

OFFICIAL PROCEEDINGS OF THE
MARQUETTE CITY COMMISSION
Monday, May 9, 1983

A regular meeting of the Marquette City Commission was duly called and held at 7:00 p.m. on Monday, May 9, 1983 in Commission Chambers of City Hall.

Present: Mayor Mazzuchi, Commissioners Busch, Johnson, Kulisheck, Ling, Rublein, Stow.
Absent: None.

It was moved by Commissioner Stow, supported by Commissioner Ling, and carried unanimously to approve the minutes of the April 11 closed, April 18 closed, and April 25 regular and closed meetings as presented.

Total bills payable in the amount of \$350,259.18 were presented. It was moved by Commissioner Johnson, supported by Commissioner Rublein, and carried unanimously to pay the bills as presented with the exception of the one to Scot Food in the amount of \$306.54. It was then moved by Commissioner Johnson and supported by Commissioner Rublein to pay the above excluded bill to Scot Food and allow Commissioner Ling to abstain from voting. The following vote was taken:

Ayes: Mayor Mazzuchi, Commissioners Busch, Johnson, Kulisheck, Rublein, Stow.

Nays: None.

Abstention: Commissioner Ling.

The motion was carried.

During the time set for announcing additional agenda items, Commissioner Johnson asked that item 20, discussion of the Citywide cleanup, be added; Commissioner Stow asked that item 21, a letter from himself, be added; and City Manager Svanda asked that item 23, a letter from the Marquette Chapter of Planetary Citizens, be added. Mayor Mazzuchi announced that discussion of cable television would be item 22.

Mayor Mazzuchi then announced that this was the time set for a public hearing on the Federal Revenue Sharing Budget for fiscal year 1983-84. There being no citizens wishing to address the Commission, the hearing was closed. It was moved by Commissioner Ling, supported by Commissioner Rublein, and carried unanimously to adopt the 1983-84 Federal Revenue Sharing Budget as follows:

Printing and Publication	\$ 50.00
Arena Expansion Project Carryover	100,000.00
Equipment Purchases	193,700.00

Street Improvement Maintenance Program 430,000.00

\$723,750.00

Mayor Mazzuchi then announced that this was the time and date set for a public hearing on the 1983-84 Fiscal Year City Budget and Fee Schedule. Jack Reynolds, representing the Hurley Field Ballplayers Association, addressed the Commission regarding the proposal that interested parties be required to match City expenditures on a one to two basis for repairs to this ballfield. He said that the total amount of these funds would probably not be attainable. He listed several concerns, especially poor condition of the backstop, the low fence adjacent to the playground, and poorly supported left field fence. He suggested that priorities be established, with the first being the backstop, and that repairs be accomplished as monies become available. He invited the Mayor and City Commission to attend the opening of a four-day tournament on May 26, with the proceeds from the tournament being used to improve Hurley Field. There being no other citizens wishing to address the Commission, the hearing was closed. Following questions and comments by the Commissioners, it was moved by Commissioner Stow, supported by Commission Johnson, and carried unanimously to adopt the 1983-84 Fiscal Year Budget and fee schedule as proposed including the 1983-84 General Appropriations Act as follows:

WHEREAS, Public Act 621 of 1978 of the State of Michigan and Chapter 8 of the City Charter require City Commission adoption of a Budget Plan for the forthcoming Fiscal Year; and

WHEREAS, a Tentative Budget for Fiscal Year 1983-84 was prepared and submitted by the City Manager to the City Commission on April 18, 1983; and

WHEREAS, the City Commission has reviewed and revised the Tentative Budget through a series of work sessions, special meetings and public hearings, and has caused the formulation of a Proposed Budget; and

WHEREAS, a Public Hearing on the Proposed Budget was duly called, publicized, and held on May 9, 1983;

NOW, THEREFORE, BE IT RESOLVED, that this Commission hereby make and adopt the following estimates of all revenues and of all expenditures of the several funds of the City for the Fiscal Year beginning July 1, 1983, and for the payment of interest and indebtedness to fall due during

the year for the following functions and purposes respectively, viz:

General Fund Revenues by Source

Taxes	
Licenses & Permits	\$2,498,050
Federal Grants	10,400
State Grants	29,860
State Shared Revenues	84,565
County Grants	946,000
Charges for Services - Fees	13,130
Charges for Services Rendered	462,000
Charges for Services - Sales	641,100
Charges for Services-Use & Admission Fees	203,700
Fines & Forfeits	359,018
Interest & Dividend Earnings	57,000
Rent & Royalties	170,000
Sales of Fixed Assets	678,090
Contributions from Public Enterprises	28,300
Contributions & Donations-Private Sources	1,118,500
Contributions from Other Funds	16,700
Other	621,911
	1,000

	\$7,939,324

General Fund Expenditures by Function

Legislative	\$ 17,925
Executive	93,710
Elections	12,925
General Services Administration	583,148
Law Enforcement	966,945
Fire	671,433
Protective Inspection	10,150
Public Works	2,352,431
Sanitation	613,000
Parking Systems	29,200
Health	27,680
Social Services	80,935
Parks & Recreation	1,042,427
Cultural	2,700
Conservation of Natural Resources	8,200
Planning	40,785
Other Functions	1,335,730
Contingency Account	50,000

	\$7,939,324

Major Street & Trunk Line Fund Revenue by Source

	\$ 70,000
Federal Grants	385,000
State Shared Revenues	4,000
Interest & Dividend Earnings	

Contributions from Other Funds	866,800
Reimbursements	234,100

	\$1,559,900

Major Street & Trunkline Fund Expenditures	\$1,559,900
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Local Street Fund Revenues by Source

State Shared Revenues	\$ 145,000
Interest & Dividend Earnings	1,000
Contributions from Other Funds	492,450
Reimbursements	100

	\$ 638,550

Local Street Fund Expenditures	\$ 638,550
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Federal Revenue Sharing Fund Revenues by Source

Federal Grants	\$ 490,000
Interest & Dividend Earnings	30,000
Transfer from Fund Balance	203,750

	\$ 723,750

Federal Revenue Sharing Fund Expenditures by Function

Printing & Publishing	\$ 50
c/o Lakeview Arena	100,000
c/o Public Works	193,700
Street Improvement Maintenance Program	430,000

	\$ 723,750

Library Fund Revenues by Source

Taxes	\$ 313,645
State Grants	18,490
Charges for Services Rendered	4,690
Fines & Forfeits	34,551
Interest & Dividend Earnings	12,000
Rents & Royalties	3,950
Transfer from Fund Balance	56,323

	\$ 443,649

Library Fund Expenditures	\$ 443,649
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Intermodal Transportation Terminal Fund Revenues by Source

Interest & Dividend Earnings	\$ 100
Rents & Royalties	45,600

Other

	900

	\$ 46,600
Intermodal Transportation Terminal Fund Expenditures	
	\$ 46,600
Marquette Area Wastewater Treatment Facility Fund Revenues	\$1,116,450
Marquette Area Wastewater Treatment Facility Fund Expenditures	\$1,116,450
Water & Sanitary Sewer Fund Revenues	\$3,038,567
Water & Sanitary Sewer Fund Expenditures	\$3,038,567
Marina Fund Revenues	\$ 61,000
Marina Fund Expenditures	\$ 61,000

BE IT FURTHER RESOLVED, that this Commission has estimated the revenue which will be forthcoming during Fiscal Year 1983-84, and has determined the amount necessary to balance the General Fund Budget to be the sum of Two Million, Three Hundred Fifty Five Thousand and Fifty Dollars (\$2,355,050); and has determined the amount necessary to balance the Peter White Public Library budget to be the sum of Three Hundred and Thirteen Thousand, Six Hundred and Forty Five Dollars (\$313,645); and

BE IT FURTHER RESOLVED, that in accordance with the Public Notification provisions of Act 5 of 1982 of the State of Michigan, the sum of Two Million, Three Hundred Fifty Five Thousand, and Fifty Dollars (\$2,355,050) is hereby fixed as the amount to be raised by Real and Personal Property Taxes for the 1983-84 Fiscal Year for the General Fund; and the sum of Three Hundred and Thirteen Thousand, Six Hundred and Forty Five Dollars (\$313,645) is hereby fixed as the amount to be raised by Real and Personal Property Taxes for the 1983-84 Fiscal Year for the Peter White Public Library; and

BE IT FURTHER RESOLVED, that all transfers between appropriations to the various functions may be made only by further action of the Commission, pursuant to the provisions of the Michigan Uniform Accounting and Budgeting Act.

Mayor Mazzuchi then announced that this was the time set for a public hearing on sidewalk improvements in the 100 block of W. Washington Street, the west side of the 100 block of S. Front Street, and the 100 block of N. Front Street.

Letters of opposition from the Presbyterian Church Trustees and David J. Savolainen were read. Howard McKie, representing the Church, opposed the proposed sidewalks in front of the Church, on the basis that the Church did not need them and that they had rebuilt the sidewalk recently. Mike Pond, representing Sundberg, Carlson, and Associates, the City's consulting engineers, answered questions regarding the 100 block of N. Front Street, as did Lincoln Poley, the architect. David Savolainen said that he felt the proposal would be unsafe for traffic and that he was still paying for new sidewalks that were recently built in front of his building. William Duffey, representing the Knights of Columbus, said that they had presented a letter supporting cement sidewalks in the 100 block of W. Washington Street, and no trees. Ray Beauchamp, representing the Downtown Merchants Association, said that they had worked very hard on this project and felt it would turn around the way people think about the downtown and that it would lead to more interest in further development of the downtown. The hearing was closed. City Manager Svanda announced that due to a flaw in the advertising of this hearing and the next hearing, both hearings would have to be held over again at the next City Commission meeting.

Mayor Mazzuchi then announced that this was the time and date set for a public hearing on the proposed special assessment district for sidewalks in the 200 block of W. Washington Street and the east side of the 100 block of S. Front Street. A representative of the United Trades, Incorporated opposed the project on the basis of recent improvements in the sidewalk adjacent to their property and the fact that they cannot afford it. The hearing was closed. It was moved by Commissioner Stow, supported by Commissioner Johnson, and carried unanimously to set the next regular meeting as the time and date for a public hearing on the reconstruction of sidewalks and installation of new street lighting and trees in the 100 block of W. Washington Street and the 100 block of N. Front Street and the west side of the 100 block of S. Front Street, and on the reconstruction of sidewalks and installation of new street lighting and trees in the 200 block of W. Washington Street and the east side of the 100 block of S. Front Street.

Mayor Mazzuchi called a five-minute recess at 8:03 p.m.

Following the recess, Mayor Mazzuchi announced that this was the time set for consideration of a resolution of appreciation for Dr. John X. Jamrich. It was moved by Commissioner Ling, supported by Commissioner Rublein, and carried unanimously to adopt the following resolution:

WHEREAS, Dr. John X. Jamrich has served as President of Northern Michigan University since July of 1968; and

WHEREAS, Dr. Jamrich is now leaving his position with the University; and

WHEREAS, Dr. Jamrich has made significant personal and professional contributions to both Northern Michigan University and the Marquette community as a whole; and

WHEREAS, the City of Marquette, Michigan deeply appreciates his commitment to the improvement of this community,

NOW, THEREFORE, BE IT RESOLVED, that the Marquette City Commission, at its regular meeting held on Monday, May 9, 1983, hereby adopts this Resolution of Appreciation to Dr. John X. Jamrich for his work in the area of community betterment while President of Northern Michigan University; and

FURTHER RESOLVED, that the Marquette City Commission extends to Dr. Jamrich and his family best wishes for continued happiness and success.

During the time set for citizens wishing to address the Commission, Kent Bourland asked to speak on item 12.

A recommendation from the Planning Board that the City Commission not allow an off-premise advertising sign in the Marquette Industrial Park was read. It was moved by Commissioner Johnson, supported by Commissioner Busch, and carried unanimously to concur in the recommendation of the Planning Board and deny the request from Dingeman Advertising for an off-premise sign in the Marquette Industrial Park.

A recommendation from the Planning Board, regarding an amendment to the sign ordinance, was read. It was moved by Commissioner Stow, supported by Commissioner Johnson, and carried unanimously to set the next regular meeting as the time and date for a public hearing on this proposed ordinance amendment.

A communication from the Board of Light and Power, regarding short-term borrowing, was read. It was moved by Commissioner Johnson, supported by Commissioner Kulisheck, and carried unanimously to adopt a resolution authorizing the short-term borrowing as follows:

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 not to exceed Six Million Dollars (\$6,000,000), and has recommended that it be permitted to borrow the sum of not to exceed Six Million Dollars (\$6,000,000) and issue its notes therefor, 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.

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 therefor the sum of not to exceed \$6,000,000.

2. Notes to be designated ELECTRIC UTILITY SYSTEM REVENUE NOTES (FUEL SUPPLY), 1983 Series _____, be issued in the aggregate principal sum of not to exceed \$6,000,000 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 Board thereof but in any event shall be in multiples of \$5,000 each, shall be issued in one or more series, dated, numbered, 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 determined 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 the manual or facsimile signatures of its Chairman and Secretary and authenticated in such manner as the Board may provide. 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 public 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 the requirements of the outstanding Revenue Bonds on the System and subject to the requirements of any Electric Utility System Revenue Bonds of the City now outstanding or hereinafter issued in accordance with and subject to the provisions of Ordinance No. 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 subject to any limitations established by the Board.

There shall be established with a bank designated by a separate account to be designated 1983 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 issued, from time to time, such sums as shall be sufficient to pay the interest and principal on the Notes as it becomes due. The Board may, by resolution, provide for specific deposits as fuel is used or on a particular schedule to provide for complete payment of the notes. 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 or 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 hereinafter be issued or to meet other requirements therefor as provided in Ordinance No. 314 of the City.

7. The notes shall be in a form approved by the Board.

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

A communication from the Michigan Municipal League, regarding the Annual Region X Meeting, was read. Mayor Mazzuchi noted a conflict with Mayor and Commission Exchange Week that would make it difficult for the Commissioners to attend this meeting.

A communication from the Michigan Liquor Control Commission was read. It was moved by Commissioner Ling, supported by Commissioner Johnson, and carried unanimously to approve the transfer of ownership of the 1982-83 SDM licensed business at 1501 Division Street from Mary Lou and William G. King to Diane M. and Edward J. Ward.

A communication from Ernest L. Riopelle, regarding a sewer backup, was read. City Manager Svanda commented on the current City insurance company's policy on sewer backups. He said that it was different than the previous insurer's policy, which paid many of the backups. Following a discussion, it was moved by Commissioner Busch, supported by Commissioner Johnson, and carried unanimously that the City offer to pay the amount of claims that, in the judgement of the City Manager, were justified but had not been paid by the insurance company, up to a total of \$3,633 within the last year, with these monies to be taken from the 1982-83 contingency fund.

A report and recommendation from the City Manager, regarding an amendment to the Solid Waste Collection Contract, was read. Kent Bourland, representing Dootree Disposal Service, discussed the bidding procedure used in awarding this contract two years ago and said that an extension should not be granted to Peninsula Sanitation, but that the contract should be rebid. City Manager Svanda said that the extension of this contract and waiver of the bidding process would be in the best interest of the City. Bill Niepoth, representing Peninsula Sanitation, said that the extension of the contract was what allowed Peninsula Sanitation to propose a decrease in the contract cost over the next three years. It was moved by Commissioner Johnson, supported by Commissioner Stow, and carried unanimously to waive the bidding procedures for the extension of the Solid Waste Collection Contract. It was then moved by Commissioner Stow, supported by Commissioner Ling, and carried unanimously to approve the contract extension with Peninsula Sanitation and to authorize the Mayor and City Clerk to execute it.

A report and recommendation from the City Manager, regarding

a labor agreement with the Fire Department Employees, International Association of Firefighters Local 643, was read. It was moved by Commissioner Stow, supported by Commissioner Rublein, and carried unanimously to approve the labor agreement as proposed and to authorize the Mayor and City Clerk to execute it. Mayor Mazzuchi commented on the public-spirited attitude of the Fire Department employees.

A report and recommendation from the City Manager, regarding an application for a grant from the Economic Development Administration for improvements in the River Park Complex Industrial Park, was read. It was moved by Commissioner Kulisheck, supported by Commissioner Busch, and carried unanimously to adopt the following resolution:

WHEREAS, under the terms of Public Law 89-136, as amended, the United States of America has authorized the making of grants to public bodies and private nonprofit organizations or associations to aid in financing the construction of specific projects:

NOW THEREFORE, BE IT RESOLVED BY the Marquette City Commission

1. That Daniel Mazzuchi, Mayor, is hereby authorized to execute and file an application on behalf of the City of Marquette, Michigan with the Economic Development Administration, U.S. Department of Commerce, for a grant to aid in financing the construction of water, sewer, storm sewer, and roads in the River Park Complex Industrial Park.

2. That the above named authorized representative is hereby authorized and directed to furnish such information as the Economic Development Administration, U.S. Department of Commerce, may reasonably request in connection with the application which is herein authorized to be filed, and further is authorized to accept any offer of grant which may be tendered by the Economic Development Administration, U.S. Department of Commerce.

A report and recommendation from the City Manager, regarding proposed new water and sewer rates, was read. It was moved by Commissioner Ling, supported by Commissioner Rublein, and carried unanimously to set the next regular meeting as the time and date for a public hearing on these proposed water and sewer rates.

A report and recommendation from the City Manager, regarding bids for the rehabilitation of the residence at 1115

Division Street, was read. It was moved by Commissioner Johnson, supported by Commissioner Busch, and carried unanimously to award this bid to O'Boyle Contractors of Marquette in the amount of \$9,688 as recommended.

