

OFFICIAL PROCEEDINGS OF THE
MARQUETTE CITY COMMISSION
Wednesday, May 9, 1984

A special meeting of the Marquette City Commission was duly called and held at 7:00 p.m. on Wednesday, May 9, 1984 in Commission Chambers of City Hall.

Present: Mayor Stow. Commissioners Berube, Johnson,
Kulisheck, LaBrecque, Ling.
Absent: Commissioner Coyne.

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

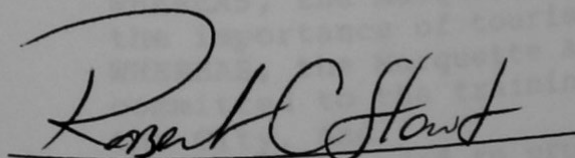
There were no citizens present to address the Commission during the time set for that purpose.

It was moved by Commissioner Berube, supported by Mayor Stow, and carried with no dissent to go into closed session to discuss items of litigation and pending litigation.

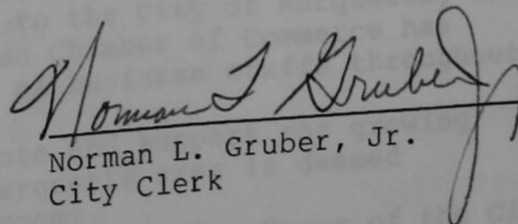
The meeting was recessed to closed session at 7:03 p.m.

The Commission returned to open session at 8:57 p.m. Commissioner Johnson asked what the prospects were for the River Park Complex. Assistant Manager Waters said that the City is working with three firms that are interested in building in the Industrial Park and that there are two others which possibly could be interested. She discussed the status of each of the three firms the City is working with. Commissioner Johnson also said that she had received comments that the City should get some development going in the lower harbor, that there is need for elderly apartments in locations where the residents can easily walk downtown, that Escanaba will not be visited by the Navy ship touring the Great Lakes this summer because they will not pay for the dredging, and discussed the location of the proposed parking ramp south of Bluff Street.

There being no citizens wishing to address the Commission, the meeting was adjourned at 9:07 p.m.



Robert C. Stow, Sr.
Mayor



Norman L. Gruber, Jr.
City Clerk

OFFICIAL PROCEEDINGS OF THE
MARQUETTE CITY COMMISSION
Monday, May 14, 1984

A regular meeting of the Marquette City Commission was duly called and held on Monday, May 14, 1984 at 7:00 p.m. in Commission Chambers of City Hall.

Present: Mayor Stow. Commissioners Berube, Coyne, Johnson, Kulisheck, LaBrecque, Ling.
Absent: None.

It was moved by Commissioner Johnson, supported by Commissioner Coyne, and carried unanimously to accept the minutes of the April 30, 1984 meeting as presented and to waive their reading.

Total bills payable in the amount of \$264,949.30 were presented. It was moved by Commissioner Johnson, supported by Mayor Stow, and carried unanimously to pay the bills as presented with the exception of the one to Scot Food in the amount of \$350.76. It was then moved by Commissioner Johnson and supported by Commissioner Berube 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 Stow. Commissioners Berube, Coyne, Johnson, Kulisheck, LaBrecque.

Nays: None.

Abstention: Commissioner Ling.

The motion was carried.

During the time set for announcing additional agenda items, City Manager Svanda said that he had received a request from the Main Street Program for a cash advance on the next fiscal year funding, which was added as item 23, and Mayor Stow added item 3a, a report from Commissioner Kulisheck.

Mayor Stow then made the following proclamations:

TOURISM HOSPITALITY WEEK

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, ROBERT C. STOW, SR., Mayor of the City of Marquette, Michigan, do hereby proclaim the week of June 3 through 9, 1984 as Tourism Hospitality Week in Marquette and urge all businesses to participate in this project.

ARSON AWARENESS WEEK

WHEREAS, Arson is a serious crime that affects all citizens and can only be stopped when citizens realize the severe damage that arson causes to our state and local communities. Cities, communities, and neighborhoods are blighted by arson fires by erosion of the tax base and the loss of employment,

WHEREAS, our educational system can be disrupted and irreplaceable historical buildings and artifacts can be destroyed as a result of the crime of arson. Natural resources can be rendered useless for long periods of time, and countless human deaths and injuries are needless tragedies,

WHEREAS, up to 30 percent of our property insurance premiums are used to pay for arson fire losses. Tax dollars must be used to pay for extinguishing and investigating these maliciously set fires. This is a senseless waste of precious resources when the majority of the public must directly bear the burden for an individual's actions,

WHEREAS, direct cost due to arson is more than \$60 million annually in Michigan alone. This figure does not take into consideration many outside or indirect costs both financially and emotionally. These costs, funeral, medical, legal, lost wages, business interruptions, fire fighting and law enforcement, all exceed the direct damage costs many times over,

WHEREAS, the efforts of the Michigan Arson Committee should also be recognized in their efforts to combat this problem,

AND WHEREAS, James J. Blanchard, Governor of the State of Michigan, has proclaimed May 13 through 19, 1984 as ARSON AWARENESS WEEK in Michigan,

THEREFORE, I, ROBERT C. STOW, SR., Mayor of the City of Marquette, do hereby proclaim May 13 through 19, 1984 as ARSON AWARENESS WEEK in the City of Marquette, Michigan and urge all citizens to become aware of this serious crime and to undertake every effort to protect the safety of our citizens from personal injury and financial costs caused by arson.

TEACHER'S WEEK

WHEREAS, there is a need to emphasize the importance of education, and

WHEREAS, there is a need to increase public awareness of teacher's community involvement, and

WHEREAS, there is a need to demonstrate the effectiveness of teachers in the education of our youth, and

WHEREAS, teachers should be recognized because they challenge, support, encourage, care for, nurture growth

and development, and expand the horizons and stimulate the minds of the best resource in our community---our children, and

WHEREAS, the Marquette City Education Association has designated May 14 - 18 as Teacher's Week, THEREFORE, I, ROBERT C. STOW, SR., Mayor of the City of Marquette, do hereby proclaim the week of May 14 - 18 as TEACHER'S WEEK in the City of Marquette and ask that all citizens recognize the teachers of our community.

