Etelamaki next discussed the width of the proposed Fair Avenue redevelopment. He noted that the minimum width that the street could be to still receive federal assistance was 44 feet.

Commissioner Johnson noted complaints that the Public Works Department was putting large rocks in the sand, commented that the street number hearing was well run, thanked the Public Works Department for keeping the sidewalks open, said that Glen Yoder had offered a replacement for the tree at the courthouse which was damaged during the process of decoration, asked about the meeting with Mr. Martin of the Highway Department and noted the Fair-Lincoln intersection was very hazardous.

Commissioner Ling said that the Public Works Department was distributing too much sand on the streets.

Commissioner Pesola asked if it was too dangerous for meter maids to mark the outside of tires and referred to articles in the Mining Journal regarding the damaged tree at the courthouse noting that the City needed a Public Relations Specialist.

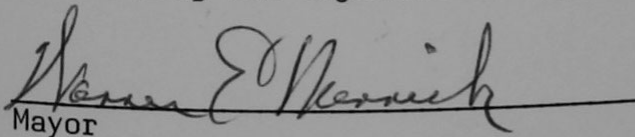
Commissioner Wilson asked the status of the Fisher Street drainage district and the Whetstone-Badger Drainage problem.

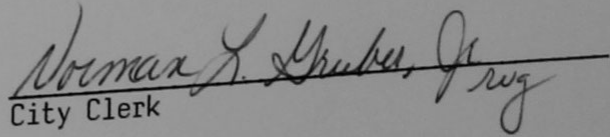
Commissioner Robinson complimented First National Bank for moving their billboard off the shoreline on U.S. 41 South.

Doug Basel, representing R. S. Scott requested permission to withdraw their proposal for engineering work in the Lower Harbor. City Attorney Adamini stated that he didn't think it was necessary for the Commission to formally release that proposal since it had been rejected.

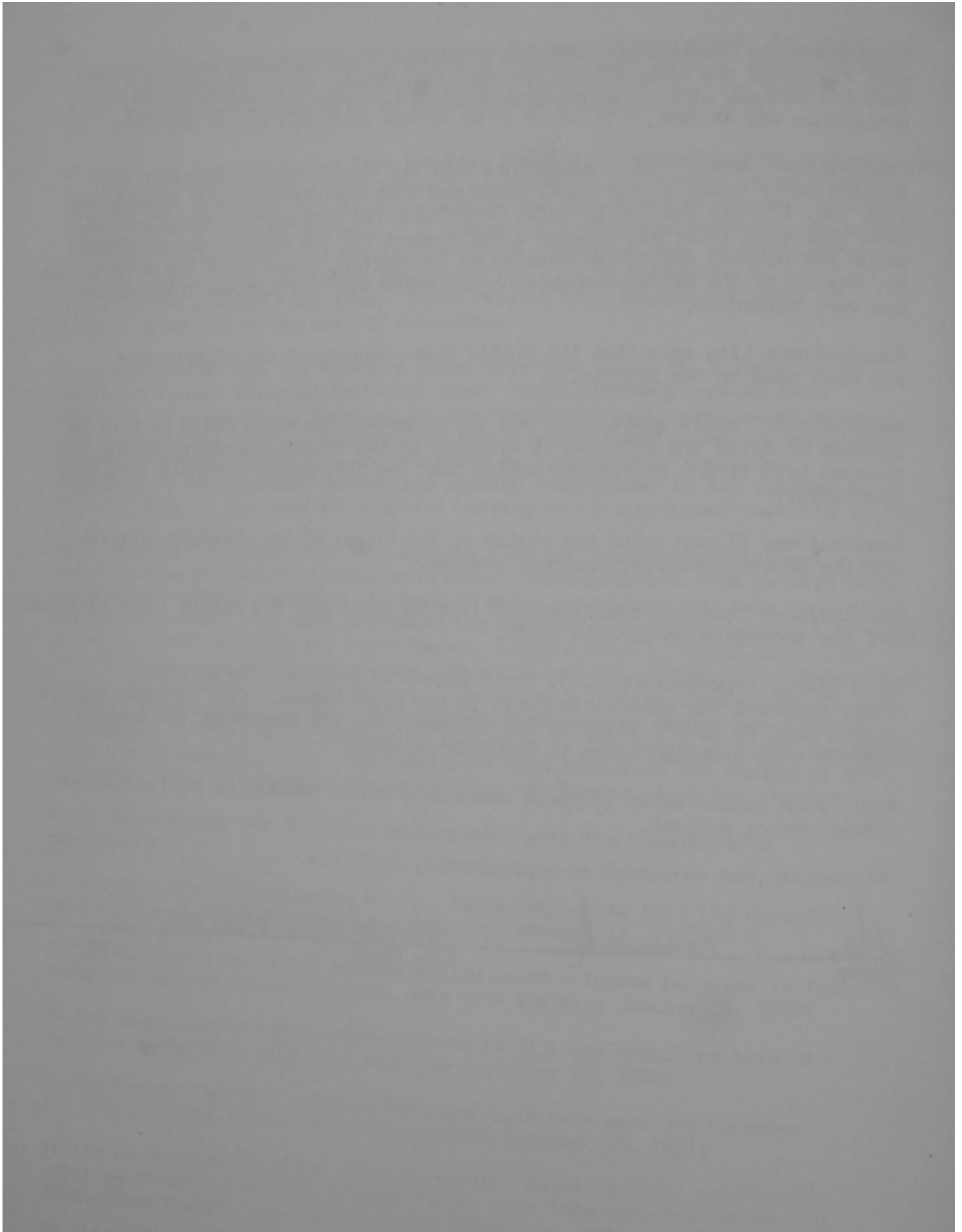
Mrs. Frank Watson asked if there would be a public hearing on the Fair Avenue redevelopment project.