A report and recommendation from the City Manager, regarding bids for aggregate materials, was read. It was moved by Commissioner Busch, supported by Commissioner Johnson, and carried unanimously to concur in the City Manager's recommendation and award the bid for aggregate material to be picked up at the plant site to Oberstar Enterprises of Marquette, and the bid for aggregate materials delivered to the jobsite to Lindberg and Sons of Ishpeming at the unit prices bid.

A report and recommendation from the City Manager, regarding bids for bituminous aggregate material, was read. It was moved by Commissioner Johnson, supported by Commissioner Rublein, and carried unanimously to concur with the recommendation and to reject the bid for CP-5 Cold Mix, to award the bid for #11 Hot Mix to Payne and Dolan of Marquette and the bid for RS-2 Emulsion to Custom Asphalt of Negaunee, both at the unit prices provided.

A report and recommendation from the City Manager, regarding bids for a street striping machine, was read. It was moved by Commissioner Stow, supported by Commissioner Johnson, and carried unanimously to concur in the recommendation and award the bid for an MB-220 to the low bidder, Traffic and Parking Control Company of Wauwatosa, Wisconsin, in the amount of \$16,881.

Commissioner Johnson then gave a summary of the activities that would take place during the City-wide Cleanup to be held on Saturday, May 14. She also discussed the City's trash pickup on the week of May 16-20, and commented on the beginnings of the City-wide Cleanup Campaign by housewives of the City twenty years ago. Mayor Mazzuchi re-read the notice regarding the City's trash pickup.

A communication from Commissioner Stow, regarding the use of dockage and storage space and accompanying fees in the lower harbor, was read. Following a discussion, it was moved by Commissioner Ling and supported by Commissioner Johnson, that the storage of railroad rails be limited to the unimproved area east of the grass and the roadway next to the dock, and that the steel not be allowed to be stored on the grass area with the rental fee to be set administratively by the City Manager, and that Commissioner Stow be allowed to abstain from voting. The following vote was taken:

Ayes: Mayor Mazzuchi, Commissioners Busch, Johnson, Kulisheck, Ling, Rublein.

Nays: None.

Abstention: Commissioner Stow.
The motion was carried.

City Manager Svanda then presented portions of a letter from the Marquette Chapter of Planetary Citizens, regarding the placement of a peace pole in Harlow Park. Mary Keuber addressed the Commission regarding this proposal. The Commissioners agreed that the erection of the peace pole should be checked with the American Legion, who have adopted Harlow Park under the Adopt-a-Park Program, and with the Parks and Recreation Advisory Board.

Mayor Mazzuchi announced that this was the time set for discussion of cable television litigation. It was moved by Commissioner Johnson, supported by Commissioner Ling, and carried unanimously to go into closed session to discuss the cable television lawsuit. The Commission recessed to closed session at 9:50 p.m.

The Commission returned to open session at 9:58 p.m.

Commissioner Busch noted several complaints about dogs running on beaches.

Commissioner Johnson suggested that a voluntary contribution box be placed at the zoo; asked what the hours of the landfill were; noted a letter from Mrs. Florence commending the Commission and Administration for their efforts; and thanked the Fire Department for their annual report.

Commissioner Kulisheck noted concerns about erosion at Shiras Park. City Manager Svanda reported on the status of the Corps of Engineers project to mitigate this erosion. Commissioner Kulisheck also suggested that the Parking Committee look into ways to get people to move their parked cars so that the street sweeper could clean the streets better.

Mayor Mazzuchi said that the proposal for no-parking zones near the Arena should be pursued. With the Commission's concurrence, he then appointed Jim Stevens to a three-year term on the Parks and Recreation Advisory Board expiring January 14, 1986 to replace Don Johnson, and Bruce Tiseo to a second three-year term on the Parking Advisory Committee expiring May 30, 1986.

City Manager Svanda said that the City Auction at the Arena would be held on Saturday, May 14 at 9:00 a.m. and that the department heads of the City have challenged the organized staff to a cleanup contest during the City-wide Cleanup on Saturday.

There being no citizens wishing to address the Commission, the meeting was adjourned at 10:08 p.m.

Daniel S. Mazzuchi

Mayor
Daniel S. Mazzuchi

Norman L. Gruber, Jr.

City Clerk
Norman L. Gruber, Jr. *lp*

Presents: Mayor Mazzuchi, Commissioners Busch, Johnson,
Kullischeck,
Absent: Commissioners Ling, Rublein, Snow

It was moved by Commissioner Kullischeck, supported by
Commissioner Johnson, and carried to excuse the absence of
Commissioners Ling, Rublein and Snow.

Mayor Mazzuchi said that the single item on the agenda of
this meeting is to seek a resolution of intent to provide
local match for an Economic Development Administration grant
and that since not all Commissioners were present, no other
items could be added to the agenda. He reminded
Commissioners of the work session on June 8, 1983 with
members of the Urban Institute. Commissioner Rublein
arrived.

Mayor Mazzuchi then read a letter from the Mayor of Yokaichi
regarding the visit of six Rotarians to Marquette from
Yokaichi following the International Rotary Convention in
Toronto in June. Mr. Yocada also extended a welcome to the
delegates of Marquette who will be visiting Yokaichi this
summer.

Mayor Mazzuchi then asked City Manager Swanda to explain the
proposed resolution. Mr. Swanda said that in addition to a
resolution authorizing the application, it was necessary to
show the City's intent to provide the funds necessary to
match the federal grant and that because the application
must be filed before the next regular meeting, a special
meeting had been called. It was moved by Commissioner Busch,
supported by Commissioner Johnson, and carried with no
dissent to approve the resolution. The following resolution
was adopted:

WHEREAS, there is an urgent need for additional
industrial land to provide for economic growth in
the City of Marquette, and

WHEREAS, the City has determined that the
development of River Park Center Industrial Park
will best meet this need; and

WHEREAS, the United States Economic Development

OFFICIAL PROCEEDINGS OF THE
MARQUETTE CITY COMMISSION
Monday, May 16, 1983

A special meeting of the Marquette City Commission was duly called and held at 4:00 p.m. on Monday, May 16, 1983 in Commission Chambers of City Hall.

Present: Mayor Mazzuchi, Commissioners Busch, Johnson, Kulisheck,
Absent: Commissioners Ling, Rublein, Stow.

It was moved by Commissioner Kulisheck, supported by Commissioner Johnson, and carried to excuse the absence of Commissioners Ling, Rublein, and Stow.

Mayor Mazzuchi said that the single item on the agenda of this meeting is to adopt a resolution of intent to provide local match for an Economic Development Administration Grant and that since not all Commissioners were present, no other items could be added to the agenda. He reminded Commissioners of the work session on June 8, 1983 with members of the Shiras Institute. Commissioner Rublein arrived.

Mayor Mazzuchi then read a letter from the Mayor of Yokaichi regarding the visit of six Rotarians to Marquette from Yokaichi following the International Rotary Convention in Toronto in June. Mr. Yamada also extended a welcome to the delegates of Marquette who will be visiting Yokaichi this summer.

Mayor Mazzuchi then asked City Manager Svanda to explain the proposed resolution. Mr. Svanda said that in addition to a resolution authorizing the application, it was necessary to show the City's intent to provide the funds necessary to match the federal grant and that because the application must be filed before the next regular meeting, a special meeting had been called. It was moved by Commissioner Busch, supported by Commissioner Johnson, and carried with no dissent to approve the resolution. The following resolution was adopted:

WHEREAS, there is an urgent need for additional industrial land to provide for economic growth in the City of Marquette; and

WHEREAS, the City has determined that the development of River Park Complex Industrial Park will best meet this need; and

WHEREAS, the United States Economic Development

Administration has invited the City of Marquette to submit an application for partial funding of the development of Phase I of River Park Complex; and

WHEREAS, a local match of \$200,000 will be required in addition to the \$500,000 in EDA funds which may be made available for the project; and

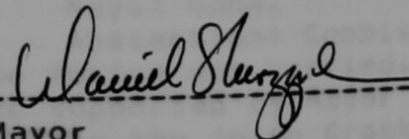
WHEREAS, HUD Small Cities funds, already awarded to the City of Marquette, in the amount of \$171,970 are available to serve as a portion of the local match requirement; and

WHEREAS, the remaining local match amount of \$28,030 is available for this purpose in the adopted FY 1983-84 budget,

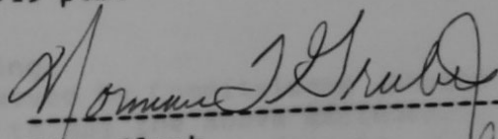
NOW THEREFORE BE IT RESOLVED, that the Marquette City Commission affirms that the required local match of \$200,000 which is to be composed of \$171,970 from HUD Small Cities Grant Funds and \$28,030 in cash, is available to match an EDA Grant for construction of improvements in Phase I of River Park Complex during the current construction year.

City Manager Svanda said that the City had received an invitation for the Commissioners to attend the dedication of a Peace Monument in Harlow Park at 12:00 noon on May 18, 1983.

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



Mayor
Daniel S. Mazzuchi



City Clerk
Norman L. Gruber, Jr.

OFFICIAL PROCEEDINGS OF THE
MARQUETTE CITY COMMISSION
Tuesday, May 31, 1983

A regular meeting of the Marquette City Commission was duly called and held on Tuesday, May 31, 1983 at 7:00 p.m. in Commission Chambers of City Hall.

Present: Mayor Mazzuchi, Commissioners Johnson,
Kulisheck, Ling, Stow.

Absent: Commissioners Busch and Rublein.

It was moved by Commissioner Johnson, supported by Commissioner Ling, and carried to excuse the absence of Commissioners Busch and Rublein as they are out of the City.

It was moved by Commissioner Stow, supported by Commissioner Johnson, and carried to approve the minutes of the May 9 regular and closed and May 16 special meetings as presented.

Total bills payable in the amount of \$193,449.42 were presented. It was moved by Commissioner Johnson, supported by Commissioner Kulisheck, and carried to pay the bills as presented with the exception of the one to the Onion Crock for \$109.00 and the one to Scot Food for \$109.84. It was then moved by Commissioner Stow and supported by Commissioner Johnson to pay the above excluded bill to Scot Food and allow Commissioner Ling to abstain from voting. The following vote was taken:

Ayes: Mayor Mazzuchi, Commissioners Johnson, Kulisheck,
Stow.

Nays: None.

Abstention: Commissioner Ling.

The motion was carried. It was moved by Commissioner Johnson and supported by Mayor Mazzuchi to pay the above excluded bill to the Onion Crock and allow Commissioner Stow to abstain from voting. The following vote was taken:

Ayes: Mayor Mazzuchi, Commissioners Johnson, Kulisheck,
Ling.

Nays: None.

Abstention: Commissioner Stow.

The motion was carried.

During the time set for announcing additional agenda items, City Manager Svanda requested that item 21, a change order to the Lindberg & Sons Small Cities Contract, be considered. Commissioner Ling asked that item 22, discussion of the proliferation of billboards, be added.

Mayor Mazzuchi announced that this was the time set for a public hearing on a special assessment project to install sidewalks in the 100 block of W. Washington Street, the 100

block of N. Front Street, and the west side of the 100 block of S. Front Street. Five persons representing the First Presbyterian Church addressed the Commission opposing the project on the basis that the Church had just put in new sidewalk and could not afford this additional assessment. One person said that narrowing Front Street would be dangerous. One person said that the cost of the proposed work in front of the Church would not improve the downtown or the Church. Representatives of the Guelff building and the Harlow Block opposed the project on N. Front Street, and a representative of the Knights of Columbus said that they were concerned about the cost of the project for their organization and the potential loss of parking. Letters of opposition presented at a previous hearing from the First United Presbyterian Church and Pythias Investment Company were noted. Letters from the Union National Bank supporting the project and from H & R Block opposing it were also read. The hearing was closed. Following a lengthy discussion, it was moved by Commissioner Kulisheck and supported by Commissioner Johnson to approve the proposed project for the 100 block of W. Washington Street and the west side of the 100 block of S. Front Street with the 100 block of N. Front Street excluded from the project. The following vote was taken:

Ayes: Mayor Mazzuchi. Commissioners Johnson, Kulisheck, Ling.

Nays: Commissioner Stow.

The motion was carried.

Mayor Mazzuchi then announced that this was the time and date set for a public hearing on a proposed special assessment district for sidewalks in the 200 block of W. Washington Street and the east side of the 100 block of S. Front Street. Opposition from the United Trades, Incorporated presented at the previous hearing was noted. The hearing was closed. It was moved by Commissioner Ling, supported by Mayor Mazzuchi, and carried with no dissention 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:

Reconstruction of sidewalks and installation of new street lighting and trees in the 200 block of West Washington and the east side of the 100 block of South Front Street

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 affidavit of the City Assessor 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 and that a special assessment district is established as follows:

DOWNTOWN IMPROVEMENT DISTRICT 1983 B

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 - \$212,419.00 CITY -0-

FURTHER RESOLVED, That the report of the City Manager, the report of the City Engineer, and the preliminary plans, specifications, and cost estimates are hereby approved; that said special assessments may be paid in 10 annual installments, at a rate not exceeding 10% per annum, or the actual cost of borrowing; that the City Engineer is directed to proceed with preparations of final plans and specifications, that the City Manager is directed to proceed with the advertising and taking of bids, and that the City Assessor is directed to prepare a special assessment roll and report of the same to the City Commission for confirmation.

It was then moved by Commissioner Ling, supported by Commissioner Stow, and carried to reconsider the motion on the previous special assessment project. Following a brief discussion, it was moved by Commissioner Ling, supported by Commissioner Johnson, and carried with no dissent to add the property owned by the Union National Bank on the east side of N. Front Street to the previously approved special assessment district 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, that it is the intention of the City Commission to make certain improvements, and to determine the

necessity of such improvements as follows:

Reconstruction of sidewalks and installation of new street lighting and trees in the 100 block of West Washington Street, the west side of the 100 block of South Front Street, and the south 200 feet of the east side of North Front Street

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 affidavit of the City Assessor 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 and that a special assessment district is established as follows:

DOWNTOWN IMPROVEMENT DISTRICT 1983 A

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 - \$375,722.40 CITY -0-

FURTHER RESOLVED, That the report of the City Manager, the report of the City Engineer, and the preliminary plans, specifications, and cost estimates are hereby approved; that said special assessments may be paid in 10 annual installments, at a rate not exceeding 10% per annum, or the actual cost of borrowing; that the City Engineer is directed to proceed with preparations of final plans and specifications, that the City Manager is directed to proceed with the advertising and taking of bids, and that the City Assessor is directed to prepare a special assessment roll and report of the same to the City Commission for confirmation.

Mayor Mazzuchi announced that this was the time and date set for a public hearing on an amendment to the sign ordinance. The recommendation from the Planning Board for this

amendment was read. There being no citizens to address the Commission, the hearing was closed. It was moved by Commissioner Johnson, supported by Commissioner Stow, and carried to concur with the recommendation and to adopt ordinance #362 as follows:

AN ORDINANCE TO AMEND CHAPTER 82, TITLE XII TO PERMIT THE USE OF FABRIC SIGNS AND PORTABLE SIDEWALK SIGNS IN THE CENTRAL BUSINESS DISTRICT AND THE COMMUNITY BUSINESS DISTRICT.

Mayor Mazzuchi then announced that this was the time and date set for a public hearing on a proposed water and sewer rate ordinance amendment. Following comments by City Manager Svanda, thirteen persons addressed the Commission opposing the proposed rate increases. A petition with approximately 500 signatures was presented to the Commission also opposing the rate increases. The hearing was closed. Mayor Mazzuchi called a fifteen minute recess at 9:40 p.m. Following the recess, each of the Commissioners made comments regarding the proposed rate increase. It was moved by Commissioner Johnson and supported by Mayor Mazzuchi to adopt the rate increase ordinance with an effective date of September 1, 1983. The following vote was taken:

Ayes: Commissioner Johnson.

Nays: Mayor Mazzuchi, Commissioners Kulisheck, Ling, Stow.

The motion was defeated. It was then moved by Commissioner Ling, supported by Commissioner Stow, and carried to adopt ordinance # 363 as follows:

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

A communication from the Ahmed Shrine Temple of the Upper Peninsula, regarding a hospital mini-clinic to be held at the Masonic Temple in Kingsford for the purpose of screening crippled or burned children for medical assistance at Shrine Hospitals, was read. Mayor Mazzuchi said that the Shrine Hospitals had done a tremendous service to burned and crippled children throughout the country for many years by giving them free medical assistance. He then proclaimed the week of June 19 through the 25th, 1983 as SHRINERS-CRIPPLED CHILDREN WEEK in the City of Marquette.

Mayor Mazzuchi then made the following proclamation:

WHEREAS, the Marquette Area Chamber of Commerce realizes the importance of tourism to the City of Marquette, and

WHEREAS, the Marquette Area Chamber of Commerce

has committed to the training of business staffs throughout the City, and

WHEREAS, the need to promote and support the growing tourist industry in the Marquette area is deemed essential to the local economy,

NOW, THEREFORE, I, DANIEL S. MAZZUCHI, MAYOR of the City of Marquette, Michigan, do hereby proclaim the week of June 6 through 12, 1983, as TOURISM HOSPITALITY WEEK in Marquette and urge all businesses to participate in this project.

Mayor Mazzuchi then announced that this was the time set for citizens wishing to address the Commission. Paul Churchville asked to speak on cable television items.

A communication from the Michigan Liquor Control Commission was read. It was moved by Commissioner Ling, supported by Commissioner Johnson, and carried to approve the request from Union National Bank and Trust Company for transfer ownership of 1982 B-Hotel Licensed Business with Dance Permit located at 214 N. Front Street, Marquette, Michigan from Peasants, Inc.