Commissioner Kulisheck then reported to the Commission and the public on the Main Street Program being started in Marquette and on his attendance at a workshop in Lansing to initiate the activities for Marquette. He said that he had received on behalf of the City a formal resolution adopted by the Michigan House and presented to the City by Representative Jacobetti and Paula Blanchard, wife of Governor Blanchard. He presented the copy of this resolution to Mayor Stow who accepted it on behalf of the City.

Mayor Stow then said that this was the time and date set for a public hearing on the 1984-85 Federal Revenue Sharing Budget. Mayor Stow made a lengthy comment on the needed work in the City, especially the deteriorating condition of the streets and sewer and water mains and the cost of adequately maintaining all of these resources. He said that the Commission had taken into consideration the Downtown Project, the replacement of the Dead River Bridge on Lakeshore Boulevard, and the landfill closure. He said that the current year budget had been set with no higher millage rate than last year's budget but that much of the fund balance has been used to forestall a millage increase this year, and that next year there will have to be additional revenues from some source. He then opened the public hearing on the Federal Revenue Sharing Budget. City Manager Svanda said that the estimated monies available in the Federal Revenue Sharing Budget for 1983-84 were \$564,050 and that the projected expenditures were: General Services Administration - \$50.00, Parks and Recreation - \$264,000, Public Works - \$300,000. The hearing was closed. It was moved by Commissioner Johnson, supported by Commissioner Ling, and carried unanimously to approve the 1984-85 Federal Revenue Sharing Budget as outlined by the City Manager.

Mayor Stow then announced that this was the time and date set for a public hearing on the 1984-85 City Budget. There were no citizens wishing to address the Commission at the hearing. One communication from the Marquette County Quilters objecting to the increased rent for the Community Center, was read. The hearing was closed.

A report and recommendation from the City Manager, regarding the adoption of the Federal Revenue Sharing and City Budgets, was read. It was moved by Commissioner Ling, supported by Commissioner Berube, and carried unanimously to adopt the following resolution:

WHEREAS, State Law (Act 5 of 1982) provides that the base tax rate for 1984 City of Marquette operating taxes be reduced to 9.231738 mills (\$9.23 per \$1,000 SEV.) because

of an estimated increase in the State Equalized Value of existing property in the City; and
WHEREAS, the reduced base tax rate of 9.231738 mills is .268262 mills (\$.27 per \$1,000 SEV) lower than the 1983 City operating tax rate; and
WHEREAS, it is the desire of the City Commission of the City of Marquette to continue to provide essential services to the residents of the City; and
WHEREAS, a total operating rate of 9.500 mills (\$9.50 per \$1,000 SEV) is necessary to fund the City's proposed 1984-85 budget which provides for the maintenance of these essential services; and
WHEREAS, the City has complete authority to establish the number of mills to be levied within its authorized millage rate; and
WHEREAS, the City Commission held a Public Hearing on the proposed additional millage at its regular meeting on April 30, 1984;
NOW, THEREFORE, BE IT RESOLVED, that the operating tax levy reduction of .268262 mills be restored to return the City of Marquette operating rate to 9.500 mills.

It was then moved by Commissioner Coyne, supported by Commissioner Johnson, and carried unanimously to adopt the Annual Appropriations Bill and Fee Schedule as proposed. The Annual Appropriations Bill was adopted as follows:

GENERAL APPROPRIATIONS ACT

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 1984-85 was prepared and submitted by the City Manager to the City Commission on April 16, 1984; 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 14, 1984;

NOW, THEREFORE, BE IT RESOLVED, that this Commission hereby make and adopt the following estimates of all revenues and all expenditures of the several funds of the City for the Fiscal Year beginning July 1, 1984, 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	\$2,576,000
Federal Grants	4,900
State Grants	26,151
State Shared Revenues	77,669
County Grants	1,072,100
Charges for Services-Fees	13,113
Charges for Services Rendered	453,000
Charges for Services-Sales	649,400
Charges for Services-Use and Admission Fees	202,200
Fines and Forfeits	370,095
Interest and Dividend Earnings	52,000
Rent & Royalties	190,000
Sales of Fixed Assets	724,890
Contributions from Public Enterprises	31,900
Contributions & Donations-Private Sources	1,142,700
Contributions from Other Funds	18,100
Reimbursements	447,438
Other	25,000
Transfer from Fund Balance	1,000
	551,883
	TOTAL \$8,629,539

GENERAL FUND EXPENDITURES BY FUNCTION:

Legislative	\$ 28,525
Executive	127,805
Elections	15,450
General Services Administration	676,035
Law Enforcement	1,002,485
Fire	690,570
Protective Inspection	10,785
Public Works	2,990,164
Sanitation	697,350
Parking System	37,025
Health	28,895
Social Services	84,298
Parks & Recreation	1,009,217
Cultural	200
Conservation of Natural Resources	12,450
Planning	44,505
Other Functions	1,098,780
Contingency Account	75,000
	TOTAL \$8,629,539

MAJOR STREET & TRUNK LINE FUND REVENUE BY SOURCE:

	\$ 100,000
Federal Grants	407,000
State Shared Revenues	5,000
Interest & Dividend Earnings	1,073,991
Contributions from other Funds	227,600
Reimbursements	

Transfer from Fund Balance

TOTAL 100,050
\$1,913,641

MAJOR STREET & TRUNKLINE FUND
EXPENDITURES:

\$1,913,641

LOCAL STREET FUND REVENUES BY SOURCE:

State Shared Revenues	\$ 155,000
Interest & Dividend Earnings	1,000
Contributions from other Funds	622,853
Reimbursements	100
TOTAL	\$ 778,953

LOCAL STREET FUND EXPENDITURES:

\$ 778,953

FEDERAL REVENUE SHARING FUND REVENUES BY SOURCE:

Federal Grants	\$ 464,000
Interest & Dividend Earnings	30,656
Transfer from Fund Balance	69,394
TOTAL	\$ 564,050

FEDERAL REVENUE SHARING FUND EXPENDITURES BY FUNCTION:

General Services Administration	\$ 50
Parks & Recreation	264,000
Public Works	300,000
TOTAL	\$ 564,050

LIBRARY FUND REVENUES BY SOURCE:

Taxes	\$ 332,857
Federal Grants	11,196
State Grants	18,177
Charges for Services Rendered	5,000
Fines & Forfeits	38,125
Interest & Dividend Earnings	24,000
Rents & Royalties	4,000
Contributions & Donations-Private Sources	15,000
Transfer from Fund Balance	42,254
TOTAL	\$ 490,609

LIBRARY FUND EXPENDITURES:

\$ 490,609

COMMUNITY DEVELOPMENT (SMALL CITIES #2) REVENUE BY SOURCE:
 Federal Grants \$ 19,823

COMMUNITY DEVELOPMENT (Small Cities #2)
 EXPENDITURES: \$ 19,823

CRIMINAL JUSTICE TRAINING FUND REVENUE BY SOURCE:
 State Grants \$ 2,000
 Transfer from Fund Balance 1,888
 TOTAL \$ 3,888

CRIMINAL JUSTICE TRAINING FUND EXPENDITURES:
 \$ 3,888

INTERMODAL TRANSPORTATION TERMINAL FUND
 REVENUES: \$ 38,000

INTERMODAL TRANSPORTATION TERMINAL FUND
 EXPENDITURES: \$ 53,200

MARQUETTE AREA WASTEWATER TREATMENT FACILITY
 FUND REVENUES: \$1,203,995

MARQUETTE AREA WASTEWATER TREATMENT FACILITY
 FUND EXPENDITURES: \$1,203,995

WATER & SEWAGE DISPOSAL SYSTEM
 FUND REVENUES: \$3,220,468
 Transfer from Fund Balance 138,784
 TOTAL \$3,359,252

MARINA FUND REVENUES: \$ 66,025

MARINA FUND EXPENDITURES:

BE IT FURTHER RESOLVED, that this Commission has estimated the revenue which will be forthcoming during Fiscal Year 1984-85, and has determined the amount necessary to balance the General Fund Budget to be the sum of Two Million, Four Hundred Twenty-Five Thousand (\$2,425,000); and has determined the amount necessary to balance the Peter White Public Library Budget to be the sum of Three Hundred Thirty-Two Thousand, Eight Hundred Fifty-Seven Dollars (\$332,857); 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, Four Hundred Twenty-Five Thousand (\$2,425,000) is hereby fixed as the amount to be raised by Real and Personal Property Taxes for the 1984-85 Fiscal Year for the General Fund; and the sum of Three Hundred Thirty-Two Thousand, Eight Hundred Fifty-Seven Dollars (\$332,857): is hereby fixed as the amount to be raised by Real and Personal Property Taxes for the 1984-85 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 Stow then said that this was the time set for a public hearing on the establishment of a Commercial Redevelopment District at the southeast corner of Ridge and Meeske. John Jilbert discussed the project which would construct a plant for processing milk and ice cream in this location. There were no other citizens wishing to address the Commission, and the hearing was closed. It was moved by Commissioner Johnson, supported by Commissioner Berube, and carried unanimously to adopt the following resolution:

WHEREAS, Act 255 of 1978 provides for the establishment of commercial redevelopment districts in local government units; for exemption from certain taxes, for a levy and collection of a specific tax upon the owners of certain facilities; for the disposition of the tax; for the obtaining and transferring of an exemption certificate and for administration of the Act; and

WHEREAS, Act 255 is designed to assist communities in commercial redevelopment efforts by granting the benefits to companies which rehabilitate obsolete commercial facilities or build new commercial facilities in previously developed areas or areas characterized by obsolete property and a decline in commercial activity; and

WHEREAS, the City Commission may establish a commercial redevelopment district upon a request filed by the owner or owners of 75% of the state equalized value of the commercial property located within a proposed district; and

WHEREAS, Jilbert Dairy, Inc., owner of 100% of the property in the proposed commercial redevelopment district described below, has requested the establishment of said district; and

WHEREAS, the proposed District fulfills the requirements of a Commercial Redevelopment District as set forth in Section 5 (1) of Act 255 in that the property with the District is obsolete commercial property which is part of an existing, developed commercial zone which has been zoned commercial for three years before June 21, 1978, and the area is or was characterized by obsolete commercial property and a decline in commercial activity; and

WHEREAS, all owners of real property within the proposed District have been notified by certified mail of the City Commission's intention to consider establishment of this area as a Commercial Redevelopment District and have been afforded an opportunity to comment on establishment of said District at a Public Hearing; and all other taxpayers were informed of said Hearing through advertisement in the local newspaper and invited to comment on establishment of the District,

NOW, THEREFORE, BE IT RESOLVED, that the District described below be established as a Commercial Redevelopment District for the purpose of granting tax exemptions to properties within said District according to the provisions of Act 255 and the guidelines established by the Marquette City Commission at its regular meeting on August 31, 1981.

COMMERCIAL REDEVELOPMENT DISTRICT:

A parcel of land in the NW 1/4 of NW 1/4 of Sec. 22 T 48 N R 25 W described as follows. Beginning at a point on the line between Sec. 21 and 22; 431'3" S of the corner, common to Sec. 15, 16, 21, and 22 running S from said P.O.B. on said Sec. 294' thence E 336' thence N 271'3" more or less to the center line of the existing highway; thence Wly along said center line 336'5" more or less to P.O.B. Containing 2.9 acres more or less.

Mayor Stow then announced that this was the time set for a public hearing on an ordinance to transfer the cable television franchise from Marquette Cablevision to Tele-Communications, Inc. A communication from Marquette Cablevision saying that the required

materials were not ready at this time and requesting a continuance until the May 29, 1984 meeting, was read. There were no citizens wishing to address the Commission. The hearing was closed. Following a discussion regarding the need to hold a second public hearing at a later date following the receipt of materials, it was moved by Commissioner Ling, supported by Commissioner Coyne, and carried unanimously to table this matter.

A report and recommendation from the City Manager, regarding the Small Cities Grant Program Application, was read. City Manager Svanda explained the proposed program to the Commission. He said that there had been a great deal of private investment in the downtown and that this investment was able to be used with public investment to leverage larger grants than had been anticipated. He said the cooperation between the business owners, property owners, financial institutions, and the Cities, was what had made it possible to put this project together. He introduced project engineer Mike Pond. Mr. Pond described the work that is being done on the utilities, streets, and sidewalks in the downtown. He also described the proposed parking structure to be located south of Bluff Street and north of the buildings fronting on the 100 block of Washington Street. He answered questions regarding vehicular access to the parking structure, access from the structure to the Washington Street buildings, and the amount of excavation required for the project.