The meeting was adjourned at approximately 10:00 p.m.

  
Mayor

  
City Clerk





OFFICIAL PROCEEDINGS OF THE  
MARQUETTE CITY COMMISSION

A Special Meeting of the Marquette City Commission was duly called and held on Thursday, December 14, 1978 at 4:00 p.m.

Present: Mayor Merrick. Commissioners Johnson, Pesola, Robinson, Swaine, Wilson.

Absent: Commissioner Ling.

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

City Clerk, Norman Gruber, read the call for the special meeting.

City Manager McNabb announced that the bids for special assessment bonds had been opened at 2:00 p.m. on this day and that the results of the bidding had been incorporated into a resolution. The Clerk read the resolution. It was moved by Commissioner Swaine, supported by Commissioner Wilson and carried to adopt the following resolution:

WHEREAS, December 14, 1978, at 2:00 o'clock p.m., Eastern Standard Time, has been set as the date and time for opening bids for the purchase of \$670,000 1978 Special Assessment Bonds of the City of Marquette, County of Marquette, Michigan;

AND WHEREAS, said bids have been publicly opened and read;

AND WHEREAS, the following bids have been received;

| <u>Bidder</u>                                                                 | <u>Maturity</u> | <u>Interest<br/>Rate</u> | <u>Premium</u> | <u>Average<br/>Interest<br/>Rate</u> | <u>Net<br/>Interest<br/>Cost</u> |
|-------------------------------------------------------------------------------|-----------------|--------------------------|----------------|--------------------------------------|----------------------------------|
| Wm. C. Roney & Co.<br>and Buys McGregory                                      | 1979-82         | 7.5%                     | None           | 6.415167                             | \$243,562.50                     |
|                                                                               | 1983            | 7                        |                |                                      |                                  |
|                                                                               | 1984            | 6                        |                |                                      |                                  |
|                                                                               | 1985            | 6                        |                |                                      |                                  |
|                                                                               | 1986            | 6.10                     |                |                                      |                                  |
|                                                                               | 1987            | 6.20                     |                |                                      |                                  |
|                                                                               | 1988            | 6.25                     |                |                                      |                                  |
| First of Michigan<br>Corp                                                     | 1979-83         | 7.5%                     | None           | 6.6304                               | \$251,737.50                     |
|                                                                               | 1984            | 6.85                     |                |                                      |                                  |
|                                                                               | 1985            | 6.10                     |                |                                      |                                  |
|                                                                               | 1986            | 6.20                     |                |                                      |                                  |
|                                                                               | 1987            | 6.30                     |                |                                      |                                  |
|                                                                               | 1988            | 6.40                     |                |                                      |                                  |
| National Bank of Detroit<br>& First National Bank &<br>Trust Co. of Marquette | 1979-82         | 7.5                      | None           | 6.02041                              | \$228,575.00                     |
|                                                                               | 1983            | 5.5                      |                |                                      |                                  |
|                                                                               | 1984            | 5.60                     |                |                                      |                                  |
|                                                                               | 1985            | 5.70                     |                |                                      |                                  |
|                                                                               | 1986            | 5.80                     |                |                                      |                                  |
|                                                                               | 1987            | 5.85                     |                |                                      |                                  |