A communication from the City Attorney, regarding a consent to collateral assignment of the Marquette Cablevision Franchise, was read. City Attorney Martin explained that this was a standard procedure that was necessary for Marquette Cablevision to receive their financing. It was moved by Commissioner Ling, supported by Commissioner Stow, and carried to adopt the following resolution:

WHEREAS, the City granted Marquette Cablevision, Inc. ("MCI") the right to install, maintain and operate a cable communications system pursuant to that certain City of Marquette Cable Communications Franchise Agreement dated December 1, 1982 (the "Franchise Agreement"); and

WHEREAS, in order to procure the financing necessary for the construction and operation of such system, MCI intends to borrow money from time to time from Marine Bank, N.A., Milwaukee Wisconsin (the "Bank") and as a condition of such borrowing, the Bank has required that MCI assign its rights under the Franchise Agreement to the Bank as collateral security for the repayment of such indebtedness; and

WHEREAS, MCI and the Bank desire to obtain the City's consent to MCI's collateral assignment of the Franchise Agreement to the Bank.

NOW, THEREFORE, in consideration of the foregoing premises and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, the parties hereto agree as follows:

1. The City hereby consents to the assignment of MCI's rights under the Franchise Agreement to the Bank for the purpose of securing such indebtedness as may from time to time be outstanding from MCI to the Bank. In the event of the foreclosure by the Bank of its security interest in the Franchise Agreement, the Bank agrees to abide by the transfer provisions contained in Section 12 of the Franchise Agreement and the City agrees not to unreasonably withhold its consent to a transfer of the rights of MCI to a third party transferee.

2. The City hereby agrees to furnish the Bank with written notice of any alleged default by MCI under the Franchise Agreement and upon receipt of such notice the Bank shall have a reasonable period of time in which to cure the alleged default on behalf of MCI and the City agrees to accept the Bank's performance on behalf of MCI; however, the Bank shall not be obligated to cure any such default. Any such notice shall be given to the Bank at 111 East Wisconsin Avenue, P.O. Box 2033, Milwaukee, WI 53201 to the attention of the Commercial Banking Division in the manner specified in the Franchise Agreement.

3. The City agrees that in the event that it purchases the Cable System pursuant to Section 20 of the Franchise Agreement, it shall pay the purchase price directly to the Bank to the extent of MCI's unpaid indebtedness to the Bank.

Commissioner Kulisheck said that the Commission should be careful in making many small decisions on requests for changes in the cable television franchise so that the cumulative results of these changes do not become something the Commission does not want.

A communication from the City Attorney, regarding a request for transfer of ownership of Marquette Cablevision stock, was read. Following a discussion regarding the proposed new stockholder and the fact that not much information was available regarding him, it was moved by Commissioner Ling and supported by Commissioner Stow to authorize the transfer of 10 percent of the Marquette Cablevision stock to Attorney Harold R. Farrow of Oakland, California. The following vote was taken:

Ayes: Mayor Mazzuchi, Commissioners Johnson, Ling,

Stow.

Nays: Commissioner Kulisheck.
The motion was carried. Paul Churchville addressed the Commission saying that each small change should be reviewed carefully and asking when the access committee would be appointed.

A communication from the Public Works Director, regarding an application for funds to replace the Lakeshore Boulevard bridge over the Dead River, was read. It was moved by Commissioner Ling, supported by Commissioner Stow, and carried to adopt the following resolution:

WHEREAS, Public Act 306 of 1969 of the State of Michigan provides financial assistance for bridge replacement under the the Critical Bridge Program; and,

WHEREAS, the City of Marquette maintains a bridge on Lakeshore Boulevard crossing the Dead River as part of the City's street system; and

WHEREAS, the City of Marquette has conducted a structure inventory and appraisal of the bridge; and

WHEREAS, the bridge appraisal conducted by the City's engineer indicates a need to replace the bridge immediately;

NOW THEREFORE, BE IT RESOLVED, that this Commission hereby intends to replace the bridge as soon as funds are available and that a load limit of ten (10) tons be put into effect;

BE IT FURTHER RESOLVED, that the Marquette City Commission authorizes the City administration to submit applications under the Critical Bridge Program and the Emergency Jobs Bonding Program.

A report and recommendation from the City Manager, regarding a three-party Wastewater Treatment Facility agreement, was read. It was moved by Commissioner Johnson, supported by Commissioner Stow, and carried to approve the additional paragraph and to authorize the Mayor and City Clerk to execute the agreement.

A report and recommendation from the City Manager, regarding a single lot assessment, was read. It was moved by Commissioner Stow, supported by Commissioner Johnson, and carried to adopt the following resolution:

WHEREAS, it appears by the affidavit of the City Clerk that due publication has been made of

notice, as required by the City Charter, of the filing with the City Clerk of the special assessment roll for the following improvement:

Single lot assessment for water main on Seventh Street between Washington Street and Bluff Street

and appointing this day and time when the City Commission and Assessor would meet to review said special assessment roll and the assessments 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 special assessment roll and the assessments therein, have been heard and considered; and WHEREAS, said special 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 special assessment roll, to-wit: Special Assessment Roll 489 and the respective assessments therein, are hereby confirmed:

FURTHER RESOLVED, that such assessments may be paid in 5 equal annual installments at the time fixed for the payment of regular City taxes, together with interest on such installments at the rate of 10% per annum from the date of confirmation of said special assessment roll.

A report and recommendation from the City Manager, regarding a release and indemnity agreement with the National Guard for demolition of a concrete structure on Lakeshore Boulevard, was read. It was moved by Commissioner Ling, supported by Commissioner Johnson, and carried to approve this agreement and to authorize the Mayor to execute the release.

A report and recommendation from the City Manager, regarding water supply project regional priority listing, was read. It was moved by Commissioner Kulisheck, supported by Commissioner Johnson, and carried to authorize submission of these projects for priority listing and to adopt the following resolution:

WHEREAS, The City of Marquette wishes to submit seven (7) water supply projects for inclusion on the Regional Water Supply Project Priority List;

and

WHEREAS, information on each of the seven (7) projects is attached; and WHEREAS, we desire to secure financial assistance from the Federal and/or State Government to help defray the cost of the projects, 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 Federal and/or State aid at such time that the projects are deemed necessary.

A report and recommendation from the City Manager, regarding a construction engineering agreement for development of the River Park Complex Industrial Park, was read. It was moved by Commissioner Stow, supported by Commissioner Johnson, and carried to concur in the recommendation to approve the construction engineering agreement with Gourdie Fraser & Associates and to authorize the Mayor and City Clerk to execute the agreement.

A report and recommendation from the City Manager, regarding an amendment to the engineering services agreement with Ayres, Lewis, Norris & May, Inc. for the Sewer Rehabilitation Project, was read. It was moved by Commissioner Ling, supported by Commissioner Stow, and carried to approve this amendment and to authorize the Mayor and City Clerk to execute it.

A report and recommendation from the City Manager, regarding change order #5 for the upper level renovation of the Transportation Center building, was read. It was moved by Commissioner Stow, supported by Commissioner Kulischeck, and carried to approve change order #5 in the amount of \$87.80 and authorize the Mayor to execute it.

A report and recommendation from the City Manager, regarding bids for water treatment chemicals, was read. It was moved by Commissioner Stow, supported by Commissioner Johnson, and carried with no dissent to concur with the City Manager's recommendation and award the bid for liquid chlorine, liquid hydrofluosilicic acid, and liquid aluminum sulfate to the low bidders as specified and to award the bids for liquid anionic polymer and liquid cationic polymer to the City's current supplier, Nalco Chemical of Neenah, Wisconsin on the basis that the low bidder for these items had not performed the requested testing to determine cost effectiveness.

Mayor Mazzuchi announced that consideration of cable

television matters would be deferred until the end of the agenda. He noted the resignation of Howard Larson from the Downtown Development Authority and, with the Commission's concurrence, appointed Dr. Dick Peura to the Library Board, and appointed Arvid Savola, Alfred Camilli, and Milbert Keranen to new three-year terms on the Public Works Advisory Board.

Mayor Mazzuchi then announced that this was the time set for consideration of an amendment to the Small Cities Contract with A. Lindberg & Sons. Public Works Director Etelamaki said that, in his opinion, Lindberg's agreement to perform services at last year's bid prices and to negotiate for unbid services would be in the best interest of the City. Commissioner Ling noted that this would be a waiver of the bidding process and that the Commission should have a written recommendation from the City Manager. It was moved by Commissioner Stow, supported by Commissioner Ling, and carried to refer this item to the City Manager for a report and recommendation.

Commissioner Ling said that he was concerned about the proliferation of billboards throughout the City that has taken place recently. It was moved Commissioner Ling, supported by Commissioner Stow, and carried that the City Planner be directed to consult with the Planning Board regarding the provision of the sign ordinance that allows these billboards and that in the meantime, all issuance of permits for new billboards be suspended pending a potential change in the ordinance.

Mayor Mazzuchi announced that this was the time set to discuss cable television matters. It was moved by Commissioner Kulisheck, supported by Commissioner Stow, and carried with no dissent to go into closed session to discuss the cable television litigation.

The meeting was recessed to closed session at 11:18 p.m.

The Commission returned to open session at 11:27 p.m. Commissioner Johnson said the City is very clean and looks nice after the spring cleanup and that it should be kept that way throughout the summer. She thanked the people who had bought Beautification Committee flowers for their support of the Beautification Committee and their attempts to keep the City clean and attractive. She noted many complaints about unlicensed cars parked on lawns and about dogs running loose, especially dogs running on school playgrounds. She noted complaints about the landfill closure fee, saying that people do not understand it is for closing the landfill and not for garbage collection.

Mayor Mazzuchi said that it was very difficult to pass on some things, such as the water rate increase, that is

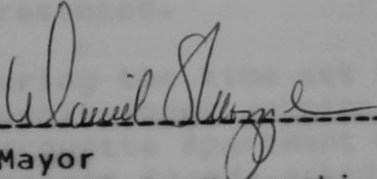
obviously painful for many people, but in the long run, is in the best interest of the City. He said that the Commission does seek the opinion of many people on such matters and was disappointed that only two persons had filed petitions for the two vacancies that would occur on the City Commission next fall.

City Manager Svanda noted a letter from Marquette Cablevision, regarding moving their headend location outside of the City. This letter was referred to the City Manager for a report and recommendation at the next meeting.

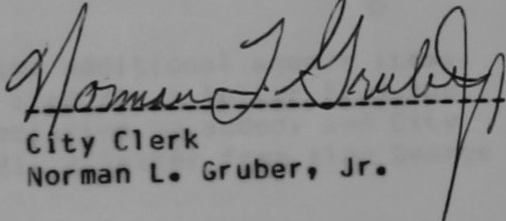
Mayor Mazzuchi noted that the Commissioners, the Mayor, and the City Manager would be traveling to Big Rapids late this week for Mayor Exchange and that their Commission and Mayor would be here in two to three weeks.

Bob Grove, representing Marquette Cablevision, addressed the Commission saying that there were five construction crews working on the rebuild of the system with a goal of getting it operational as quickly as possible.

The meeting was adjourned at 11:37 p.m.



Mayor
Daniel S. Mazzuchi



City Clerk
Norman L. Gruber, Jr.

OFFICIAL PROCEEDINGS OF THE
MARQUETTE CITY COMMISSION
Monday, June 13, 1983

A regular meeting of the Marquette City Commission was duly called and held at 7:00 p.m. on Monday, June 13, 1983 in Commission Chambers of City Hall.

Present: Mayor Mazzuchi, Commissioners Busch, Johnson, Kulisheck, Rublein, Stow.
Absent: Commissioner Ling.

It was moved by Commissioner Stow, supported by Commissioner Johnson, and carried to excuse the absence of Commissioner Ling as he is out of the City.

It was moved by Commissioner Johnson, supported by Commissioner Busch, and carried to approve the minutes of the May 31 regular and closed meetings as presented.

Total bills payable in the amount of \$349,747.24 were presented. It was moved by Commissioner Busch, supported by Commissioner Rublein, and carried to pay the bills as presented.

During the time set for announcing additional agenda items, Commissioner Johnson asked that item 20, a letter from the Marquette Apartment Owner's Association be added, and City Manager Svanda asked that item 21, a letter from Alan George Goldhammer, be added.

Mayor Mazzuchi then announced that this was the time set for presentation of certificates of appreciation to members of the Pace family for their contributions and work on the City Auctions for the last eight years. He presented a certificate to Colonel John Pace and Mary Pace, his wife, and noted that additional certificates were being presented to Carl and Mary Pace, J. Daniel and Nora Pace, and Mary Buys. He said that the Pace family had, by their efforts, made the City Auction a success and that all of the citizens of Marquette were in their debt.

Mayor Mazzuchi then made the following proclamation:

WHEREAS, That first free flight fulfilled mankind's age-old dream, it also signaled the beginning of air transportation which has been a major contributor to the social, cultural, and scientific progress of the world, and is vital to life support, national defense, economic productivity, and communications; and

WHEREAS, The Congress of the United States has designated the year 1983 as the Bicentennial of Air and Space Flight and numerous special events will be held in the participating countries, states, and communities. Activities in Michigan include the National Intercollegiate Flying Association's SAFECON; the National Fifteen Meter Class Soaring Championship; the Terminus of the Transcontinental Air Race Classic; the Experimental Aircraft Association's Aerobatic Competition; the North American Hot-Air Balloon Challenge Cup; the Annual Midwest Seaplane Fly-in; Air Shows; Dawn Patrols; Safety Seminars; Anniversary Celebrations; Conventions; Aerospace Education Workshops, and more, all culminating during Michigan Aviation Week, September 18-24, with the Paul Bunyan Clan Meet and Air Derby in Traverse City; and

WHEREAS, Local events include the K.I. Sawyer Air Force Base Open House and Air Show, July 13, 1983, and Operation Awareness Fly-in, July 24, 1983; the Michigan Aeronautics Commission meeting, September 21st; the 31st Annual Aeronautics Conference, Michigan Association of Airport Executives, September 20-23; and the overnight stay of the 5th Annual Commemorative Michigan Air Tour, sponsored by the Michigan Aviation Association, September 22; and

NOW, THEREFORE, I, Daniel S. Mazzuchi, Mayor of the City of Marquette, do hereby issue this Mayor's proclamation in observance of 1983 as the Bicentennial of Air and Space Flight; September 18-24 as Marquette Aviation Week; and encourage all citizens to take part, where possible, in the special events scheduled and to recognize the value of the Marquette County Airport, and the many contributions made to this City by aviation.

Mayor Mazzuchi then announced that this was the time set for consideration of a resolution opposing the Fighter Squadron Removal from K.I. Sawyer Air Force Base. It was moved by Commissioner Stow and supported by Commissioner Rublein to adopt the resolution. The following vote was taken:

Ayes: Mayor Mazzuchi, Commissioners Johnson, Kulisheck, Rublein, Stow.

Nays: Commissioner Busch.

The following resolution was adopted:

WHEREAS, the 87th Fighter Interceptor Squadron is composed of 513 military personnel, and employes 13 civilian personnel; and;

WHEREAS, the military payroll of the squadron is \$9,800,000 annually, and;

WHEREAS, the estimated impact on the local economy of removal of the squadron from Sawyer Air Force Base is a loss of \$15,000,000 annually, and;

WHEREAS, the Marquette County economy has suffered severely from loss of jobs in the iron mining industry during the current recession, and;

WHEREAS, the 87th Fighter Interceptor Squadron has been an integral part of the local community and the local economy since 1968, and;

WHEREAS, loss of the support that the 87th Fighter Interceptor Squadron represents to the local economy would be a devastating blow when added to the loss of jobs in iron mining and other sectors,

NOW, THEREFORE, BE IT RESOLVED, that the Marquette City Commission does hereby call on Congressman Davis and Senators Levin and Riegle and on the Representatives of the Department of the Air Force and the Defense Department to do everything in their powers to ensure that the 87th Fighter Interceptor Squadron remains stationed at K.I. Sawyer Air Force Base and continues to play its role in the local community and the local economy.

Mayor Mazzuchi reminded the public that the polls for the School Board election would be open for 45 more minutes and encouraged everyone who had not voted to go and vote.

During the time set for citizens wishing to address the Commission, Don Potvin complained that the Commission was not representing citizens of Marquette on the cable television issue, and that the cable television rate for the old system should now be \$3.95 per month. Richard Bur asked to speak on item 12, Walter Cook asked to speak on item 8, and Jack Leadbetter asked to speak on item 12.

A communication from the Michigan Liquor Control Commission was read. It was moved by Commissioner Johnson, supported by Commissioner Busch, and carried to approve the request from Thaddeus Bogdan, receiver for Gordon Tourville, to add Rosemary A. Tourville as partner on 1983 Class C licensed business located at 111 S. Third Street, Marquette.

A communication from the Superintendent of Schools, regarding the 1983-84 school millage rates, was read. It was moved by Commissioner Johnson, supported by Commissioner Busch, and carried to apply these millage rates to the City tax roll as requested.

Mayor Mazzuchi then noted the gift that had been presented to the Marquette Rotary Club from the Rotary Club of Marquette's Sister City, Yokaichi, Japan. The gift is a modern reproduction of a kabuto war helmet that is cast in brass and was on display in the Commission Chambers during the meeting.

A communication from the Marquette Bus Service, regarding use of the Marquette Transportation Center, was read. A response from the Marquette Transportation Authority was also read. Peggy Braamse, representing the Marquette Bus Service, commented on her letter.

A recommendation from the Planning Board, regarding a proposed amendment to the Zoning Ordinance, was read. It was moved by Commissioner Stow, supported by Commissioner Johnson, and carried to set the next regular meeting as the time and date for a public hearing on an amendment to the non-conforming use sections of the Zoning Ordinance.