City Manager Svanda then introduced Dan Smith, the City's Community Development Specialist. Mr. Smith identified investment in projects that are under way now or approved, and then identified various sources and types of investment that can be potentially made downtown. He described the activities taking place in the downtown, and the needs of the business community for development. He said that the amount of currently proposed private investment had increased over what had been estimated a short time ago. He then explained in detail the economic and financing plan that would make building of the parking structure possible.

City Manager Svanda then introduced Richard Anderson, a planning consultant working for the Downtown Development Authority. Mr. Anderson commented on the extreme enthusiasm being displayed by the downtown business community for this project. He discussed the financial commitment on the part of private business and the need to assemble land in order to attract a second large store. He said that this was desirable because Penney's has indicated a second large store is necessary for them to expand in the downtown.

Mayor Stow then opened the public hearing on a Small Cities Public Works Grant application. City Manager Svanda verbally presented the information on the proposed project including the changed budget figures. Lloyd Fairbanks, Chairman of the Board of the First of America Bank in Marquette, complimented the City Commission for their leadership in redevelopment of downtown. He said that this project will help the entire City, that it has created vitality, and will re-establish Marquette as a leading City in the U.P. Ellwood Mattson, President of the Masonic Association and President

of the First National Bank, said that the parking structure is an idea whose time has come. He said that most downtown property owners support this project and urged the Commission to support it. Neil Nystrom, President of Nystrom Moving and Storage, said that there are parking problems all over downtown. He opposed the parking ramp because he said it would serve a special interest group and will result in the destruction of the remainder of the downtown area. He said that building a ramp in the Main Street and Third Street area would be more desirable. Art Souter urged support of the project. Joe Constance said that the cost of excavation for the ramp was justified because the parking lot is very difficult to use now. He urged other downtown business and property owners to help themselves as have the people in the 100 block of Washington Street. He said that helping business to expand downtown is a good way to encourage economic growth in the Community. He also said that the project will help those businesses, which in turn aids other downtown businesses. Pat Frenn, Chairman of the Downtown Development Authority, supported both the Public Works and the Economic Development Grants. She said that parking is necessary for a viable downtown, and the project is the best way to provide more parking and better access to the parking. It will benefit all downtown business and property owners through increased business traffic. Ray Beauchamp said that the people who are willing to commit 2.2 million dollars should be supported and that by working together Marquette can be made a good example for the entire Midwest. The hearing was closed.

Mayor Stow then said that this was the time and date set for a public hearing on a Small Cities Economic Development Grant application. City Manager Svanda verbally presented information on the proposed project including the changed budget figures. He answered questions on the City's chances on getting these grants. There being no citizens to address the Commission, the hearing was closed. It was moved by Commissioner Berube, supported by Commissioner Coyne, and carried unanimously to approve the Community Development Plan as written and presented. It was then moved by Commissioner Ling, supported by Commissioner Berube, and carried unanimously to approve the Small Cities Public Works Project Grant application as presented. It was then moved by Commissioner Ling, supported by Commissioner Johnson, and carried unanimously to approve the Small Cities Economic Development Grant application as presented. Following the reading of a portion of the resolution by the City Clerk, it was moved by Commissioner Ling, supported by Commissioner Berube, and carried unanimously to adopt the following resolution:

WHEREAS, the City of Marquette is an eligible applicant for funding under the Michigan Department of Commerce Small Cities Block Grant Program; and
WHEREAS, funding is available through the Michigan Department of Commerce Small Cities Block Grant Program for public works improvement projects; and
WHEREAS, the City of Marquette has, through its Local Community Development Plan, identified the need for a parking structure to be located in the Central Business

District of the City of Marquette; and
WHEREAS, immediate private investment in the Marquette
Central Business District in excess of \$1,385,000 will
occur in response to the construction of a parking
structure, and \$882,000 of general downtown investment
will occur; and

WHEREAS, the City of Marquette has, at a regular Public
Hearing, considered the Community and Economic
Development needs of the City of Marquette; and

WHEREAS, the City of Marquette will submit applications
to the Michigan Department of Commerce Small Cities Block
Grant Program to assist with funding of the construction
of the said parking structure;

NOW, THEREFORE, BE IT RESOLVED, that if the City of
Marquette's Application for assistance from the Michigan
Department of Commerce is approved, the City of Marquette
will provide local funds for the project in the amount of
\$200,000.

Following the reading of a portion of the resolution by the City
Clerk, it was moved by Commissioner LaBrecque, supported by
Commissioner Johnson, and carried unanimously to adopt the
following resolution:

WHEREAS, the City of Marquette is an eligible applicant
for funding under the Michigan Department of Commerce
Small Cities Block Grant Program; and

WHEREAS, funding is available through the Michigan
Department of Commerce Small Cities Block Grant Program
for public works improvement projects; and

WHEREAS, the City of Marquette has, through its Local
Community Development Plan, identified the need for a
parking structure to be located in the Central Business
District of the City of Marquette; and

WHEREAS, immediate private investment in the Marquette
Central Business District in excess of \$1,385,000 will
occur in response to the construction of a parking
structure, and \$882,000 of general downtown investment
will occur; and

WHEREAS, the City of Marquette has, at a regular Public
Hearing, considered the Community and Economic
Development needs of the City of Marquette; and

WHEREAS, the City of Marquette will submit applications
to the Michigan Department of Commerce Small Cities Block
Grant Program to assist with funding of the construction
of the said parking structure; and

WHEREAS, the City of Marquette will provide local funds
for the project in the amount of \$200,000 if Michigan
Department of Commerce Small Cities funds are made
available;

NOW, THEREFORE, BE IT RESOLVED, that the City of
Marquette will act as bonding Agent for purposes of
securing bonded funding of approximately \$800,000 for the
said Parking Structure.