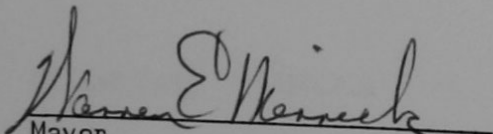
AND WHEREAS, the bid of National Bank of Detroit and First National Bank & Trust Co. of Marquette has been determined to produce the lowest interest cost to the City;

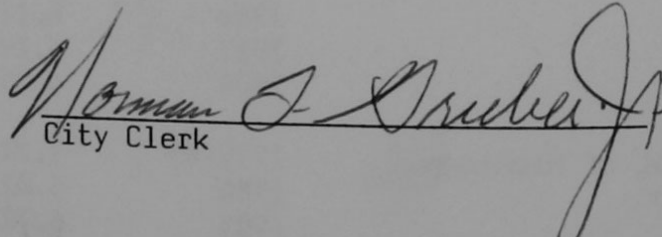
NOW, THEREFORE, BE IT RESOLVED THAT:

1. The bid of National Bank of Detroit & First National Bank & Trust Co. of Marquette as above stated, be and the same is hereby accepted.
2. Checks of the unsuccessful bidders be returned to each bidder's representative or by registered mail.
3. The Issuer will not invest, reinvest, or accumulate any moneys deemed to be proceeds of the Bonds pursuant to §103(c) of the Internal Revenue Code of 1954, as amended, and the applicable regulations thereunder, in such a manner as to cause the Bonds to be "arbitrage bonds" within the meaning of said §103(c) and the applicable regulations thereunder.
4. The officers authorized to execute and deliver the bonds may execute and deliver to the purchaser a temporary bond, exchangeable for final printed bonds when available. The temporary bond shall be substantially in the form previously approved for this issue with such changes as are necessary and approved by bond counsel and shall aggregate the full principal amount of the issue. The proceeds of the bonds shall be placed in a separate depository account or accounts and shall not be withdrawn for any purpose except temporary investment until final printed bonds in coupon form have been exchanged for the temporary bond.
5. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same hereby are rescinded.

The City Manager discussed the interest rate and the fact that a temporary bond would be issued. He complimented the First National Bank and Trust Company for their interest in local municipal finances.

There being no one to address the Commission the meeting was adjourned at 4:15 p.m.

  
Mayor

  
City Clerk

OFFICIAL PROCEEDINGS OF THE  
MARQUETTE CITY COMMISSION

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

Present: Mayor Pro-Tem Johnson. Commissioners Ling, Pesola, Robinson, Swaine, Wilson.  
Absent: Mayor Merrick.

Mayor Pro-Tem Johnson wished everyone in the City a Happy New Year and said that the Commission was striving to complete all projects to the satisfaction of the citizens of Marquette.

It was moved by Commissioner Pesola, supported by Commissioner Robinson and carried to excuse the absence of Mayor Merrick as he is out of town.

Commissioner Robinson noted one correction that was needed in the minutes of the previous meetings and Commissioner Wilson noted two. The minutes of the previous meetings were set aside for correction of errors.

Total bills payable in the amount of \$319,329.57 were presented. It was moved by Commissioner Pesola, supported by Commissioner Swaine and carried to pay the bills with the exception of the bill to Scott Foods Inc. in the amount of \$251.82. It was then moved by Commissioner Pesola and supported by Commissioner Robinson to pay the bill to Scott Foods and to allow Commissioner Ling to abstain from voting on this motion. The following vote was taken:

Ayes: Mayor Pro-Tem Johnson. Commissioners Pesola, Robinson, Swaine, Wilson.

Nay: None.

Abstention: Commissioner Ling. The motion was carried.

There were no additional agenda items to be added.

Mayor Pro-Tem Johnson announced that this was the time and date set for a public hearing on an ordinance to repeal ordinances 301 and 319 and on the the establishment of an Economic Development Corporation. There being no one to address the Commission the hearing was closed. Following a brief discussion it was moved by Commissioner Pesola, supported by Commissioner Wilson and carried to adopt the following resolution:

WHEREAS, the Economic Development Corporations Act, being Act 338, Public Acts of 1974, as amended, authorizes the City of Marquette to create and approve the incorporation of the Economic Development Corporation of the City of Marquette as a means to alleviate and prevent conditions of unemployment; to assist and retain local industries and commercial enterprises; to strengthen and revitalize the economy and to encourage and assist industrial and commercial enterprises in locating and expanding in the City; and



WHEREAS, said application includes proposed Articles of Incorporation for the Economic Development Corporation of the City of Marquette; and

WHEREAS, public notice of the receipt of the application has been given pursuant to Act 338, Public Acts of 1974, and, after due notice, a public hearing on the merits of said application has been held and competing applications have been invited and the City Commission has given due consideration to the applications and to the following Resolution.