A recommendation from the Planning Board, regarding a proposed amendment to the Sign Ordinance to eliminate billboards, was read. City Planner Gruber explained the proposed amendment and the Board's response to the Commission's request for a recommendation. Walter Cook opposed repeal of the provision for billboards and suggested limiting them to local advertisers only. It was moved by Commissioner Stow, supported by Commissioner Kulisheck, and carried to send this recommendation back to the Planning Board with a request that they hold a public hearing and give thorough consideration to all alternatives that might be proposed at the hearing.

A recommendation from the Planning Board, regarding a rezoning in the Marquette Industrial Park, was read. It was moved by Commissioner Stow, supported by Commissioner Rublein, and carried to set the next regular meeting as the time and date for a public hearing on the rezoning of lots 17 and 18 in the Marquette Industrial Park from Industrial to General Business.

A recommendation from the Public Works Director, regarding a pipeline crossing agreement with the Soo Line Railroad Company, was read. It was moved by Commissioner Johnson, supported by Commissioner Busch, and carried to approve pipeline crossing agreement 23317 and to authorize the Mayor and City Clerk to execute it on behalf of the City.

A report and recommendation from the City Manager, regarding proposed rules and regulations for the operation of the Presque Isle Marina and boat launching facilities, was read. It was moved by Commissioner Stow, supported by Commissioner Rublein, and carried to set the next regular meeting as the

time and date for a public hearing on these proposed rules and regulations and on an ordinance establishing the duties and function of the Department of Parks and Recreation.

A report and recommendation from the City Manager, regarding cable television issues, was read. City Manager Svanda said that in discussion today, Marquette Cablevision had requested that the consideration of the headend location be withdrawn until a later time. Attorney Martin commented on the proposed extension of the temporary operating authority for the old system as opposed to the startup in billing that is required for the new system under the new franchise. Richard Bur addressed the Commission, saying that the Commission was not holding Marquette Cablevision to the new franchise. Jack Leadbetter said that the proposed \$6.50 rate for the temporary operating authority versus the \$3.95 rate in the new franchise was reasonable, while the new system was being built. It was moved by Commissioner Stow, supported by Commissioner Busch, and carried to authorize a temporary operating authority for Marquette Cablevision, as owner of the current system, from June 22, 1983 to September 15, 1983 with the rate for service on the old system to decrease from \$7.50 to \$6.50 per month on July 1, 1983.

A report and recommendation from the City Manager, regarding an agreement for the collection of summer school property taxes, was read. It was moved by Commissioner Johnson, supported by Commissioner Busch, and carried that the agreement be approved and the Mayor and City Clerk be authorized to execute it.

A report and recommendation from the City Manager, regarding bids for a new pickup truck, was read. It was moved by Commissioner Busch and supported by Commissioner Johnson to award the bid for a 1983 Ford F-150 5/8 ton 4-wheel drive pickup truck to Totten-Evert Ford in the amount of \$8,889. The following vote was taken:

Ayes: Mayor Mazzuchi, Commissioners Busch, Johnson, Kulisheck, Stow.

Nays: Commissioner Rublein.

The motion was carried.

A report and recommendation from the City Manager, regarding change order #1 for the Presque Isle Band Shell renovation, was read. It was moved by Commissioner Rublein, supported by Commissioner Busch, and carried to approve change order #1 in the amount of \$1,141.80 and to authorize Mayor Mazzuchi to execute the change order.

A report and recommendation from the City Manager, regarding change order #6 to the Marquette Transportation Center Upper Level Renovation Contract, was read. It was moved by Commissioner Rublein, supported by Commissioner Kulisheck, and carried to authorize the change order for a credit of

\$89.58 and to authorize the Mayor to execute it.

A report and recommendation from the City Manager, regarding change order #18 to the Marquette Transportation Center, was read. It was moved by Commissioner Busch, supported by Commissioner Johnson, and carried to authorize change order #18 in the amount of \$1,836.35 and to authorize the Mayor to execute it.

A report and recommendation from the City Manager, regarding a resolution for a grant application for historic preservation funding for the old waterworks building, was read. It was moved by Commissioner Busch, supported by Commissioner Johnson, and carried to adopt the following resolution:

WHEREAS, the Michigan Department of State, Historic Division is the recipient of funds from the U.S. Department of Interior as appropriated in the Federal Jobs Bill, H.R. 1718 for the Restoration of Properties on the National Register of Historic Places; and

WHEREAS, this governing body has on June 13, 1983, at a regular public meeting, held in accordance with and in full compliance with the Open Meetings Act No. 267, Public Acts of Michigan, 1976, considered the need for restoration of the Old City Waterworks; and

WHEREAS, the Marquette Maritime Museum Association, in its capacity as lessee of the Old City Waterworks, has resolved to use said funding for restoration of said property, and provide matching funding in the amount of \$15,675.00,

NOW, THEREFORE, BE IT RESOLVED,

1. That the City of Marquette, as legal owner of said property, submit an application for funding in the amount of \$15,675.00 to the Michigan Historic Division for the restoration of the Old City Waterworks.

2. That it is the determination of this governing body that as a contingency of acceptance of such funding:

a) The administration of funding agreements will be the responsibility of the City of Marquette;

b) The City Manager be authorized to sign the application and act as an authorized

signatory for acceptance of the grant, contracts, amendments, and conditions;

- c) The City of Marquette will grant a historic easement to the Michigan Department of State for a minimum of five years. Said easement shall require the City of Marquette to maintain the Old City Waterworks and grounds, make no alterations without the prior approval of the Department of State, and allow the public to view the property at least twelve days a year. The approval of said easement shall be the subject of a regular meeting of the Marquette City Commission.

Mayor Mazzuchi then made the following appointments with the Commission's concurrence: Rosemary Glenn to the Elections Board to complete the term of Paul Marin which expires April 11, 1986; and on the Downtown Development Authority, Roger Livingston, to fill the term of Howard Larson, which expires January 12, 1985, and Ray Beauchamp, to fill the term of Ray Nelson, which expires January 12, 1984.

A communication from the Marquette Apartment Owner's Association, was read. Mayor Mazzuchi scheduled a work session on Tuesday, June 21, at 7:00 p.m. with the Apartment Owner's Association and all other groups interested in the collection of the landfill closure fee.

A communication from Alan George Goldhammer, regarding a park concessions contract, was read. This communication was referred to the City Manager for a report and recommendation at the next regular meeting.

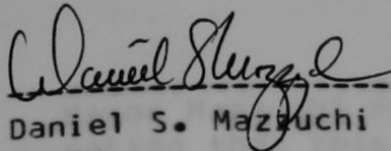
Commissioner Rublein reported on the success of the ongoing renovation project at Williams Park.

Commissioner Johnson noted complaints about dust at the North Marquette Athletic Field during the recent dry and windy periods; said she was happy to see the park facilities used, but that people should pick up their litter and control their dogs, especially on beaches; noted complaints about roller skaters going the wrong way on Peter White Drive at Presque Isle; and said that there was a good article about City tree maintenance in the Michigan Municipal Review.

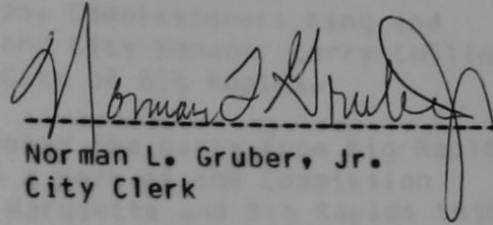
Mayor Mazzuchi said that the cable television public access concerns would be addressed soon by the Commission, including appointment of the Public Access Committee, and asked interested parties to contact the Manager's office regarding appointment to the Public Access Committee.

City Manager Svanda reminded everyone of the rodeo in Marquette this weekend, which will be the first rodeo ever held in Marquette. He said there will be a parade on Saturday and rodeo shows on both Saturday and Sunday. He said that Commission Exchange would take place later this week with Commissioners and staff from Big Rapids visiting Marquette. Mayor Mazzuchi said that the Commission Exchange works to the benefit of all parties involved because it allows everyone to see how other people solve similar problems.

There being no citizens wishing to address the Commission, the meeting was adjourned at 8:58 p.m.



Daniel S. Mazzuchi
Mayor



Norman L. Gruber, Jr.
City Clerk

OFFICIAL PROCEEDINGS OF THE
MARQUETTE CITY COMMISSION
Friday, June 17, 1983

A special meeting of the Marquette City Commission was duly called and held on Friday, June 17, 1983 at 4:00 p.m. in Commission Chambers of City Hall.

Present: Mayor Mazzuchi, Commissioners Busch, Kulisheck, Ling, Stow.

Absent: Commissioners Johnson, Rublein.

Also Present: Mayor Mason, Commissioners King and Waddell, and City Manager Larry Collins from the City of Big Rapids.

Mayor Mazzuchi formally welcomed the party from Big Rapids noting that this meeting was a part of the Commission Exchange being held between Marquette and Big Rapids this year. He then turned the gavel over to Mayor Mason who spoke regarding the advantages to all concerned in an exchange program between the governing bodies of cities. Each of the visiting Commissioners and City Manager Collins commented on their pleasure in the exchange and the value that it has had for them in learning about municipal operations. The Marquette Commissioners echoed these comments saying that their trip to Big Rapids had been very informative and helped them in their understanding of municipal affairs.

City Manager Svanda encouraged the Commissioners from Big Rapids to continue to carry out full Commission Exchange in the future rather than the limited Mayor Exchange that had been done by many cities in the past. He said that this sort of an exchange is valuable not just for the elected officials, but also for the staffs of each city involved.

Mayor Mazzuchi then presented Mayor Mason and his delegation with the key to the City of Marquette and presented to Mayor Mason a certificate of appreciation and a small Spruce tree to be taken back and planted in Big Rapids in commemoration of the friendship between the two cities.

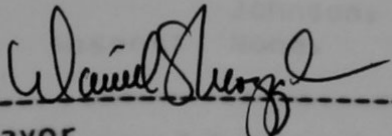
In responding to questions from the media, Mayor Mason said that the greatest problem facing government is to provide the increasing level of services being demanded in light of the public's decreasing willingness to pay taxes. He said that in visiting Marquette, his major interest had been in the parks and recreation areas of Marquette, which he considered outstanding.

Mayor Mazzuchi said that our own Commission had been very interested in the City income tax that is levied in Big Rapids because of the parallels between Marquette and Big

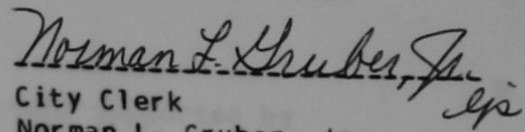
Rapids in terms of being a university community.

City Manager Collins responded to a question regarding the population and student enrollment in Big Rapids. He said it was apparent that the Marquette City Commission was devoted to maintaining a high quality of life in Marquette.

There being no citizens wishing to address the Commission, the meeting was adjourned at 4:25 p.m.



Mayor
Daniel S. Mazzuchi



City Clerk
Norman L. Gruber, Jr.

OFFICIAL PROCEEDINGS OF THE
MARQUETTE CITY COMMISSION

A regular meeting of the Marquette City Commission was duly called and held on Monday, June 27, 1983 at 7:00 p.m. in Commission Chambers of City Hall.

Present: Mayor Mazzuchi, Commissioners Busch,
Johnson, Kulisheck, Ling, Rublein, Stow.
Absent: None.

It was moved by Commissioner Johnson, supported by Commissioner Busch, and carried unanimously that the minutes of the June 13 regular and June 17 special meetings be approved as presented and their reading be waived.

Total bills payable in the amount of \$251,144.65 were presented. It was moved by Commissioner Johnson, supported by Commissioner Stow, and carried unanimously that these bills be paid with the exception of the one to Scot Food in the amount of \$487.08. It was then moved by Commissioner Stow and supported by Commissioner Johnson to pay the above excluded bill to Scot Food and allow Commissioner Ling to abstain from voting. The following vote was taken:

Ayes: Mayor Mazzuchi, Commissioners Busch, Johnson,
Kulisheck, Rublein, Stow.

Nays: None.

Abstention: Commissioner Ling.

The motion was carried.

During the time set for announcing additional agenda items, Mayor Mazzuchi added item 19, a communication from Shirley Smith; Commissioner Stow added item 20, discussion of the Board of Light and Power budget; and City Manager Svanda added item 21, a communication from the Marquette Housing Commission, and item 13a, a letter from Alan George Goldhammer.

Mayor Mazzuchi then announced that this was the time set for a public hearing on an amendment to the non-conforming use section of the zoning ordinance. John Taylor supported the proposed amendment saying that it went a long way towards correcting the ordinances problems. A letter from Edith McCowen, suggesting specific wording changes, was read. The hearing was closed. It was moved by Commissioner Stow, supported by Commissioner Busch, and carried unanimously to adopt ordinance #364 with the addition of the word "continuous" as recommended by Mrs. McCowen. The following ordinance was adopted:

AN ORDINANCE TO AMEND CHAPTER 80, TITLE XII OF

THE ORDINANCE CODE OF THE CITY OF MARQUETTE TO
CHANGE THE NON-CONFORMING USE AND STRUCTURE
SECTION OF THE ZONING ORDINANCE, SECTION 80.44.5
BY AMENDING SUBSECTIONS B AND D AND ADDING
SUBSECTIONS H AND I.

Mayor Mazzuchi then announced that this was the time set for a public hearing on the rezoning of lots 17 and 18 of the Marquette Industrial Park. City Manager Svanda supported the rezoning. There being no citizens to address the Commission, the hearing was closed. Following a brief discussion, it was moved by Commissioner Ling, supported by Commissioner Stow, and carried unanimously to approve the rezoning of lots 17 and 18 of the Marquette Industrial Park from I-Industrial to BG-General Business as recommended. It was then moved by Commissioner Johnson, supported by Commissioner Rublein, and carried unanimously to waive the competitive bidding process for the sale of city-owned property and to authorize the sale of these two lots to Sundberg, Carlson, and Associates for the amount of \$9,000 and to authorize the Mayor and City Clerk to execute the necessary documents.

Mayor Mazzuchi then announced that this was the time set for a public hearing on an ordinance to provide for the duties and functions of the Parks and Recreation Director. Following comments by the City Manager, and there being no citizens wishing to address the Commission, the hearing was closed. It was moved by Commissioner Johnson, supported by Commissioner Busch, and carried unanimously to adopt ordinance #365 as follows:

AN ORDINANCE TO AMEND TITLE X, CHAPTER 65, BY
REPEALING SECTION 65.01, BY THE ADOPTION OF NEW
SECTIONS 65.01 THROUGH 65.04, INCLUSIVE, TO PROVIDE
FOR THE DUTIES AND FUNCTIONS OF THE DIRECTOR OF
PARKS AND RECREATION.

Mayor Mazzuchi announced that this was the time and date set for a public hearing on rules and regulations for the Presque Isle Marina and boat launching facilities. There being no citizens to address the Commission, the hearing was closed. It was moved by Commissioner Stow, supported by Commissioner Johnson, and carried unanimously to adopt the rules and regulations for the Presque Isle Marina and boat launching facility as proposed.

Mayor Mazzuchi then made the following proclamation:

WHEREAS, annually, the American Red Cross responds to an average of 43,000 disaster incidents; these include major disasters and thousands of individual family fires, transportation accidents and tragedies caused by chemical spills and environmental pollution; in the last 10 months,

Red Cross has brought immediate aid to the victims of 4,343 disasters, which required Red Cross chapter-national sector expenditures; these disasters have occurred in all 50 states, the District of Columbia, Puerto Rico, the Virgin Islands, and Guam; more than a million people have been helped; disaster assistance has included food, clothing, shelter, emergency medical aid, essential household furnishings, repair of homes, and individual occupational supplies and equipment;

WHEREAS, during the 10 month period, this assistance to disaster sufferers has cost more than \$33,000,000;

WHEREAS, experts predict that the unusual weather patterns, which in the last 6 months have brought an unprecedented number of storms, floods, mud slides, tornadoes and hurricanes, are destined to continue;

WHEREAS, our community could be next; when disaster strikes, anyone can be a victim - man, woman, child - employed, unemployed - the elderly, the handicapped - rich, poor, strong, or weak. No one is immune;

WHEREAS, the American Red Cross disaster relief budget is exhausted including the \$10,500,000 special emergency reserve fund, and nearly \$5,000,000 that has been donated to special local disaster appeals; as a result, the organization is urging Americans everywhere to give as much as they can immediately. The goal is \$12,000,000;

NOW, THEREFORE, I, DANIEL S. MAZZUCHI, Mayor of Marquette, hereby proclaim July 3 through July 10 to be Red Cross Disaster Relief Week; as the Red Cross says, "We helped, Will You?"

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

A communication from the Marquette Jaycees, requesting waiver of the circus license fee, was read. It was moved by Commissioner Johnson and supported by Commissioner Busch to waive the circus license fee as requested. The following vote was taken:

Ayes: Mayor Mazzuchi, Commissioners Busch, Johnson, Kulisheck, Ling.

Nays: Commissioners Rublein, Stow.

The motion was carried. Commissioner Stow said that this fee needs to be reconsidered since most of the circuses are

sponsored by non-profit organizations and the fee is usually waived.

A communication from the City of Sault Ste. Marie, regarding a resolution adopted at the Region X Michigan Municipal League meeting, was read. It was moved by Commissioner Stow, supported by Commissioner Johnson, and carried unanimously to adopt the following resolution:

WHEREAS, every year the Michigan Municipal League organizes Municipal training and information seminars for its members, and

WHEREAS, it is economically feasible for the Michigan Municipal League to hold said seminars in the downstate area, but not in the Upper Peninsula, and

WHEREAS, most of the seminars cannot be attended by local government officials from the Upper Peninsula because of the time and additional travel expense that would be incurred, and

WHEREAS, the majority of the Upper Peninsula's local government officials have a need for these training and information seminars, and

WHEREAS, modern day developments in the telecommunications field would allow the League to tape the seminars;

NOW THEREFORE BE IT RESOLVED, that the City of Marquette hereby urges the Michigan Municipal League Executive Director to seriously consider undertaking a series of programs whereby important training and information seminars would be video taped and subsequent seminars held in the Upper Peninsula, and

BE IT FURTHER RESOLVED, that copies of this resolution be furnished to George Goodman, Executive Director of the Michigan Municipal League, and to Neal Godby, Member of the Michigan Municipal Board of Directors.