Following the reading of a portion of the resolution by the City Clerk, it was moved by Commissioner Johnson, supported by Commissioner Coyne, and carried unanimously to adopt the following resolution:

WHEREAS, the City of Marquette is an eligible applicant for funding under the Michigan Department of Commerce Small Cities Block Grant Program; and
WHEREAS, funding is available through the Michigan Department of Commerce Small Cities Block Grant Program for public works improvement projects; and
WHEREAS, the City of Marquette has, through its Local Community Development Plan, identified the need for a parking structure to be located in the Central Business District of the City of Marquette; and
WHEREAS, immediate private investment in the Marquette Central Business District in excess of \$1,385,000 will occur in response to the construction of a parking structure, and \$882,000 of general downtown investment will occur; and
WHEREAS, the City of Marquette has, at a regular Public Hearing, considered the Community and Economic Development needs of the City of Marquette; and
WHEREAS, the City of Marquette will submit applications to the Michigan Department of Commerce Small Cities Block Grant Program to assist with funding of the construction of the said parking structure; and
WHEREAS, the City of Marquette will provide local funds for the project in the amount of \$200,000 if Michigan Department of Commerce Small Cities funds are made available;
WHEREAS, the City of Marquette will act as Bonding Agent for purposes of securing bonded funding of approximately \$800,000 for the said Parking Structure; and
WHEREAS, an additional amount of approximately \$283,000 will be required to finance the construction of the said Parking Structure; and
WHEREAS, a mechanism must be established to provide funds for the perpetual operation, maintenance, and replacement costs associated with the said Parking Structure in an amount approximating \$48,000 per year;
NOW, THEREFORE, BE IT RESOLVED, that the City of Marquette is proceeding to establish a Special Assessment financing mechanism to generate the required additional amount for construction of approximately \$283,000; and
NOW, THEREFORE, BE IT RESOLVED, that the City of Marquette is proceeding to establish a Special Assessment financing mechanism to generate the required annual revenues for the operation, maintenance, and replacement costs associated with the said Parking Structure, in an amount approximating \$48,000 per year, for the useful life of the structure.

Following the reading of a portion of the resolution by the City Clerk, it was moved by Commissioner Berube, supported by

Commissioner Johnson, and carried unanimously to adopt the following resolution:

WHEREAS, the City of Marquette is an eligible applicant for funding under the Michigan Department of Commerce Small Cities Block Grant Program; and
WHEREAS, funding is available through the Michigan Department of Commerce Small Cities Block Grant Program for public works improvement projects; and
WHEREAS, the City of Marquette has, through its Local Community Development Plan, identified the need for a parking structure to be located in the Central Business District of the City of Marquette; and
WHEREAS, the City of Marquette has, at a regular Public Hearing, considered the Community and Economic Development needs of the City of Marquette;
NOW, THEREFORE, BE IT RESOLVED, that the City of Marquette authorizes its City Manager, Mr. David A. Svanda as designated signatory to submit an application to the Michigan Department of Commerce for the Small Cities Program in the amount of \$400,000 for the construction of a parking facility to be located in the 100 block west of Bluff Street in the City of Marquette, and

- 1) to the maximum extent feasible, the project will principally benefit low and moderate income persons, and
- 2) that local funds in the amount of \$200,000 from the City of Marquette and \$800,000 from a bond issue have not yet been expended and will not be expended prior to the date of the beginning of the project period if the Small Cities Grant is received.

Following the reading of a portion of the resolution by the City Clerk, it was moved by Commissioner Coyne, supported by Commissioner Kulisheck, and carried unanimously to adopt the following resolution:

WHEREAS, the City of Marquette is an eligible applicant for funding under the Michigan Department of Commerce Small Cities Block Grant Program; and
WHEREAS, funding is available through the Michigan Department of Commerce Small Cities Block Grant Program for economic development projects; and
WHEREAS, the City of Marquette has, through its Local Community Development Plan, identified the need for financial incentives for fixed asset improvements to businesses in the Central Business District; and
WHEREAS, the City of Marquette has, at a regular Public Hearing, considered the Community and Economic Development needs of the City of Marquette;
NOW, THEREFORE, BE IT RESOLVED, that the City of Marquette authorizes its City Manager, Mr. David A. Svanda, as designated signatory, to submit an application to the Michigan Department of Commerce for the Small Cities Program in the amount of \$750,000 to be used to

create a low interest loan pool to be utilized by businesses in the Central Business District for fixed asset improvements; and
1) to the maximum extent feasible, the project will principally benefit low and moderate income families.

It was then moved by Commissioner Johnson and supported by Commissioner Coyne to approve the option for acquisition of the Marquette Masonic Association property with the ceiling price of \$125,000 on the property, to authorize the Mayor and City Clerk to execute this option agreement, and to allow Mayor Stow to abstain from voting due to a conflict of interest. The following vote was taken:

Ayes: Commissioners Berube, Coyne, Johnson, Kulisheck, LaBrecque, Ling.

Nays: None.

Abstention: Mayor Stow.

The motion was carried.

It was then moved by Commissioner Kulisheck, supported by Commissioner Berube, and carried unanimously to approve the option for acquiring a portion of the Clark Property as presented.

During the time set for citizen comment, Neil Nystrom asked why the Commission has public hearings if their minds are made up. He congratulated the merchants who will benefit from the parking ramp and said that it has killed the rest of downtown. Mayor Stow called a ten-minute recess at 9:17 p.m.

Following the recess, a letter from Diane Elcoate, regarding the restriction of cars on Presque Isle, was read. Following a lengthy discussion, during which the Commission agreed not to act on this matter, City Manager Svanda was asked to research the possibility of restricting the size of motor vehicles using Presque Isle.

A communication from G. Peter Kelly, complimenting the City for their excellent garbage collection program, was read. Mayor Stow thanked him for his letter.

A recommendation from the Marquette Transit Authority, regarding a lease for Great Northern Title and Abstract Company in the Marquette Transportation Center, was read. The Commission briefly discussed the problems of diesel fumes being picked up by the office's air handling systems at the Transportation Center and actions that are being taken to remedy the situation. It was then moved by Commissioner Coyne, supported by Commissioner Berube, and carried unanimously to approve the lease with Great Northern Title and Abstract Company and to authorize the Mayor and City Clerk to execute it.