A RESOLUTION TO CREATE AND APPROVE THE INCORPORATION OF THE ECONOMIC DEVELOPMENT CORPORATION OF THE CITY OF MARQUETTE.

NOW, THEREFORE, THE CITY COMMISSION OF THE CITY OF MARQUETTE RESOLVES as follows:

1. That there is hereby created and authorized the incorporation of the Economic Development Corporation of the City of Marquette, pursuant to, and in accordance with Act 338, Public Acts of 1974, as amended.
2. That the application dated November 21, 1978, and filed by William J. McDonald, Lloyd E. Fairbanks, and Howard L. Cohodas is hereby approved.
3. That the Articles of Incorporation for the Economic Development Corporation of the City of Marquette are hereby approved and adopted in the form submitted in the application dated November 21, 1978.
4. That the City Clerk be and is hereby directed to take such steps as are necessary under the provisions of Act 338, Public Acts of Michigan, 1974, as amended, to perfect the incorporation of the Economic Development Corporation of the City of Marquette.
5. That the Applicants in the Application dated November 21, 1978, are hereby authorized and directed to take such steps as are necessary to perfect incorporation of the Economic Development Corporation of the City of Marquette as a public corporation pursuant to Act 338 of the Public Acts of 1974, as amended.
6. That the effective date of this Resolution shall be January 1, 1979 as set forth in Article XIV of the Articles of Incorporation.

It was then moved by Commissioner Swaine, supported by Commissioner Wilson and carried to adopt ordinance #324 repealing ordinances 301 and 319 which established an Economic Development Corporation. It was then moved by Commissioner Pesola, supported by Commissioner Ling and carried to adopt the following resolution:

WHEREAS, the City Commission of the City of Marquette has established and created an Economic Development Corporation of the City of Marquette by resolution of December 26, 1978; and

WHEREAS, the board of directors of the Economic Development Corporation of the City of Marquette shall consist of nine (9) persons to be appointed for a term of six (6) years, except of the directors first appointed, four (4) shall be appointed for six (6) years, one (1) for five (5) years, one (1) for four (4) years, one (1) for three (3) years, one (1) for two (2) years and one (1) for one (1) year; and,

WHEREAS, the following persons have been appointed by Mayor Merrick to serve for the period set opposite their names:

|                   |         |
|-------------------|---------|
| Daniel Mazzuchi   | 6 years |
| B. Peter Trembl   | 6 years |
| Lloyd Fairbanks   | 6 years |
| William McDonald  | 6 years |
| Howard Swaine     | 5 years |
| Howard Cohodas    | 4 years |
| William Todd      | 3 years |
| Tony Kroncich     | 2 years |
| Paulette Lindberg | 1 year  |

NOW, THEREFORE, IT IS HEREBY RESOLVED that the above named persons be appointed to the board of directors of the Economic Development Corporation of the City of Marquette for the period set opposite their names.

Mayor Pro-Tem Johnson announced that this was the time set for citizens wishing to address the Commission. Jarl Roine asked permission to discuss item 11 when it comes up on the agenda. Paul Osterberg complained about unmet completion dates on special assessment construction. The Manager was directed to report on this at the next meeting. Mike Hongisto asked about completion dates of a special assessment project on his street.

A communication from the Liquor Control Commission regarding a change in an SDM license at 1113 Lincoln Avenue was read and placed on file.

A communication from Miriam Hilton submitting her resignation from the Local Officers Compensation Commission was read. It was moved by Commissioner Ling, supported by Commissioner Pesola and carried to accept her resignation with regrets and to send her a letter of thanks for her service on that board.

A communication from Robert Jean submitting his resignation from the Board of Review was read. It was moved by Commissioner Pesola, supported by Commissioner Wilson and carried to accept his resignation and to send Mr. Jean a letter of appreciation for his service on this board.

A communication from Everett Senobe submitting his resignation from the Board of Review was read. It was moved by Commissioner Wilson, supported by Commissioner Pesola and carried to accept his resignation with regrets and to send him a letter of thanks for his service on this board.