A communication from the Marquette County Transportation Advisory Council was read. Marquette Transportation Authority Director Robert Niemi answered questions regarding the Council's request for letters of intent on consolidation of various local transit authorities within Marquette County. It was moved by Commissioner Stow, supported by Commissioner Kulisheck, and carried unanimously to table action on this matter pending consideration by the Marquette Transit Authority.

A communication from the Central Upper Peninsula Planning and Development Region was read. It was moved by Commissioner Stow, supported by Commissioner Kulisheck, and carried unanimously to adopt the following resolution:

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

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

NOW THEREFORE BE IT RESOLVED THAT THE City of Marquette

1. be a member of the County OEDP Committee and the CUPPAD Regional Commission through December 31, 1984.
2. name 2 representatives to represent the City on the County OEDP Committee.
3. pay the FY 83-84 local share contribution of \$3,493.

Mayor Mazzuchi, with the Commission's concurrence, appointed Commissioner Busch and City Manager Svanda to be the City's representatives on the Marquette County OEDP Committee.

Mayor Mazzuchi then announced that this was the time set for reconsideration of the Special Assessment Project on N. Front Street. The Commission discussed the legalities of reconsideration of this special assessment district. It was moved by Commissioner Ling and supported by Commissioner Busch to reconsider the special assessment district for the 100 block of W. Washington Street the west side of the 100 block of S. Front Street and the south 200 feet of the east side of the 100 block of N. Front Street. The following vote was taken:

Ayes: Mayor Mazzuchi, Commissioners Busch, Johnson, Ling, Stow.

Nays: Commissioners Kulisheck and Rublein.
The motion was carried. It was then moved by Commissioner Ling and supported by Commissioner Busch to set the second regular meeting in July as the time and date for a public hearing on a proposed special assessment district for reconstruction of sidewalks and installation of new street lighting and trees in the 100 block of W. Washington Street,

the west side of the 100 block of S. Front Street and the
100 block of N. Front Street. The following vote was taken:
Ayes: Mayor Mazzuchi, Commissioners Busch, Johnson,
Ling, Rublein, Stow.
Nays: Commissioner Kulisheck.
The motion was carried.

A communication from Marquette County's Chief Civil Counsel,
regarding an agreement for the housing of Central Dispatch
backup equipment, was read. It was moved by Commissioner
Stow, supported by Commissioner Johnson, and carried
unanimously to approve the agreement with Marquette County
and to authorize the Mayor and City Clerk to execute it.

A report and recommendation from the City Manager, regarding
Marquette Cablevision's request to relocate their headend
outside of the City, was read. A communication from the
Negaunee Township Supervisor was also read. Following a
lengthy comment by Commissioner Ling and comments by several
other Commissioners, Cablevision Vice-President Robert
Brebner presented their viewpoint on the location of their
offices. It was then moved by Commissioner Ling and
supported by Commissioner Stow that the City Manager be
authorized to negotiate an agreement with Marquette
Cablevision to allow the headend to be located in Negaunee
Township provided their corporate offices are located in the
Marquette Transportation Center. It was moved by
Commissioner Kulisheck and supported by Commissioner Johnson
to amend this motion to require that Marquette Cablevision
adhere to the compliance requirements and penalties and make
the \$5,000 contribution as required in the City Manager's
letter of June 27, 1983. The following vote was taken:

Ayes: Commissioners Busch, Johnson, Kulisheck.
Nays: Mayor Mazzuchi, Commissioners Ling, Rublein,
Stow.

The amendment was defeated.

It was then moved by Commissioner Kulisheck and supported by
Commissioner Busch to table consideration of the motion on
the floor for renegotiation by the City Manager. The
following vote was taken:

Ayes: Commissioners Busch, Johnson, Kulisheck, Rublein.
Nays: Mayor Mazzuchi, Commissioners Ling, Stow.

The motion to table was carried.

Mayor Mazzuchi called a five-minute recess at 8:57 p.m.

A report and recommendation from the City Manager, regarding
a request for a concession contract, was read. A
communication from Alan George Goldhammer, regarding his
request for a contract, was also read. It was moved by
Commissioner Busch and supported by Commissioner Johnson to
concur with the City Manager's recommendation to offer a
contract to Mr. Goldhammer that would allow him to operate

in areas other than those already contracted for, and at the end of the season to bid out the concession contracts for next season. The following vote was taken:

Ayes: Mayor Mazzuchi, Commissioners Busch, Johnson, Kulisheck, Ling.

Nays: Commissioners Rublein, Stow.

The motion was carried.

A report and recommendation from the City Manager, regarding a settlement of the lawsuit filed by the County Road 553 residents, was read. It was moved by Commissioner Ling, supported by Commissioner Kulisheck, and carried unanimously to approve this settlement agreement that would provide City water to those residents without charge until after December 31, 1986.

A report and recommendation from the City Manager, regarding a preliminary engineering agreement for design of the Dead River Bridge, was partly read. It was moved by Commissioner Ling, supported by Commissioner Johnson, and carried unanimously to not read the remainder of the recommendation and to award a contract to Sundberg, Carlson, and Associates as recommended with the added stipulation that the possibility of culverting the river instead of building a bridge be explored.

A report and recommendation from the City Manager, regarding bids for a used forklift, was read. It was moved by Commissioner Busch, supported by Commissioner Stow, and carried unanimously to concur with the recommendation and award the bid to the Johnson-Wilson Company, Inc. of Iron Mountain for the amount of \$10,000 for an Allis Chalmers ACP50 1977 model.

Mayor Mazzuchi then commented briefly on last week's work session, regarding the solid waste disposal fee, and, noted that most of the persons attending that meeting were apartment owners while very few single family homeowners had attended. He then scheduled a work session at 4:00 p.m. on July 8, 1983 to discuss the proposed solid waste disposal fee again.

Mayor Mazzuchi then noted the resignations of Claude Lauscher from the Marquette Transit Authority and Warren Merrick from the Downtown Development Authority. With the Commission's concurrence, he appointed Joe Constance to replace Mr. Merrick on the Downtown Development Authority for a term expiring January 12, 1983; Robert Dupras to replace David Rende on the Board of Zoning Appeals for a term expiring February 15, 1983; and reappointed John Stevenson to the Hospital Finance Authority for a term expiring July 1, 1988.

Mayor Mazzuchi then noted a request from the High School

Drama Club for permission to sell balloons along the Fourth of July Parade route with no fee. It was moved by Commissioner Kulisheck, supported by Commissioner Johnson, and carried unanimously to waive the license fee for selling balloons at the Fourth of July Parade for the High School Drama Club.

Mayor Mazzuchi announced that this was the time set for discussion of the Board of Light and Power budget. Commissioner Stow said that, although the Board had been notified last year that their budget document was incomplete as required by the City Charter and that it was very difficult to understand, no changes in the budget format had been made. It was then moved by Commissioner Stow, supported by Commissioner Ling, and carried unanimously to authorize the City Attorney to notify the Board of Light and Power that they must comply with the Charter requirements regarding their budget.

A communication from the Marquette Housing Authority requesting Commission approval of a grant application for comprehensive improvement assistance program grant was read. It was moved by Commissioner Johnson, supported by Mayor Mazzuchi, and carried unanimously to concur in this request and to authorize the preliminary application as proposed. Housing Director Lawrence Korpi said that the final application may also include a request for funding of energy conservation projects.

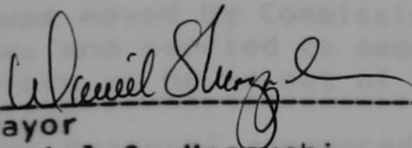
Commissioner Johnson complimented the dog warden for picking up dogs on the beach last week and said that she had not recieved any complaints about dogs running loose during the week. She then asked Public Works Superintendent Lawry for comments on stump removal. Mr. Lawry said that the City budget was not large enough to remove stumps in all areas and for that reason, the stumps were only removed where they would impede snow removal practices by the Public Works Department. He said that some private citizens had paid to have the same contractor remove stumps in front of their homes and that the Parks Department had also paid to have some stumps removed in City parks.

Commissioner Rublein thanked the people who had come out to work on Saturday and Sunday on the Williams Park Project and said that the park project was proceeding well.

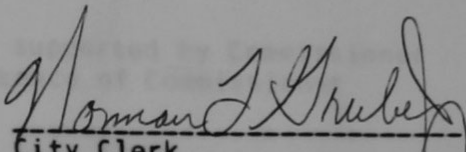
During the time set for citizens wishing to address the Commission, Paul Marosi, representing the American Legion Fourth of July Corporation, distributed and explained a schedule of activities to take place on the Fourth of July sponsored by the American Legion Post and other groups in the City. He thanked all of the City officials involved in the Fourth of July celebration for their assistance in this project and encouraged all citizens to attend the

festivities. Mike White, representing Marquette Cablevision, Township. He said that the move would be more economical, and would help keep the rates down. He made comments in support of their proposal and asked that, because of time considerations, the decision be made this evening. Following a discussion, it was moved by Commissioner Rublein and supported by Mayor Mazzuchi to take the motion regarding this matter from the table. The following vote was taken:
Ayes: Mayor Mazzuchi, Commissioners Rublein, Stow.
Nays: Commissioners Busch, Johnson, Kulisheck, Ling.
The motion to take the item off the table was defeated.

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



Mayor
Daniel S. Mazzuchi



City Clerk
Norman L. Gruber, Jr.

OFFICIAL PROCEEDINGS OF THE
MARQUETTE CITY COMMISSION
Friday, July 8, 1983

A special meeting of the Marquette City Commission was duly called and held on Friday, July 8, 1983 in Commission Chambers of City Hall.

Present: Mayor Mazzuchi, Commissioners Busch, Johnson, Kulisheck, Ling, Stow.
Absent: Commissioner Rublein.

It was moved by Commissioner Ling, supported by Commissioner Stow, and carried to excuse the absence of Commissioner Rublein as he is out of town.

Mayor Mazzuchi announced that this was the second meeting held by the City Commission to discuss with the public the proposed landfill closure fee. He noted that Commission action could take place at this meeting since it is a special meeting. He then called on the City Manager to explain the background for establishment of the landfill closure fee. City Manager Svanda explained the need for closing the landfill and the amount of planning and preparation that has gone into this project. Public Works Director Etelamaki then explained the proposed fee structure saying that it was based upon 1980 census figures and estimates of the solid waste produced by various businesses. He answered questions from various Commissioners.

Doris Dolezel, representing the Marquette Apartment Owner's Association, said that they supported the structure as proposed, and thanked Mr. Etelamaki for his work on it. John Myers asked if he would have to pay if he leaves for the winter. It was explained that the proposed fee would be tied to the water rates, and that if the water service for a home was shut off during the winter, the landfill closure fee would not have to be paid either. Harlan Larson, owner of the Ramada Inn, asked if this fee is just for closing the landfill, or if it will be ongoing for a number of years. Mayor Mazzuchi explained that the current fee was just for closing the landfill, but that it was possible a similar fee would be required in the future to open a new landfill. It was then moved by Commissioner Busch, supported by Commissioner Johnson, and carried that the Commission accept the landfill closure fee structure as proposed by the City Manager and Public Works Director at a rate based upon fifty percent of the cost being paid by business and industry with a mid-year adjustment in the fees if the revenues indicate this is required.

There being no citizens wishing to address the Commission,

the meeting was adjourned at 4:49 p.m.

Daniel S. Mazzuchi

Mayor
Daniel S. Mazzuchi

Norman L. Gruber, Jr.

City Clerk
Norman L. Gruber, Jr. *lp*

Called and held on Monday July 11, 1983
Commissioners of City Hall.

Present: Mayor Mazzuchi, Commissioners Muehly, Johnson,
Kulisheck, Ling, Rubin.
Absent: Commissioner Stow.

It was moved by Commissioner Ling, supported by Commissioner
Johnson, and carried to excuse the absence of Commissioner
Stow as he is out of town.

It was moved by Commissioner Ling, supported by Commissioner
Rubin, and carried to approve the minutes of the June 27,
1983 meeting as presented.

Total bills payable for the 1982-83 fiscal year in the
amount of \$192,131.19 and for the 1983-84 fiscal year in the
amount of \$44,391.96 were presented. It was moved by
Commissioner Johnson, supported by Commissioner Ling, and
carried to pay the 1982-83 bills as presented with the
exception of the bill to Scot Food in the amount of \$17,112.
It was then moved by Commissioner Johnson and supported by
Mayor Mazzuchi to pay the above mentioned bill to Scot Food
and to allow Commissioner Ling to abstain from voting. The
following vote was taken:

Aye: Mayor Mazzuchi, Commissioners Muehly, Johnson,
Kulisheck, Rubin.
Nay: None.
Abstention: Commissioner Ling.

The motion was carried.
It was then moved by Commissioner Johnson, supported by
Commissioner Rubin, and carried to pay the 1983-84 bills as
presented.

During the time set for announcing additional agenda items,
Commissioner Johnson asked that there be added a letter
on the Quarry Road. Commissioner Kulisheck asked if there
could be added to item 2 and City Manager Evans added item
2B, a communication from the Liquor Control Commission and
item 3A, a communication regarding printing of the Lincoln
avenue water table.

Mayor Mazzuchi then read the following resolution:
Whereas, Marquette General Hospital was
established in 1923 through the merger of two

OFFICIAL PROCEEDINGS OF THE
MARQUETTE CITY COMMISSION
Monday, July 11, 1983

A regular meeting of the Marquette City Commission was duly called and held on Monday, July 11, 1983 at 7:00 p.m. in Commission Chambers of City Hall.

Present: Mayor Mazzuchi, Commissioners Busch, Johnson,
Kulisheck, Ling, Rublein.
Absent: Commissioner Stow.

It was moved by Commissioner Ling, supported by Commissioner Johnson, and carried to excuse the absence of Commissioner Stow as he is out of town.

It was moved by Commissioner Ling, supported by Commissioner Rublein, and carried to approve the minutes of the June 27, 1983 meeting as presented.

Total bills payable for the 1982-83 Fiscal Year in the amount of \$182,101.19 and for the 1983-84 Fiscal Year in the amount of \$44,591.90 were presented. It was moved by Commissioner Johnson, supported by Commissioner Ling, and carried to pay the 1982-83 bills as presented with the exception of the bill to Scot Food in the amount of \$57.12. It was then moved by Commissioner Johnson and supported by Mayor Mazzuchi to pay the above excluded bill to Scot Food and to allow Commissioner Ling to abstain from voting. The following vote was taken:

Ayes: Mayor Mazzuchi, Commissioners Busch, Johnson,
Kulisheck, Rublein.

Nays: None.

Abstention: Commissioner Ling.

The motion was carried.

It was then moved by Commissioner Johnson, supported by Commissioner Busch, and carried to pay the 1983-84 bills as presented.

During the time set for announcing additional agenda items, Commissioner Johnson asked that item 6a be added, a letter on the Quarry Pond. Commissioner Kulisheck asked if item 8 could be moved to item 3 and City Manager Svanda added item 18, a communication from the Liquor Control Commission, and item 15a, a communication regarding painting of the Lincoln Avenue water tank.

Mayor Mazzuchi then read the following resolution:

WHEREAS, Marquette General Hospital was established in 1973 through the merger of two

community hospitals, St. Luke's and St. Mary's;
and

WHEREAS, Marquette General Hospital has added and enhanced services in its first ten years so that Upper Peninsula residents can now receive sophisticated medical treatment near their own communities without having to travel long distances for such care as open heart surgery, cancer treatment, physical rehabilitation, orthopedic surgery, ophthalmology and nephrology care, neurosurgery, plastic surgery, substance abuse and psychiatric treatment and others; and

WHEREAS, The medical staff now numbers 126, the auxiliary staff over 1,000, and the economic impact on the community is measured in the millions of dollars annually, making Marquette General Hospital a stabilizing force in our region's economy; and

WHEREAS, Marquette General Hospital's dream of providing regional health care delivery has now become an established fact;

NOW, THEREFORE, I, DANIEL S. MAZZUCHI, Mayor of the City of Marquette, do hereby recognize the significant contributions, Marquette General Hospital, a Regional Medical Center, has made to the quality of life in the City of Marquette as well as the entire Upper Peninsula, and join my fellow citizens in applauding the efforts of each member of the Board of Directors, the administration, and the staff of Marquette General Hospital, a Regional Medical Center.

Mayor Mazzuchi also noted that Hospital Administrator Robert Neldberg had recently won a prestigious award from the Michigan Hospital Association for his excellence in hospital administration.

Mayor Mazzuchi announced that this was the time set for a presentation regarding the delegation leaving for Marquette's Sister City, Yokaichi, Japan. Sister City Relations Director Pryse Duerfeldt described each of the delegation members to the Commission and the public and gave a brief synopsis of the events that would take place during the delegation's visit to Yokaichi. Mayor Mazzuchi asked that a formal resolution be prepared for the next meeting to accompany this delegation.

During the time set for citizens wishing to address the Commission, John Major asked to speak on item 5. Mayor Mazzuchi said that Nancy Neubrecht, who had reported on City

Commission meetings for the Mining Journal for several years, had moved on from the Mining Journal and that she would be missed by the Commissioners.