A communication from the Hiawatha Music Coop, requesting permission for the sale of beer at the Tourist Park for the Hiawatha Music Festival on July 20, 21, and 22, was read. Item 17, a report and recommendation from the City Manager, regarding a lease agreement with the Hiawatha Music Coop for this event, was also read. It was

moved by Commissioner Kulisheck, supported by Commissioner Johnson, and carried unanimously to approve the lease agreement with the Hiawatha Music Coop, to execute the lease, and to grant permission to the Hiawatha Music Coop to consume alcoholic beverages in a public park for this event.

A recommendation from the Planning Commission, regarding a rezoning at Marquette General Hospital, was read. Following questions of the City Planner and Public Works Director, regarding buffering for the proposed parking lot, storm water runoff and storm sewers in the area, it was moved by Commissioner Berube, supported by Commissioner Johnson, and carried unanimously to set the regular meeting on Tuesday, May 29 as the time and date for a public hearing on this proposed rezoning.

A recommendation from the Planning Commission, regarding a rezoning south of Mite Street and north of Lakeview Heights Subdivision, was read. Following questions by the Commissioners on access to the proposed residential development, it was moved by Commissioner Johnson, supported by Commissioner Ling, and carried unanimously to set Tuesday, May 29, 1984 as the time and date for a public hearing on this proposed rezoning.

A report and recommendation from the City Manager, regarding partial re-allocation of Engineering Department and Public Works Department Fiscal Year 1983-84 appropriations, was read. It was moved by Commissioner Johnson, supported by Commissioner LaBrecque, and carried unanimously to concur with the Manager's recommendation to re-allocate Capital Outlay Budget funds from the purchase of an electronic distance measuring instrument, and auxiliary surveying equipment to the purchase of a micro-computer and accompanying software and to determine that there is no financial advantage to the City to competitively bid this computer equipment.

A report and recommendation from the City Manager, regarding bids for street paving under the Street Improvement and Maintenance Program, was read. Following questions regarding the fact that only one bid was received, it was moved by Commissioner Johnson, supported by Commissioner Coyne, and carried unanimously to award the bid to Payne and Dolan, Inc. at the unit prices indicated in the summary.

A report and recommendation from the City Manager, regarding bids for water system materials, was read. It was moved by Commissioner Ling, supported by Commissioner Stow, and carried unanimously to award the bids for this material as indicated.

A report and recommendation from the City Manager, regarding bids for maintenance of the Mountain Street water tank, was read. It was moved by Commissioner Ling, supported by Commissioner Johnson, and carried unanimously to concur in the recommendations of the Public Works Director and City Manager and to award this bid to the Dairyland Improvement Company of Cottage Grove Wisconsin in the amount of \$33,500.

Mayor Stow then noted the resignations of K. Michael Skytta from the Parking Advisory Committee, and Gretchen Waters as the alternate to the Wastewater Treatment Advisory Board. He reappointed Elizabeth Vajda to a new term on the Marquette Housing Commission expiring June 9, 1989 and appointed City Attorney Willard Martin to the Peter White Public Library Board for a term expiring May 1, 1989.

City Manager Svanda then presented a request from the Steering Committee for the Main Street Program for an advance on their 1984-85 fiscal year funding. He said that because the Steering Committee has not yet received non-profit status they are unable to receive private contributions and have a cash flow problem. He also said that allocation of \$5,000 at this time would reduce the \$10,000 allocation scheduled for July 1 by \$5,000. It was moved by Commissioner Berube, supported by Commissioner Johnson, and carried unanimously to make an advance in the amount of \$5,000 to the Steering Committee for the Main Street Program since this amount is budgeted in the next fiscal year, and to authorize it to come from the contingency fund.

Mayor Stow then congratulated Commissioner Johnson. He said that she had received the Woman of the Year Award in Marquette from Delta Kappa Gamma sorority some time ago, and that recently she had received designation as the State Woman of the Year in competition with nominees from all of the other Delta Kappa Gamma chapters in Michigan and as such she would be competing for a national award in Las Vegas soon.

Commissioner Berube said that it is very exciting to see a public works project such as the parking structure in downtown, where the private property owners are proposing to take over the maintenance and operation of the facility. He encouraged other citizens in the City who are interested development to work with the people who have helped to develop this project and to come to the City Commission with their plans. He said that people should get involved in the planning process early so that their wishes could be made known.

Commissioner Johnson complimented the workers on the City cleanup and said that the cleanup would be continuing for a couple of weeks at least. She said that the Beautification Committee would have a geranium sale on June 1, 1984. She also noted the passing of Paul Kinville who had been very involved in public education in Marquette.

Commissioner Kulisheck congratulated Commissioner Johnson on her award. He said that he had been contacted by retired City workers who were concerned about the fact that for some of them, their health insurance costs exceed their pension from the City. City Manager Svanda said that the administration is looking at the figures and attempting to determine the cost of adding retired City workers to the City's active health insurance coverage.

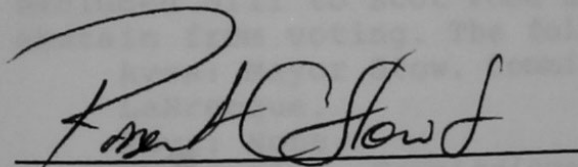
Commissioner LaBrecque congratulated Commissioner Johnson and said that people were putting out very large amounts of trash for the spring pickup. He questioned if some of these people were not taking advantage of the City.

City Manager Svanda congratulated Commissioner Johnson. He then extended his appreciation to Assistant Manager Gretchen Waters, who is attending her last Commission meeting prior to leaving the City. He said that she had been very helpful in helping him meet his goals for the administration of the City and that she would be sorely missed. He asked the Commission to schedule a public hearing on an amendment to the special assessment ordinance. It was moved by Commissioner Ling, supported by Commissioner Berube, and carried unanimously to set the regular meeting on Tuesday, May 29 as the time and date for a public hearing on an amendment to the special assessment ordinance.

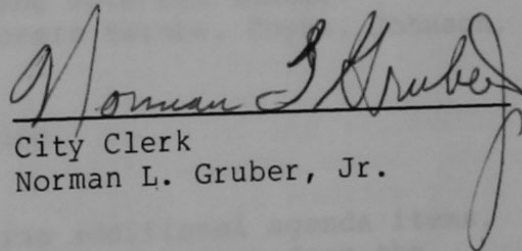
Mayor Stow thanked Assistant Manager Waters for her work on behalf of the City.