A communication from Leonard W. Brumm, Jr. suggesting a contest to find a design for the lower harbor park was read. Following a lengthy discussion regarding the advantages and disadvantages of this idea it was moved by Commissioner Wilson,

supported by Commissioner Robinson and carried to table this communication and to bring it up at the next meeting.

A report and recommendation from the City Manager regarding special assessment interest rates was read. It was moved by Commissioner Pesola, supported by Commissioner Swaine and carried to set the interest rate for special assessment rolls 467 through 475 at 7% annually. It was then moved by Commissioner Pesola, supported by Commissioner Ling and carried to set the special assessment rate for the calendar year 1979 at 7% or the cost of borrowing if bonds are sold.

A report and recommendation from the City Manager regarding bids for water treatment chemicals was read. It was moved by Commissioner Swaine, supported by Commissioner Wilson and carried to concur with the recommendation and award the bids to the low bidders as follows:

Liquid Chlorine to Hydrite Chemical at \$309.80/ton  
Liquid Chlorine to Wausau Chemicals at \$27.75/150#  
Sodium Silicofluoride to Chemical Supply Co. at \$20.35/Cwt  
Bicarb of Soda to Chemical Supply Co. at \$14.30/Cwt  
Sodium Chlorite to Hydrite Chemical at \$173.00/Cwt

A recommendation from the Planning Board regarding approval of Kammen's Subdivision #2 was read. Following a brief discussion regarding the slightly altered form of this preliminary plat, it was moved by Commissioner Pesola, supported by Commissioner Swaine and carried to approve the preliminary plat of Kammen's Subdivision #2 as revised.

A communication from the Marquette Transit Authority regarding a proposed intercity passenger terminal facility was read. Commissioner Swaine discussed the history of the proposed facility and Authority Administrator, Robert Niemi discussed its operation. It was moved by Commissioner Wilson, supported by Commissioner Swaine and carried to direct the Marquette Transit Authority to pursue study of this proposed facility with particular attention given to possible sites, financial consideration, arrangements with local transit companies and the possible additional tenancy of the Marquette Transit Authority.

Mayor Pro-Tem Johnson noted that this was the time set for discussion of the Street Name and House Numbering Ordinance. Kathy Quattrin presented two alternative proposals to the original renumbering system. The City Manager discussed these proposals also. Jarl Roine addressed the Commission urging the adoption of the comprehensive renumbering proposal. It was moved by Commissioner Pesola to direct the staff to work on the proposal B concept. His motion died for lack of support. It was then moved by Commissioner Robinson and supported by Commissioner Swaine to table this discussion and to have a work session before the next Commission meeting on the Street Name and House Numbering Ordinance. The following vote was taken:  
Ayes: Mayor Pro-Tem Johnson. Commissioners Ling, Robinson, Swaine, Wilson.  
Nay: Commissioner Pesola. The motion was carried.

Commissioner Pesola inquired about the interest rate on the reinvestment of the special assessment bond proceeds, about the extension of the Handicapped Advisor , noted a complaint about traffic on Presque Isle Avenue from the HYPER Complex and inquired about any proposals for water rate adjustments.

Commissioner Robinson suggested notifying people involved in construction projects of schedule changes, noted the meeting on Thursday with the Highway Department regarding Grove Street and said that many sidewalks were still blocked with snow.

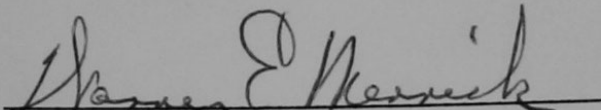
Commissioner Swaine asked for a further report on motor fuel bids versus allocation and read a Christmas card from one of the visitors from Yokaichi, Marquette's Japanese sister city.

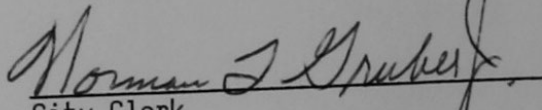
Mayor Pro-Tem Johnson said the garbage was being put out too soon, noted a complaint about dogs running in south Marquette, said that a better job was being done on street sanding, and said that people on Presque Isle Avenue were complaining about snow from the street plowed onto their sidewalks.

Mike Hongisto complained about the house numbering ordinance. Jarl Roine supported the proposed ordinance.

It was then moved by Commissioner Wilson, supported by Commissioner Swaine and carried by a unanimous vote of the members present that the Commission go into a closed session to discuss a matter of litigation.

The meeting was adjourned from the Closed Session at 10:25 p.m.

  
Mayor

  
City Clerk