Mayor Mazzuchi announced that item 8 had been moved to this point on the agenda. David Boyd, representing Propylon, Inc., said that the Housing and Urban Development Department was objecting to the reverter clause in the deed for the land given to Propylon by the City for the purpose of building housing for the handicapped. Following a discussion, it was moved by Commissioner Ling, supported by Commissioner Kulisheck, and carried that the City Commission withdraw the language in the deed and authorize the City Attorney to prepare and the Mayor and City Clerk to execute a new deed without the reverter clause.

A communication from the Marquette Transit Authority, regarding possible consolidation of the various Transit Authorities in the County, was read. It was moved by Commissioner Ling, supported by Commissioner Kulisheck, and carried to send a communication to Marq-Tran indicating the City's interest in investigating consolidation.

A communication from Marquette Cablevision, regarding location of their offices and headend, was read. It was moved by Commissioner Ling and supported by Mayor Mazzuchi to adopt the tabled motion from the preceding meeting with the amendment that the corporate offices be located in the City of Marquette. Following questions of various persons and comments by the Commissioners, it was moved by Commissioner Kulisheck and supported by Commissioner Busch to amend the motion to require that the studio facility be located in the Marquette Transportation Center building. The following vote was taken:

Ayes: Commissioners Busch, Johnson, Kulisheck, Rublein.

Nays: Mayor Mazzuchi, Commissioner Ling.

The motion was carried. It was then moved by Commissioner Kulisheck and supported by Commissioner Johnson to amend the motion to add the City Manager's recommended assurances and penalties regarding signal standards, interruption of the supertrunk, and future expansion inside the City from his June 27 communication. The following vote was taken:

Ayes: Commissioners Busch, Johnson, Kulisheck.

Nays: Mayor Mazzuchi, Commissioners Ling, Rublein.

The motion was not carried.

Mike White, representing Marquette Cablevision, answered questions and commented on the proposal. The vote on the amended motion was then taken.

Ayes: Commissioners Busch, Johnson, Kulisheck.

Nays: Mayor Mazzuchi, Commissioners Ling, Rublein.

The amended motion was not carried. It was then moved by Commissioner Johnson and supported by Commissioner Ling that the headend be allowed to be located in Negaunee Township, the corporate offices of Marquette Cablevision be required

to be located in the City of Marquette, and that Cablevision meet with the City Manager to determine if the studio can reasonably be located in the Marquette Transportation Center. The following vote was taken:

Ayes: Commissioners Busch, Johnson, Kulisheck, Ling, Rublein.

Nays: Mayor Mazzuchi.

The motion was carried.

Mayor Mazzuchi called a ten-minute recess at 8:40 p.m.

Following the recess, a communication from the Marquette Public Schools, regarding location of the public access television studio, was read. John Major, Public School Audio Visual Director, supported the proposal to place the studio at the high school. It was moved by Commissioner Ling, supported by Commissioner Johnson, and carried to note the comment and place this communication on file.

A communication from Judith A. Webb, regarding swimming at the Quarry Pond and a plan for development of the swimming area there, was read. A second communication from Carolyn Crowley, also regarding plans for swimming at the Quarry Pond, was read. These letters were referred to the Parks and Recreation Advisory Committee for input to their study on the Quarry Pond. The Commission agreed that a work session should be held with the Parks and Recreation Advisory Board in the fall regarding the Quarry Pond.

A recommendation from the Planning Board, regarding the vacation of the alley in block 4 of White's Addition, was read. It was moved by Commissioner Busch, supported by Commissioner Johnson, and carried to set the next regular meeting as the time and date for a public hearing on this proposed vacation.

A report and recommendation from the City Manager, regarding an agreement for the development and implementation of a maintenance management system, was read. It was moved by Commissioner Kulisheck, supported by Commissioner Busch, and carried to approve the agreement with Burke and Associates, Inc. and Wentz and Associates, Inc. and to authorize the Mayor and City Clerk to execute the agreement. City Manager Svanda explained that the system would make the City's repair and maintenance of its infrastructure much more efficient.

A report and recommendation from the City Manager, regarding amendment #4 to the Sundberg, Carlson, and Associates engineering contract, was read. It was moved by Commissioner Johnson, supported by Commissioner Rublein, and carried to approve amendment #4 for the engineering contract with Sundberg, Carlson, and Associates for engineering on Seventh Street, Spring Street, and Baraga Avenue in the Small Cities

project area.

A report and recommendation from the City Manager, regarding a construction engineering agreement for the Downtown Improvement Project area, was read. It was moved by Commissioner Ling, supported by Commissioner Johnson, and carried to concur in the recommendation of the Manager and Public Works Director, to approve this agreement with Sundberg, Carlson, and Associates, and to authorize the Mayor and City Clerk to execute it.

A report and recommendation from the City Manager, regarding a water rate consulting agreement, was read. It was moved by Commissioner Johnson, supported by Commissioner Kulisheck, and carried to concur with the City Manager's recommendation and to approve a contract with John A. Mayer of Milwaukee at a maximum price of 9,000 and to authorize the Mayor and City Clerk to execute it. City Manager Svanda noted that this water rate study was agreed to in the water supply contract between the City and Marquette Township, and that the Township would be paying half the cost of the study.

A report and recommendation from the City Manager, regarding change order #2 for the Presque Isle Bandshell renovation, was read. It was moved by Commissioner Busch, supported by Mayor Mazzuchi, and carried to approve change order #2 for the Presque Isle Bandshell renovation in the amount of \$371.80 and to authorize the Mayor to execute it.

A report and recommendation from the City Manager, regarding a concession agreement, was read. City Manager Svanda noted that the original agreement had not been fulfilled, and, for that reason, the agreement was being offered to Mr. Goldhammer. It was moved by Commissioner Kulisheck, supported by Commissioner Busch, and carried that the agreement be approved and the Mayor and City Clerk be authorized to execute it.

A report and recommendation from the City Manager, regarding bids for painting of the Lincoln Avenue water reservoir, was read. It was moved by Commissioner Ling, supported by Commissioner Rublein, and carried to concur in the recommendation and award the bid for painting of the Lincoln Avenue reservoir to Bosk Paint and Sandblasting of Escanaba for a vinyl copolymer paint system in the amount of \$41,175.00. City Manager Svanda then recommended verbally to the Commission that a contract for inspection of the painting be awarded to Dixon Engineering for \$3,200. It was moved by Commissioner Johnson, supported by Commissioner Kulisheck, and carried to approve the inspection contract with Dixon Engineering in the amount of \$3,200.

A report and recommendation from the City Manager, regarding bids for air, oil, and fuel filters, was read. It was moved

by Commissioner Busch, supported by Commissioner Johnson, and carried to award this bid to the low bidder, Road Machinery and Supplies Company of Iron Mountain, Michigan, for the amounts bid for each item.

Mayor Mazzuchi then noted the resignation of Father Skufca from the Council on Aging and appointed Father James VonTobel to complete his term which expires October 26, 1984.

Mayor Mazzuchi then discussed the importance of the public access committee that was to be formed under the cable television franchise agreement. He said that the City would appoint three of the members and that Marquette Cablevision would appoint two members of this committee. With the Commission's concurrence, he then appointed Robert Manning, Richard Bur, and William Smith to this committee to serve at the Commission's pleasure.

A communication from the Michigan Liquor Control Commission was read. It was moved by Commissioner Ling, supported by Commissioner Rublein, and carried to adopt a resolution approving the transfer ownership of 1983 Class C licensed business at 239 W. Washington Street from Joe's, Inc. to Thomas Gregory Cunningham, 733 W. Bluff Street.

Commissioner Rublein noted that with the hot weather, there were many people making use of the beach areas in the City and that the rules prohibiting dogs and fires on beaches are intended for the benefit of all.

Commissioner Ling discussed the possibility of using special assessment districts for the repaving of local streets. He said that this has not been City policy in the past, but, because of limited finances, assessing the costs would be one way of getting the streets repaved quickly.

Commissioner Johnson complimented all parties involved for a good Fourth of July celebration. She said that she had received several complaints about the new water rates and that the garbage collection fee would be \$2.00, not \$2.50 as reported in the paper. She also said she had received many complaints about tall grass and weeds, especially at homes that are for sale or being rented.

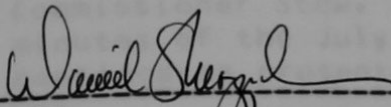
Commissioner Busch asked for a report on the City Attorney's activities and noted the drowning last week that had taken place outside of the approved swimming area at the Tourist Park.

Mayor Mazzuchi noted the appointment of Tom Baldini as the governor's U.P. representative and congratulated Mr. Baldini; said that it was time for the City Manager's evaluation and asked each Commissioner to complete the forms

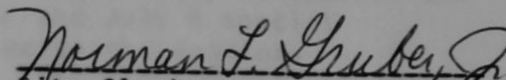
for the evaluation as had been done in the past; and commented on the great benefit to the City and its children from the Little League Baseball Program. He also noted the Chocoy Township Festivities in July.

Commissioner Johnson said that Steve Lawry had done a very good job in getting his employees out to assist in the Fourth of July celebration.

There being no citizens wishing to address the Commission, the meeting was adjourned at 9:34 p.m.



Mayor
Daniel S. Mazzuchi



City Clerk
Norman L. Gruber, Jr. *lp*

OFFICIAL PROCEEDINGS OF THE
MARQUETTE CITY COMMISSION

A regular meeting of the Marquette City Commission was duly called and held on Monday, July 25, 1983 in Commission Chambers of City Hall.

Present: Mayor Mazzuchi, Commissioners Busch, Johnson, Kulisheck, Ling, Rublein, Stow.
Absent: None.

It was moved by Commissioner Johnson, supported by Commissioner Stow, and carried unanimously to approve the minutes of the July 11 regular and July 8 special meetings as presented and to waive the reading.

Total bills payable for the 1982-83 fiscal year in the amount of \$153,104.56 and for the 1983-84 fiscal year in the amount of \$111,915.15 were presented. It was moved by Commissioner Johnson, supported by Commissioner Kulisheck, and carried unanimously to approve the 1982-83 bills as presented. It was moved by Commissioner Johnson, supported by Commissioner Kulisheck, and carried unanimously to approve the 1983-84 bills as presented with the exception of the one to Scot Food in the amount of \$70.20. It was then moved by Commissioner Johnson and supported by Commissioner Kulisheck to approve the above excluded bill to Scot Food and to allow Commissioner Ling to abstain from voting. The following vote was taken:

Ayes: Mayor Mazzuchi, Commissioners Busch, Johnson, Kulisheck, Rublein, Stow.

Nays: None.

Abstention: Commissioner Ling.

The motion was carried.

During the time set for announcing additional agenda items, City Manager Svanda added item 21, discussion of the award of the bid for downtown construction project, and item 22, discussion of the St. Vincent DePaul landfill closure fee.

Mayor Mazzuchi announced that this was the time set for a public hearing on a proposed special assessment district for sidewalk, lighting, and trees in the downtown area. Nine persons opposed the extension of this project into the 100 block of N. Front Street and three persons supported the entire project including N. Front Street. The hearing was closed. Following comments by several Commissioners, it was moved by Commissioner Busch and supported by Commissioner Ling to adopt a resolution approving the entire project including the 100 block of North Front Street. Commissioner Kulisheck moved, prior to the vote, that the 100 block of N. Front Street receive the same treatment as

the 200 block of W. Washington Street. This motion was not accepted upon a ruling by the City Attorney that it was substantially different from the intent of the original motion. The vote on the motion was:

Ayes: Commissioners Busch, Johnson, Ling, Stow.
Nays: Mayor Mazzuchi, Commissioners Kulisheck, Rublein.

The following resolution was adopted:

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:

Reconstruction of sidewalks and installation of new street lighting and trees in the 100 block of West Washington Street, the 100 block of North Front Street, and the west side of the 100 block of South Front Street.

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

WHEREAS, It appears by further affidavit of the City Assessor 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 and that a special assessment district is established as follows:

DOWNTOWN IMPROVEMENT DISTRICT 1983 A AMENDED

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 - \$372,693.40 CITY - -0-

FURTHER RESOLVED, That the report of the City Manager, the report of the City Engineer, and the preliminary plans, specifications, and cost estimates are hereby approved; that said special assessments may be paid in 10 annual installments,

at a rate not exceeding 10% per annum, or the actual cost of borrowing; that the City Engineer is directed to proceed with preparations of final plans and specifications, that the City Manager is directed to proceed with the advertising and taking of bids, and that the City Assessor is directed to prepare a special assessment roll and report of the same to the City Commission for confirmation.

Mayor Mazzuchi called a ten-minute recess at 8:42 p.m.

Following the recess, Mayor Mazzuchi announced that this was the time and date set for a public hearing on the vacation of the alley in block 4 of White's Addition located south of the bypass and west of Champion Street. There being no citizens wishing to address the Commission, the hearing was closed. It was moved by Commissioner Ling, supported by Commissioner Kulisheck, and carried unanimously to concur with the Planning Board's recommendation and approve the vacation of the alley in block 4 of White's Addition adjacent to lots 1 through 12.

Mayor Mazzuchi then made the following proclamation:

WHEREAS, Desiring to establish lasting friendly relations the Cities of Marquette, Michigan, U.S.A. and Yokaichi, Shiga, Japan entered into a formal Sister City relationship on August 13, 1979; and,

WHEREAS, Our two cities determined to promote interchange in various fields of activities with the object of deepening mutual understanding and working together to bring about happiness and prosperity; and,

WHEREAS, Each year since the signing of this agreement at least one major delegation has been graciously welcomed and treated to the warm hospitality of its Sister City; and,

WHEREAS, Not only the bonds of friendship between our Cities have been strengthened by these exchanges but also the initially formal relations have flowered into close personal ties and understandings; and,

WHEREAS, We have been taught by these exchanges that we can never repay the kindness of the people of Yokaichi who open to us their hearts and homes and wisdom except by return of the same; and,

WHEREAS, The 1983 Sister City Delegation of twelve

Marquette Citizens is now traveling to Yokaichi to experience two weeks of outstanding hospitality by the Government, Organizations and host families of that City;

NOW THEREFORE, I Daniel S. Mazzuchi, Mayor of the City of Marquette, do hereby applaud the unselfish efforts of all those who contribute to the continued deepening and widening of the ties between Marquette and Yokaichi. Specifically in Marquette I wish to thank Dr. Pryse Duerfeldt, Director of Sister City Relations, Paulette Lindberg, Leader of this year's delegation, all members of the delegation and the organizations and businesses who have provided them assistance. In Yokaichi I wish to thank Mayor Mochida and his staff, the Rotary, Chamber of Commerce, Lions, High School, Boy Scouts, Girl Scouts and International Friendship Club for organizational support; and the families Suzuki, Yamagata, Uno, Taniguchi, Kozawa, Yamada, Takehisa, Imajuku, Maeda, Hirota and Hashimoto for serving as hosts.

He wished the delegation a safe and happy journey on their visit to Yokaichi.

During the time set for citizens wishing to address the Commission, Wilbert Pearson complained about closing Peter White Drive on Presque Isle Park to out traffic two mornings a week and said that the fines for illegally parking in a handicapped parking spot should be greatly increased. Mayor Mazzuchi referred consideration of the closing of Peter White Drive and tour buses using Peter White Drive to the Parks and Recreation Advisory Board for consideration.

A communication from the Michigan Municipal League, regarding their annual meeting, was read. With the Commission's concurrence, Mayor Mazzuchi designated Commissioner Kulisheck as delegate and Mayor Mazzuchi as alternate voting representatives at this meeting.

A communication from Melody Traczyk, proposing safety measures for the swimming area at the Tourist Park, was read. This communication was referred to the City Manager for study and report.

A communication from William G. Lasich, Skipper Ship 303, Boy Scouts of America, requesting waiver of the circus license fee and arena parking lot rental fee for the Royal Hanneford Circus on August 5, was read. It was moved by Commissioner Johnson and supported by Commissioner Busch to waive the \$500 circus license fee and the \$250 arena parking lot rental fee as requested. Commissioner Stow said that the \$500 license fee was in place to create City revenue, and

that it had been waived for all circuses in recent years and that the \$250 rental for the parking lot at the arena had never been waived for a circus. The following vote was taken:

Ayes: Mayor Mazzuchi, Commissioners Busch, Johnson, Kulisheck, Ling, Rublein.

Nays: Commissioner Stow.

The motion was carried.

A communication from Joe Constance, requesting approval of a 24-hour liquor license, was read. It was moved by Commissioner Busch, supported by Commissioner Johnson, and carried unanimously to approve a 24-hour liquor license for the Downtown Marquette Special Interest Group at the First National Bank parking lot on August 7, 1983.

Mayor Mazzuchi announced that this was the time set for a verbal report from Dave Warren. Mr. Warren discussed the Michigan Handicappers Civil Rights Act and said that his specific complaint was that when the City Hall is closed, there is no barrier-free access to the Police station. He also noted that the handicapped-senior citizen office is the only one in the building that is not accessible to the handicapped. He said that the City has no ordinance authorizing the Police to automatically ticket cars that are illegally parked in handicapped parking spaces when they are on private property and that responding to a complaint in this instance very often can take a long time. Mayor Mazzuchi referred these matters to the Police Chief, the Handicapped Citizens' Advisory Board, and the City Manager for a report and recommendation.

A recommendation from the City Clerk, regarding an amendment to the transient merchant license ordinance to establish a farm produce vendors' license, was read. It was moved by Commissioner Kulisheck, supported by Commissioner Stow, and carried unanimously to set the next regular meeting as the time and date for a public hearing on this proposed ordinance.

A recommendation from the City Attorney, regarding an agreement with Louis DePetro for the erection of a fence on City right-of-way of "E" Street, was read. It was moved by Commissioner Stow, supported by Commissioner Johnson, and carried unanimously to authorize the Mayor and City Clerk to execute this agreement.