Commissioner Coyne stepped down from the podium to address the Commission as a citizen. He expressed concern over the upcoming School millage election and said that both the continuation of the current millage and the additional two mills are needed for the benefit of all of the areas' children.

There being no other citizens to address the Commission, the meeting was adjourned at 10:25 p.m.



Mayor
Robert C. Stow, Sr.



City Clerk
Norman L. Gruber, Jr.

OFFICIAL PROCEEDINGS OF THE
MARQUETTE CITY COMMISSION
Tuesday, May 29, 1984

A regular meeting of the Marquette City Commission was duly called and held at 7:00 p.m. on Tuesday, May 29, 1984 in Commission Chambers of City Hall.

Present: Mayor Stow. Commissioners Berube, Coyne,
Johnson, LaBrecque, Ling.
Absent: Commissioner Kulisheck.

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

It was moved by Commissioner Johnson, supported by Commissioner Coyne, and carried to approve the minutes of the May 14 regular and the May 9 special and closed meetings as presented and to waive their reading.

Total bills payable in the amount of \$136,493.12 were presented. It was moved by Commissioner Coyne, supported by Commissioner Johnson, and carried to pay the bills with the exception of the one to Scot Food in the amount of \$69.90. It was then moved by Commissioner LaBrecque and supported by Commissioner Coyne 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 Stow. Commissioners Berube, Coyne, Johnson,
LaBrecque.

Nays: None.

Abstention: Commissioner Ling.

The motion was carried.

During the time set for announcing additional agenda items, Commissioner Ling asked that item 26, a letter from the Environmental Protection Agency dealing with the City's water rates, be added. City Manager Svanda asked that item 27, consideration of adding Hurley Field to the Parks and Recreation plan, be added, and Mayor Stow said that the proclamation on Arbor Day and an added proclamation on Safe Boating Week would be moved to the head of the agenda.

Mayor Stow then presented a letter of commendation and a placque denoting a citizen's award to Doug Boyle, an employee of the Lake Superior & Ishpeming Railroad, for his courageous action in saving an ice fisherman who had fallen through the ice on April 30, 1984.

Mayor Stow then made the following proclamation:

NATIONAL SAFE BOATING WEEK

WHEREAS, Americans increasingly look to the water for recreation and relaxation. This year, approximately one-quarter of us will enjoy boating in one or more of its many and varied forms. Therefore, it is important that all of those involved in recreational boating observe proper safety practices, know and obey rules of safe boating, and show courtesy and consideration on the water.

WHEREAS, in addition, all boaters should wear personal flotation devices while on the water. Seventy-five percent of those who died in boating accidents last year might have been saved had they worn these devices, according to United States Coast Guard instructions.

WHEREAS, the theme of this year's "National Safe Boating Week" emphasizes the dangers of combining alcohol consumption with boat operation. The use of alcohol and other intoxicating substances is a major factor in boating accidents and fatalities. Boat operators who drink impair their ability to recognize and react to hazards and thereby endanger not only themselves but also others on the water. The use of even small amounts of alcohol can significantly reduce an operator's judgement and boat handling skills. This is particularly true as fatigue caused by sun, glare, noise, wind, and boat motion intensifies the effects of alcohol. Through the observance of "National Safe Boating Week, 1984", Americans should be alerted to these dangers.

WHEREAS, in recognition of the need for boating safety, the congress enacted the joint resolution of June 4, 1958 (36 U.S.C. 161), as amended, authorizing and requesting the President to proclaim annually the week commencing on the first Sunday in June as National Safe Boating Week.

NOW, THEREFORE, I, ROBERT C. STOW, SR., Mayor of the City of Marquette, do hereby proclaim the week beginning June 3, 1984 as National Safe Boating Week for this area.

Mayor Stow then made the following proclamation:

ARBOR DAY

WHEREAS, In 1872, J. Sterling Morton proposed to the Nebraska Board of Agriculture that a special day be set aside for the planting of trees, and

WHEREAS, this holiday, called Arbor Day, was first observed with the planting of more than a million trees in Nebraska, and

WHEREAS, Arbor Day is now observed throughout the nation and the world, and

WHEREAS, trees can reduce the erosion of our precious topsoil by wind and water, cut heating and cooling costs, moderate the temperature, clean the air, produce oxygen and provide habitat for wildlife, and

WHEREAS, trees are a renewable resource giving us paper, wood for our homes, fuel for our fires, and countless other wood products, and

WHEREAS, trees in our city increase property values, enhance the economic vitality of business areas, and beautify our community, and

WHEREAS, trees, wherever they are planted, are a source of joy and spiritual renewal, and

WHEREAS, the City of Marquette has been recognized as a Tree City USA by the National Arbor Day Foundation and desires to continue its tree-planting ways,

NOW, THEREFORE, I, Mayor of the City of Marquette, do hereby proclaim May 23, 1984 as ARBOR DAY in the City of Marquette, and I urge all citizens to support efforts to protect our trees and woodlands and to support our city's urban forestry program, and

FURTHER, I urge all citizens to plant trees to gladden the hearts and promote the well-being of present and future generations.

Paul Bilgen, Chairman of the Marquette Beautification Committee, presented a placque to Mayor Stow commemorating the City's designation as a 1984 Tree City USA. Barb Kelly, also representing the Beautification Committee presented the 1983 Tree City USA flag to Mayor Stow. She recognized the efforts of City Arborist Dennis Sapienz for his efforts in having Marquette designated as a Tree City and noted the coming June planting of the first heritage trees in the Lower Harbor Park. She explained that heritage trees are purchased with contributions, and that they are intended as memorials for various persons. She said that nearly \$1,000 has been collected for this purpose by the Beautification Committee. Mr. Bilgen said now that the City is qualified as a Tree City there should be little trouble in continuing this qualification on a year-to-year basis.

Mayor Stow then read a letter from the Shiras Institute conveying their last installment on the grant they made to the City for development of the Lower Harbor Park. He thanked the Shiras Institute for this and the many other good projects that they have sponsored in Marquette.