City Manager Svanda then verbally reported on his review of the location of the Marquette Cablevision studio. He asked the Commission for authorization to conclude negotiations with Marquette Cablevision to conclude negotiations regarding the location of their studio in the Marquette Transportation Center building. It was moved by Commissioner Busch, supported by Commissioner Johnson, and carried unanimously to authorize the City

Manager to conclude negotiations with Marquette Cablevision for the rental of space in the Marquette Transportation Center building for their studio.

A report and recommendation from the City Manager, regarding the SCAIP Economic Development Corporation Project, was read. It was moved by Commissioner Ling, supported by Commissioner Johnson, and carried unanimously to adopt the following resolution:

WHEREAS, SCAIP Properties, a Michigan Co-Partnership, has presented to the Economic Development Corporation of the City of Marquette a proposed Project Plan for the acquisition and construction of a 4,000 square foot office building on property within the City of Marquette, County of Marquette, and State of Michigan, and

WHEREAS, for the purpose of inducing the said SCAIP Properties, a Michigan Co-Partnership, to proceed with the proposed Project Plan, the Economic Development Corporation of the City of Marquette has adopted a Resolution designating and establishing the Project Plan Area and Project District Area, and

WHEREAS, the designation of the Project Area and Project District Area require the approval by the City Commission for the City of Marquette, and

WHEREAS, it is necessary that two (2) representative citizens, who shall be residential residents of the immediate area, be appointed as special members of the Board of Directors of the Economic Development Corporation of the City of Marquette to serve as such with respect to this proposed Project Plan, and

WHEREAS, it will be necessary for the City Commission of the City of Marquette to hold a public hearing on the proposed Project Plan prior to giving its approval to the proposed Project Plan.

NOW, THEREFORE, IT IS RESOLVED AS FOLLOWS:

1. That the City Commission for the City of Marquette does hereby certify its approval of the designation of the Project Area and Project District Area as set forth in the Inducement Resolution adopted by the Economic Development Corporation of the City of Marquette on July 15, 1983, both of which areas are described more particularly as:

Lots 17 and 18 of the Marquette Industrial Park to the City of Marquette, County of Marquette, and State of Michigan.

2. John T. Veiht and Robert Funk are hereby appointed and designated as special directors of the Economic Development Corporation of the City of Marquette for implementation of the City Development Corporation Project Plan submitted by SCAIP Properties, a Michigan Co-Partnership, to serve until said Project is completed in accordance with the Project Plan.

3. Monday, August 8, 1983, at 7:00 p.m., at the City Commission Chambers, City Hall, Marquette, Michigan, is set as the date, time, and place for a public hearing on the Project Plan as submitted by SCAIP Properties, a Michigan Co-Partnership, and notice thereof shall be given as provided for by statute.

A report and recommendation from the City Manager, regarding bids for a tractor/loader/backhoe, was read. It was moved by Commissioner Busch, supported by Commissioner Johnson, and carried unanimously to concur in the recommendation and award this bid to Lakeshore, Inc. for a Case 580 Super D for the amount of \$38,400 including \$9,000 for the City's trade-in and to authorize the Mayor to execute the required documents for a lease-purchase agreement with a local lending institution.

A report and recommendation from the City Manager, regarding bids for a pumper type fire protection vehicle, was read. It was moved by Commissioner Johnson, supported by Commissioner Busch, and carried unanimously to award this bid to Grumman Emergency Products in the amount of \$104,950 and to authorize the Mayor to execute the required documents for a four-year lease-purchase agreement with a local lending institution.

A report and recommendation from the City Manager, regarding bids for fencing at the Shiras Zoo deer pen, was read. It was moved by Commissioner Ling, supported by Commissioner Johnson, and carried unanimously to concur in the recommendation and award this bid including alternate #1 to the Marquette Fence Co. in the amount of \$5,542.50.

A report and recommendation from the City Manager, regarding bids for construction of the River Park Complex, was read. City Manager Svanda explained that, although the City had not received final approval from the Economic Development Administration for the grant that will cover most of the cost of this project, it was critical that materials for the water and sewer main be ordered immediately if the project is to be completed this summer. It was moved by Commissioner

Busch, supported by Commissioner Johnson, and carried unanimously to concur in the recommendation of the City Manager and to award a partial contract for the necessary water main and sewer materials to A. Lindberg and Sons according to special provision 5.06 and to tentatively award the entire contract to A. Lindberg and Sons at the unit prices bid pending receipt of the notice of grant award from EDA and authorize the Mayor and City Clerk to execute the required documents for both contracts.

A report and recommendation from the City Manager, regarding bids for construction in Small Cities Project Area #1, was read. It was moved by Commissioner Busch, supported by Commissioner Stow, and carried unanimously to concur in the recommendation and award this contract to O'Dovero Construction at the unit prices bid.

A report and recommendation from the City Manager, regarding proposals for printing of a tourism brochure, was read. It was moved by Commissioner Johnson, supported by Commissioner Busch, and carried unanimously to retain Globe Printing of Ishpeming to print these brochures at a base price of \$3,356 with \$100 per color photograph for any photographs beyond the six in the proposal.

A report and recommendation from the City Manager, regarding an application for funding through the Solar Energy and Energy Conservation Bank Program, was read. It was moved by Commission Johnson, supported by Commissioner Stow, and carried unanimously to approve the following resolution:

WHEREAS, the State of Michigan has recently been awarded \$900,000 in Federal funds from the Department of Housing and Urban Development's Solar Energy and Energy Conservation Bank; and,

WHEREAS, these funds are to be used to provide assistance to borrowers for loans received from local participating lenders for energy conservation improvements to existing residential structures; and,

WHEREAS, communities currently involved in residential energy conservation of rehabilitation programs are eligible to apply for this program;

NOW, THEREFORE, BE IT RESOLVED that the Marquette City Commission does hereby endorse the participation of the City in the Solar Energy & Energy Conservation Program and directs the City Manager to make application to the State of Michigan on behalf of the City of Marquette.

Mayor Mazzuchi then, with the Commission's concurrence, made

the following appointments to the Investment Advisory Board:
*Reappointments of Janet Melka, City Treasurer, Robert Lawrence, City Accountant; appointment of Dan Dawidowski to replace Clyde Hecox; new appointment of Ken Beck. To the Library Board he appointed Moira Reynolds to replace Bob Orr. To the Parks and Recreation Advisory Board he appointed Judy Jason.

Mayor Mazzuchi then scheduled a work session for 7:00 p.m. on Monday, August 22 with the Marquette Transit Authority.

Mayor Mazzuchi announced that this was the time set for discussion of the St. Vincent DePaul landfill closure fee. He noted that St. Vincent DePaul receives a great deal of material which they cannot use and which must be disposed of, and that because of the good work they are doing, they feel they should not be subject to the full fee. It was moved by Commissioner Ling, supported by Commissioner Kulisheck, and carried unanimously to set the landfill closure fee for the St. Vincent DePaul Society at \$5.00 per load for the items that the City is accepting in the landfill.

Mayor Mazzuchi announced that this was the time set for discussion of the bids for the downtown project. A memorandum from Public Works Director Etelamaki, regarding the rejection of the two low bids for this project, was read. It was moved by Commissioner Busch, supported by Commissioner Stow, and carried unanimously to concur in Mr. Etelamaki's recommendation and to ask the Michigan Transportation Commission to award the bid to the low bidder, A. Lindberg and Sons, on the basis that the bid irregularity would not have changed the bid. It was also moved by Commissioner Busch, supported by Commissioner Kulisheck, and carried unanimously to set the next regular meeting as the time and date for a public hearing on the special assessment portion of this project.

Commissioner Rublein commented on the renovation project at Williams Park and asked when the work on Washington Street would start. City Manager Svanda and Public Works Director Etelamaki commented on the work to be done this summer and next summer on Washington Street and the useful life of each project in view of possible future plans.

Commissioner Ling asked that the Commission be informed of appointments before they are made in the future.

Commissioner Kulisheck commended the City Manager and Marquette Ambassadors Delegation to Washington for their role in delaying the removal of the 87th Fighter Interceptor Squadron from KI Sawyer AFB.

Mayor Mazzuchi declared the weekend of July 29, 30 and 31 as

*This sentence was amended August 29, 1983 to read: " Reappointments of Janet Melka, City Treasurer, Robert Lawrence, City Accountant, Burt Parolini, and Ron Perkins; ..."

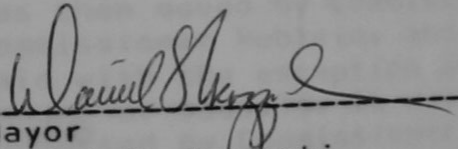
Arts Appreciation Weekend in Marquette and listed the many activities that would be taking place in Marquette in addition to Art on the Rocks.

Commissioner Johnson congratulated the Township on the opening of their new earth sheltered building and the people who have been watering their lawns to keep them green all summer. She said that many lawns have turned yellow in the heat and dry weather. She commended Mrs. Bowers for traveling on her three-wheel bicycle and picking up glass throughout the City; said that the gas station at the corner of Norwood and Presque Isle had been much improved in appearance recently; said that she had received calls opposing the closing of Peter White Drive on Presque Isle and that the road looks very good following the work on it.

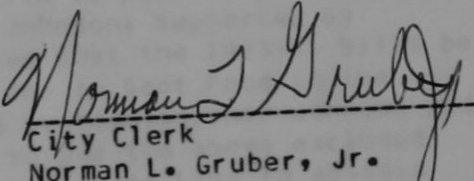
Commissioner Busch noted calls on the poor condition of the Quarry tennis courts.

Mayor Mazzuchi expressed the City's condolences to Personnel Director Ron Cardone on the death of his mother and congratulated the Marquette Senior Little League for their win of a state championship. He then displayed a ceremonial gavel that is to be sent to the Mayor of Yokaichi with the delegation this week.

There being no citizens wishing to address the Commission, the meeting was adjourned at 10:15 p.m.



Mayor
Daniel S. Mazzuchi



City Clerk
Norman L. Gruber, Jr.

OFFICIAL PROCEEDINGS OF THE
MARQUETTE CITY COMMISSION

A regular meeting of the Marquette City Commission was duly called and held at 7:00 p.m. on Monday, August 8, 1983 in Commission Chambers of City Hall.

Present: Mayor Pro Tem Stow, Commissioners Busch,
Johnson, Kulisheck, Ling, Rublein.
Absent: Mayor Mazzuchi.

It was moved by Commissioner Johnson, supported by Commissioner Ling, and carried to excuse the absence of Mayor Mazzuchi as he is out of the City.

It was moved by Commissioner Ling, supported by Commissioner Rublein, and carried that the minutes of the July 25, 1983 meeting be approved as presented.

Total bills payable for the 1982-83 fiscal year in the amount of 18,423.86 and for the 1983-84 fiscal year in the amount of \$559,925.04 were presented. It was moved by Commissioner Kulisheck, supported by Commissioner Johnson, and carried that the 1982-83 bills be paid as presented. It was then moved by Commissioner Johnson, supported by Commissioner Rublein, and carried that the 1983-84 bills be paid with the exception of the one to Scot Food in the amount of \$368.36. It was moved by Commissioner Johnson and supported by Commissioner Stow to pay the above excluded bill to Scot Food and allow Commissioner Ling to abstain from voting. The following vote was taken:

Ayes: Mayor Pro Tem Stow, Commissioners Busch,
Johnson, Kulisheck, Rublein.

Nays: None.

Abstention: Commissioner Ling.

The motion was carried.

During the time set for announcing additional agenda items, Commissioner Johnson requested that item 11, discussion of the water bills, be added, Commissioner Ling asked that item 12, proposal for a street name change, be added, City Attorney Martin asked that item 13, assignment of a cable television lease for land near the Mountain Street water tank, be added, and City Manager Svanda asked that item 14, a communication from the Liquor Control Commission, be added.

Mayor Pro Tem Stow then announced that this was the time and date set for a public hearing on an amendment to the transient merchant ordinance. There being no citizens wishing to address the Commission, the hearing was closed. It was moved by Commissioner Johnson, supported by

Commissioner Ling, and carried to adopt the ordinance and to designate the parking area at the cinder pond marina as the location for the farmer's market for this year, to designate Parks and Recreation Director Turausky to establish rules for the use of this location, and to set the annual license fee for this year at \$10.00. Ordinance #366 was adopted as follows:

AN ORDINANCE TO AMEND TITLE II, CHAPTER 6, SECTION 9 OF THE MARQUETTE CITY CODE BY ADDING A PROVISION FOR FARM PRODUCE VENDORS, AND ESTABLISHING A FARMERS MARKET.

Mayor Pro Tem Stow then announced that this was the time and date set for a public hearing on the project plan for the SCAIP Economic Development Project. There being no citizens wishing to address the Commission, the hearing was closed. It was moved by Commissioner Ling, supported by Commissioner Rublein, and carried to approve the project plan by adopting the following resolution:

WHEREAS, SCAIP Properties, a Michigan Co-Partnership, has presented to the Economic Development Corporation of the City of Marquette a Project Plan for the acquisition and construction of a 4,000 square foot office building located on property in the City of Marquette, Marquette County, Michigan, and

WHEREAS, the acquisition and construction of the office building will create additional employment opportunities, and

WHEREAS, said acquisition and construction will add to and increase the strength of the tax base for the City of Marquette, and

WHEREAS, said Project Plan will not be feasible without the use of tax exempt bonds or notes issued through the Economic Development Corporation of the City of Marquette, and

WHEREAS, said Project Plan was adopted by the Economic Development Corporation of the City of Marquette on August 3, 1983, and referred to the City Commission for approval of the Project Area and the Project District Area and for the approval of the Plan, and

WHEREAS, the Project Plan does not require a zoning change or the taking of private property, and

WHEREAS, the Project Plan meets the requirements

set forth in Section 8 of Act 338 of P.A. of 1974, as amended, and is reasonable and necessary to carry out the provisions of that Act, and

WHEREAS, due notice of the Public Hearing on said Project Plan has been given in accordance with Section 17 of Act 338 of P.A. of 1974, as amended.

NOW, THEREFORE, IT IS HEREBY RESOLVED AS FOLLOWS:

1. That the City Commission of the City of Marquette shall and hereby does adopt the following determinations with respect to said Project Plan:

(A) Said Plan is practicable, the expansion of the city tax base and the county business is in the public interest and therefore the Plan constitutes a public purpose.

(B) The appointment of a Citizens District Council is unnecessary because the Project Area contains less than 18 residents, real property owners or representatives of establishments located within the Project District Area eligible to serve on a Project Citizens District Council and because the Project Plan does not include a zoning change and the implementation of the Project Plan does not require the taking of private property.

(C) The Project Plan meets the requirements set forth in Section 8 of Act 338 of the P.A. of 1974, as amended.

(D) The persons who will be active in the management of the Project for not less than one year after approval of the Project Plan have sufficient ability and experience to manage the Plan properly.

(E) The proposed method of financing the Project is feasible and the Economic Development Corporation of the City of Marquette has the ability to arrange the necessary financing.

(F) The Project is reasonable and necessary to carry out the provisions of Act 338 of the P.A. of 1974, as amended.

2. That the Project Plan of SCAIP Properties as presented to and adopted by the Economic Development Corporation of the City of Marquette is hereby adopted and approved and the Project Area and Project District Area are established as follows:

Lots 17 and 18 of the Marquette Industrial Park to the City of Marquette, County of Marquette, and State of Michigan.

Mayor Pro Tem Stow announced that this was the time set for citizens wishing to address the Commission. Water and Sewer Accountant Kathy Foulks read a letter addressed to the Commission thanking the various people and merchants who had assisted and provided presents for the annual City employees picnic held last weekend.

A communication from the Downtown Development Authority thanking City Manager Svanda and Administrative Assistant Waters for their efforts in securing the Small Cities Grant to make the Downtown Renovation Project possible was read. City Manager Svanda noted that several other City staff members and persons interested in the downtown had worked very hard on this project and recognized them individually. Mayor Pro Tem Stow also thanked all of the people involved in the project and expressed his belief that it would be good for the downtown.

A communication from the Marquette Public Schools, regarding a barricade at the south end of Third Street to protect the portable classroom that is located on vacated Third Street right-of-way was read. This communication was referred to the City Manager for a report and recommendation.

A report and recommendation from the City Manager regarding an agreement with the Michigan Department of Transportation for a loan of bond funds, was read. It was moved by Commissioner Busch, supported by Commissioner Johnson, and carried to approve this agreement and to authorize the Mayor and Street Administrator to execute it.

A report and recommendation from the City Manager, regarding an agreement with the Michigan Department of Transportation for the Downtown Improvement Project, was read. It was moved by Commissioner Busch, supported by Commissioner Ling, and carried to approve this agreement and to authorize the Mayor and City Clerk to execute it.

A report and recommendation from the City Manager, regarding change order #3 for the Presque Isle band shell, was read. It was moved by Commissioner Kulisheck, supported by Commissioner Busch, and carried to approve change order #3 for the Presque Isle band shell renovation project and to authorize the Mayor to execute it.

A report and recommendation from the City Manager, regarding changes in the membership agreement for the Michigan Municipal League unemployment compensation group account, was read. It was moved by Commissioner Johnson, supported by

Commissioner Stow, and carried that the revised membership agreement be approved and the Mayor and City Clerk to authorized to execute it.

A report and recommendation from the City Manager, regarding election of trustees to the Michigan Municipal Worker's Compensation Fund Board of Trustees, was read. It was moved by Commissioner Ling, supported by Commissioner Kulisheck, and carried to cast the City's ballot in favor of the six persons nominated for trustee.

A report and recommendation from the City Manager, regarding bids for miscellaneous concrete construction projects, was read. Following a brief discussion, it was moved by Commissioner Rublein, supported by Commissioner Johnson, and carried to award the bids to O'Boyle and company of Marquette at the unit prices indicated.

Commissioner Johnson then asked Water and Sewer Accountant Foulks to discuss the water utility bills and the timing of the landfill closure fee. Mrs. Foulks addressed the Commission saying that, although the bills that went out in July were dated for the period between April and June, they were considered to be part of the July billing cycle. For this reason, the new water rates were applicable. Also, because the billing was considered to be for July, one month of the landfill closure fee was added to the bills which were mailed in July. At such time as the fee is stopped, people who had paid one month at this time would only be charged one month, rather than the standard two month charge because of the two month billing cycle.

Commissioner Ling then proposed changing the name of Hawley Street to Jacobetti Drive. He said that this would help people find the D.J. Jacobetti Skill Center, encourage the University to landscape the frontage on that street, and honor Representative Jacobetti. Following a discussion, it was moved by Commissioner Ling and supported by Commissioner Stow to set the next regular meeting as the time and date for a public hearing on an ordinance to change the name of Hawley Street to Jacobetti Drive, to notify the property owners of this proposal, and to refer the proposal to the Planning Board for recommendation. The following vote was taken:

Ayes: Mayor Pro Tem Stow, Commissioners Johnson, Kulisheck, Ling, Rublein.

Nays: Commissioner Busch.

The motion was carried.

City Attorney Martin then recommended that a lease for an area near the Mountain Street water tank be reassigned from Cox Cable Iron Range to Marquette Cablevision. He said that reassignment of this lease had been delayed in an attempt to force Cox to make the apology that they had previously

promised to the City. This item was placed on the agenda for the August 29, 1983 Commission meeting.

Following a discussion regarding the procedure that will be followed by the State Department of Transportation and the Federal Highway Administration on the bids for the Downtown Improvement Project, it was moved by Commissioner Kulisheck, supported by Commissioner Stow, and carried to set the next regular meeting as the time and date for a public hearing on special assessment roll # 487 for reconstruction of sidewalks and installation of new street lighting and trees in the 100 block of West Washington Street, the 100 block of North Front Street, and the west side of the 100 block of South Front Street and on special assessment roll # 488 for reconstruction of sidewalks and installation of new street lighting and trees in the 200 block of West Washington Street and the east side of the 100 block of South Front Street.

A communication from the Liquor Control Commission, regarding a new liquor license to be located at 1100 N. Third Street, was read. It was moved by Commissioner Johnson, supported by Commissioner Stow, and carried to approve the request for Donald K. Potvin for a new 12-month resort Class C license to be located at 1100 N. Third Street in Marquette.

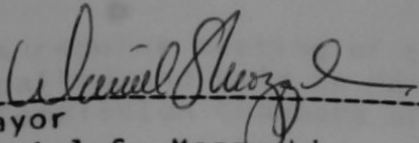
Commissioner Johnson noted complaints that the seagulls are taking garbage out of the garbage cans at the parks along the lakeshore. Parks and Recreation Director Turausky reported that the covers are stolen as fast as they can be replaced. She noted favorable comments on the low number of dogs present on the beaches this week and said that the beaches were being heavily used by many people during the hot weather. She asked if there were serious problems with parking on both sides of Lakeshore Boulevard. Police Chief Johnson reported that only occasional problems were occurring.

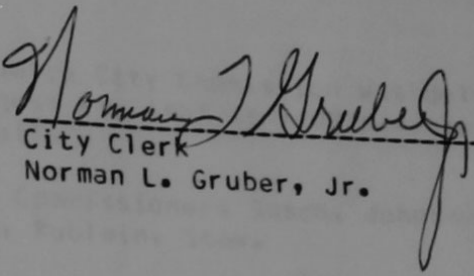
Commissioner Kulisheck said that the intersection of County Road 553 and Pioneer Road was very dark and that the City should look at installing a street light at that location. He also asked that his letter to the Commission regarding the Front Street special assessment project be read for the Commission's consideration.

Commissioner Ling noted a complaint about the outside storage of buses at the Marquette Transportation Center and asked if something could be done about this.

Nancy Hanson, a Northern Michigan University student, complained about the high cost of the water bills.

The meeting was adjourned at 8:16 p.m.


Mayor
Daniel S. Mazzuchi


City Clerk
Norman L. Gruber, Jr.

It was moved by Commissioner Stow supported by Commissioner Johnson, and carried unanimously to approve the agenda of the August 5, 1983 regular meeting as presented and to add page 118 of the minutes of the July 25 regular meeting to include the recommendation of the Investment Advisory Board as the Investment Advisory Board.

Total bills payable in the amount of \$251,000.00 were presented. It was moved by Commissioner Johnson supported by Commissioner Kallishuck, and carried unanimously to pay the bills with the exception of the one in full paid in the amount of \$407.70. It was then moved by Commissioner Johnson and supported by Commissioner Stow to pay the above indicated bill to first food and to allow Commissioner Ling to abstain from voting. The following vote was taken:

- Aye: Mayor Mazzuchi, Commissioners Smith, Johnson, Kallishuck, Sullivan, Dow.
- Nays: None.
- Abstention: Commissioner Ling.

The motion was carried.
Mayor Mazzuchi announced that this was the time for citizens wishing to address the Commission. Albert Pearson said that the proposed increase in the handicapped parking violation fine was not enough and that the amount of the fine should be placed on the scale. He said the fine should be on a graduated scale based on the number of tickets a person has been issued and Commissioner Stow said that the fine for parking in handicapped spaces was not enough. He suggested \$25.00 the first time and \$100.00 the second. Norman Gruber representing the Senior Association for seniors explained their request for waiver of their over fee for this year in relation to item 7 on the agenda.

A communication from the Downtown Development Authority requesting an advance of funds was read. It was moved by Commissioner Stow supported by Commissioner Johnson, and carried unanimously to authorize an advance of \$1,000.00 from the 1983 tax bill down to the tax bill.

A communication from the Downtown Development Authority regarding a proposed modification to the Downtown

OFFICIAL PROCEEDINGS OF THE
MARQUETTE CITY COMMISSION

A regular meeting of the Marquette City Commission was duly called and held on Monday, August 29, 1983 at 7:00 p.m. in Commission Chambers of City Hall.

Present: Mayor Mazzuchi, Commissioners Busch, Johnson, Kulisheck, Ling, Rublein, Stow.
Absent: None.

It was moved by Commissioner Stow, supported by Commissioner Johnson, and carried unanimously to approve the minutes of the August 8, 1983 regular meeting as presented and to amend page 118 of the minutes of the July 25 regular meeting to include the reappointments of Burt Parolini and Ron Perkins to the Investment Advisory Board.

Total bills payable in the amount of \$251,554.40 were presented. It was moved by Commissioner Johnson, supported by Commissioner Kulisheck, and carried unanimously to pay the bills with the exception of the one to Scot Food in the amount of \$607.78. It was then moved by Commissioner Johnson and supported by Commissioner Stow to pay the above excluded bill to Scot Food and to allow Commissioner Ling to abstain from voting. The following vote was taken:

Ayes: Mayor Mazzuchi, Commissioners Busch, Johnson, Kulisheck, Rublein, Stow.

Nays: None.

Abstention: Commissioner Ling.

The motion was carried.

Mayor Mazzuchi announced that this was the time set for citizens wishing to address the Commission. Wilbert Pearson said that the proposed increase in the handicapped parking violation fine was not enough and that the amount of the fine should be placed on the sign. He said the fines should be on a graduated scale based on the number of tickets a person has been issued. Neil Jandron also said that the fine for parking in handicapped spaces was not enough. He suggested \$25.00 the first time and \$100.00 the second. Norman Hefke, representing the Soccer Association for Youth, explained their request for waiver of their user fee for this year in relation to item 7 on the agenda.

A communication from the Downtown Development Authority requesting an advance of funds was read. It was moved by Commissioner Stow, supported by Commissioner Johnson, and carried unanimously to authorize an advance of \$2,500.00 from the 1983 two-mill downtown tax levy.

A communication from the Downtown Development Authority, regarding a proposed modification to the Downtown

Improvement Program Plan, was read. It was moved by Commissioner Johnson and supported by Commissioner Kulisheck to accept the proposal to modify the downtown redevelopment plan by changing the 100 block of N. Front Street to the same design as the 200 block of W. Washington Street. Following a lengthy discussion, during which DDA Chairwoman Pat Frenn said that the DDA would prefer the original design but found the alternative acceptable, the following vote was taken:

Ayes: Mayor Mazzuchi, Commissioners Johnson, Kulisheck, Rublein.

Nays: Commissioners Busch, Ling, Stow.

The motion was carried.

It was then moved by Commissioner Stow, supported by Commissioner Johnson, and carried unanimously to set the next regular meeting as the time and date for a public hearing on the following two special assessment districts:

ROLL #487: RECONSTRUCTION OF SIDEWALKS AND INSTALLATION OF NEW STREET LIGHTING AND TREES IN THE 100 BLOCK OF WEST WASHINGTON STREET, THE 100 BLOCK OF NORTH FRONT STREET, AND THE WEST SIDE OF THE 100 BLOCK OF SOUTH FRONT STREET.

ROLL #488: RECONSTRUCTION OF SIDEWALKS AND INSTALLATION OF NEW STREET LIGHTING AND TREES IN THE 200 BLOCK OF WEST WASHINGTON STREET AND THE EAST SIDE OF THE 100 BLOCK OF SOUTH FRONT STREET.

A communication from Kiwanian Richard A. Peura, Chairman of the Combined Service Club Sign Committee, was read. Mayor Mazzuchi thanked the Combined Service Clubs of Marquette for the erection of this second "Welcome to Marquette" sign at the west approach to the City. He said that this was only one example of the many projects performed by these service clubs that benefit all of the citizens of Marquette.

Mayor Mazzuchi noted that the Commission had received materials regarding the water rates from Mrs. Stebbins. He and City Attorney Martin noted that this matter was the subject of litigation and that any comments made by the Commissioners could be used to the City's detriment. Mrs. Stebbins addressed the Commission saying that the water rate structure was wrong and should be adjusted and that the rates did not have to be so high. Mr. Stebbins also spoke regarding the preparation of the materials that had been presented to the Commission.

A communication from Marquette Junior Hockey Lady's Auxiliary was read. It was moved by Commissioner Stow, supported by Commissioner Busch, and carried unanimously to approve a 24-hour liquor license for the Marquette Junior Hockey Corporation at the Marquette Armory on October 29, 1983.

A report and recommendation from the City Manager, regarding the waiving of the user fee for the Soccer Association, was read. It was moved by Commissioner Busch, supported by Mayor Mazzuchi, and carried unanimously to concur with this recommendation and to waive the \$328.00 user fee for the Soccer Association for Youth of Superiorland for this year only.

City Manager Svanda then made an oral report and recommendation regarding the repair of the Shiras Swimming Pool and bathhouse roof. He discussed the communication from the Shiras Institute and proposed that a work session be held with the Parks and Recreation Advisory Board to discuss these matters. Mayor Mazzuchi and the Commission agreed that such a session should be held soon.

A report and recommendation from the City Manager, regarding a proposed agreement with Nationwide Resource Management, Inc. for sludge disposal from the Wastewater Treatment Facility, was read. It was moved by Commissioner Stow, supported by Commissioner Johnson, and carried unanimously to approve the agreement and to authorize the Mayor and City Clerk to execute it. Public Works Director Etelamaki answered questions regarding the disposal of the sludge.

A report and recommendation from the City Manager, regarding a proposed fine increase for violation of the handicapped parking restriction, was read. It was moved by Commissioner Johnson, supported by Commissioner Busch, and carried unanimously to raise the fine for unauthorized parking in designated handicapped parking spaces to \$25.00 and to post this fine on each sign that is controlled by the City. A communication from the Handicapped Citizens Advisory Board thanking the Commission and the Police Department for their cooperation in providing communications for handicapped drivers with the Police Department was also read.

A report and recommendation from the City Manager, regarding U.P. Generating Company's request for an easement for access to their plant, was read. It was moved by Commissioner Kulisheck, supported by Commissioner Stow, and carried unanimously to authorize the administration to negotiate an easement with U.P. Generating if the relocation is feasible from the perspectives of both the City and the company.

A report and recommendation from the City Manager, regarding a resolution of support for the City's Safety Program Committee, was read. It was moved by Commissioner Johnson, supported by Commissioner Rublein, and carried unanimously to adopt the following resolution:

WHEREAS, work-related accidents can be controlled by cooperative planning and City-wide operations control measures; and

WHEREAS, the City of Marquette desires to cooperate with City employees in maintaining a productive, safe working environment for all City employees; and

WHEREAS, the City of Marquette recognizes the mutual benefits and overall importance of encouraging every employee to work safely and productively;

NOW THEREFORE, the City of Marquette joins with all City employees in acknowledging the City of Marquette Safety Program. I, Daniel S. Mazzuchi, Mayor of the City of Marquette, do hereby commend the formation of the City Safety Program Committee. I and my fellow Commissioners appreciate the work of this committee in its efforts to achieve a safe, healthful working situation for all City employees.

A report and recommendation from the City Manager, regarding a pipeline crossing agreement with the L S & I Railroad in the River Park Complex plat, was read. It was moved by Commissioner Stow, supported by Commissioner Kulisheck, and carried unanimously to approve this agreement and to authorize the Mayor and City Clerk to execute it.

A report and recommendation from the City Manager, regarding bids for two vans, was read. It was moved by Commissioner Busch, supported by Commissioner Rublein, and carried unanimously to concur in the recommendation and award the bids to the low bidder, Totten-Evert Ford at the price of \$12,399 each for two vans and that City vehicles 391 and 368 be used as trade-ins for this purchase at the prices quoted.

A report and recommendation from the City Manager, regarding bids for a compact sedan, was read. It was moved by Commissioner Kulisheck, supported by Commissioner Johnson, and carried unanimously to concur in the recommendation and to award this bid to Specker Motor Sales for a 1984 Dodge Aries in the amount of \$8,737.35.

A report and recommendation from the City Manager, regarding bids for tires, was read. It was moved by Commissioner Rublein, supported by Commissioner Johnson, and carried unanimously to concur in the recommendation and award the bids for tires to Shelby Diesel at the prices bid.

A report and recommendation from the City Manager, regarding bids for the rehabilitation of two private residences, was read. It was moved by Commissioner Johnson and supported by Commissioner Stow to award the bid for the rehabilitation of 405 Center Street in the amount of \$4,268 and of 1440 Lynn Street in the amount of \$5,499 to Sunrise Builders of Marquette, the low bidder for each project. The following

vote was taken:

Ayes: Mayor Mazzuchi, Commissioner Busch, Johnson,
Kulisheck, Ling, Stow.

Nays: Commissioner Rublein.

The motion was carried.

Mayor Mazzuchi announced that this was the time set for consideration of an agreement with the National Guard for the dredging of sludge material from the cemetery lily ponds. It was moved by Commissioner Ling, supported by Commissioner Busch, and carried unanimously to waive the reading of this agreement, to approve it, and to authorize the Mayor to execute it.

Mayor Mazzuchi noted the resignation of Kip McMahon from the Handicapped Citizens Advisory Board creating a vacancy on that board in addition to there being two vacancies on the Arena Advisory Board, one on the Local Officers Compensation Commission, and one on the Economic Development Corporation Board. He encouraged persons interested in these appointments to contact him or the City Manager's office.

A communication from the Marquette Exchange Club, regarding vandalism throughout the City, and especially at Mount Marquette, was read. This matter was referred to the administration to review the current ordinance in light of this letter with a request that possible changes to help curb vandalism be proposed and with the directive that a letter be sent to Cable Michigan Corporation regarding roadway damage on the Mount Marquette road.

Mayor Mazzuchi said that he had the sense that the Commission did not want to pursue the name change of Hawley Street and had authorized cancellation of the hearing. It was moved by Commissioner Busch and supported by Commissioner Johnson to cancel all further consideration of the proposed change of the name of Hawley Street. The following vote was taken:

Ayes: Mayor Mazzuchi, Commissioners Busch, Johnson,
Kulisheck, Rublein, Stow.

Nays: Commissioner Ling.

The motion was carried.

Mayor Mazzuchi announced that the organizational meeting of the Public Access Committee would be held at 4:00 p.m. on September 1, 1983 in Commission Chambers. He said that he had received a letter from a visitor to the Tourist Park who liked the City but had problems with rowdyism in the Tourist Park.

Commissioner Johnson said that she had received a similar comment; said that she had received good comments about the City's arborist, Dennis Sapienzi; complaints about dogs on the City's beaches; and complaints from hay fever sufferers about the noxious weeds throughout town. She also said that

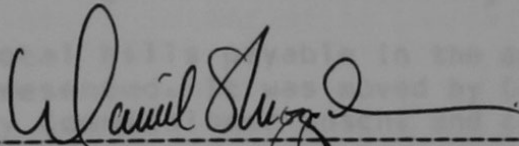
the Marquette Beautification Committee awards luncheon would be held this Wednesday.

Commissioner Kulisheck welcomed Northern Michigan University students back to town and encouraged them to be considerate of their neighbors.

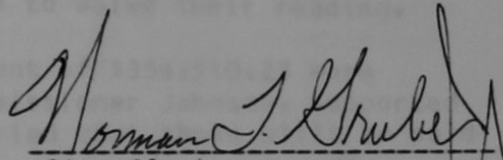
Commissioner Stow said that he had received several compliments for the Police Department regarding their enforcement and use of good judgement for problems occurring during the last weekend before school starting.

It was moved by Commissioner Busch, supported by Commissioner Stow, and carried unanimously to concur in the City Attorney's recommendation and to reassign the lease for space near the Mountain Street water tank from Cox Cable Iron Range to Marquette Cablevision.

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



Mayor
Daniel S. Mazzuchi



City Clerk
Norman L. Gruber, Jr.