Mayor Stow then announced that this was the time set for a public hearing on 4-PUD-5-84, the rezoning of land for Marquette General Hospital's planned unit development. Bill Nemacheck, Assistant Administrator at Marquette General Hospital, presented the Hospital's planning documents. These documents included a long-range functional growth plan, an existing development and owned land plan, a short-range development plan, a cross-section of the buildings that will be in place after the short-range development plan is completed, and a long-range development plan. He also presented plans for the proposed parking lot on the south side of Magnetic Street. Following questions by Commissioners Johnson and LaBrecque, Mayor Stow opened the hearing to the public. Five persons spoke expressing concerns about or objecting to the proposed parking lot. Three persons supported the proposed parking lot. The hearing was closed. Following a discussion, it was moved by Commissioner Ling, supported by Commissioner Johnson, and carried to concur with the recommendation of the Planning Commission and rezone lots 92-98 of Normal Addition from general residential to planned unit development, to include this area in the hospital's planned unit development, to amend the hospital's approved development plan by including the proposed parking lot subject to the south buffer of the parking lot being increased to nine feet with equivalent reductions in the east-west maneuvering lane widths, all subject to the City Engineer's approval of drainage plans for the parking lot prior to construction, and to include the hospital's long and short range planning documents as submitted in the hospital's approved development plan.

Mayor Stow then announced that this was the time and date set for a public hearing on the rezoning of land south of Mite Street. City Planner Gruber explained the basis of this petition. There being no citizens wishing to address the Commission, the hearing was closed. It was moved by Commissioner Ling, supported by Commissioner Berube, and carried to rezone part of section 26, T 48 N, R 25 W, described as: Beginning at a point on the North-South Quarter-line of said Section 26 which is 738.5 feet north of the Center of said Section 26; thence South 89 32' East, 238.2 feet along the North line of Lot No. 25 of Lakeview Heights Subdivision; thence North 9 25' West, 231.9 feet along the West line of Lot No. 1 of said Lakeview Heights Subdivision; thence North 58 27' East, 187.2 feet along the North line of said Lot No. 1 of Lakeview Heights Subdivision; thence Northerly along the west line of the East tier of lots of Burt and Ely Addition, to the South line of vacated Lot No. 109 of said Burt and Ely Addition, excepting that part of Nelson's metes and bounds description that extends West over this line in Deed of November 24, 1941, recorded in Liber 148 of Deeds, Page 105; thence Westerly along the South line of said vacated Lot No. 109 of Bur and Ely Addition, 125 feet; thence Northerly along the West line of said vacated Lot No. 109 of Burt and Ely Addition extended to the North line of Government Lot 2; thence Westerly along the said North line of Government Lot 2, to the said North-South Quarter-line of Section 26; thence South along the said North-South Quarter-line of Section 26, to the South line of Furnace Street; thence West, 51.4 feet along the North line of Lot No. 35 of John and William Burt's Addition; thence South, 154 feet

along the West line of said Lot No. 35 of John and William Burt's Addition and across the vacated alley to the Northwest corner of Lot No. 36 of John and William Burt's Addition; thence along a line running diagonally from the Northwest corner of said Lot No. 36 of John and William Burt's Addition; thence South along the said North-South Quarter-line of Section 26, Residential. to the Point of Beginning from General Business to Single-Family

Mayor Stow then announced that this was the time and date set for a public hearing on proposed amendments to Chapter 22, the Special Assessment Ordinance. City Manager Svanda explained that the proposed amendments were to clarify areas of concern that had been raised by the City's bond counsel in regard to the issuance of special assessment bonds and to broaden the kinds of improvements that the City could levy special assessments for. There being no citizens wishing to address the Commission, the hearing was closed. Several Commissioners expressed concern over the fact that people paying assessments in full when they receive their bills would still be charged interest. It was then moved by Commissioner Ling, supported by Commissioner Johnson, and carried to adopt the amendments to the special assessment ordinance as proposed and to start the procedure to amend the ordinance to waive the interest payment where persons who make prompt payment in full of their assessments. The following ordinance was adopted:

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AN ORDINANCE TO AMEND SECTIONS 22.01, 22.04, 22.05, 22.06, 22.07, 22.08, 22.09, 22.12, 22.15, 22.21, and 22.22 AND TO REPEAL SECTION 22.03 OF TITLE III, CHAPTER 22 OF THE CODE OF THE CITY OF MARQUETTE, MICHIGAN.

During the time set for citizens wishing to address the Commission, Peter Embley asked if the Commission intended to consider approval of the cable television franchise transfer tonight. Robert Grove, General Manager of Marquette Cablevision, said that Mr. Small, representing TCI, was here to answer questions.

Mayor Stow called a five-minute recess at approximately 9:00 p.m.

Following the recess, a communication from the Liquor Control Commission, regarding transfer ownership of 1984 Class C licensed business at 900 N. Third Street from Paul Dennis Paquet to Betty and Daniel Laufer, was read. It was moved by Commissioner Johnson, supported by Commissioner Coyne, and carried to approve this transfer as requested.

A communication from the Liquor Control Commission, regarding transfer ownership of 1983 12-month Resort Class C license at 1412 Presque Isle Avenue from Michael J. Greenleaf to Anna Greenleaf and Katherine and Michael Greenleaf, was read. It was moved by Commissioner Ling, supported by Commissioner Johnson, and carried

to approve this transfer as requested.

Mayor Stow announced that item 7 had been withdrawn from the agenda.

A communication from Dr. Michael P. Cardone and Dr. Franklin D. Munkres, urging that the area around the Lower Harbor Park be cleaned up, was read. Parks and Recreation Director Turausky said that a good deal of work had been done cleaning up this area, but that funding would be needed if this project is to be successfully completed. The Commission agreed that, if possible, the City should apply for a grant to complete this work.

A communication from the Marquette Economic Development Corporation, regarding cooperation with other communities in economic development activities, was read. Commissioner Ling made a lengthy comment regarding economic development activities and cooperation and non-cooperation between the City and surrounding townships. He said that, although much has been made of a recent dispute with Marquette Township over an economic development project, that the City and the Townships do cooperate on a regular basis in providing government services to the area and that in the instance of the recent dispute, the City was only protecting what it had viewed as its interest in a specific matter.

A communication from William E. Hackney, Chairman of Region X of the Michigan Municipal League, regarding Commissioners' attendance at the Region X meeting in Manistique on June 7 and 8 was read. Mayor Stow urged all Commissioners who could, to attend the meeting.

A communication from Marquette Cablevision, requesting transfer of the cable television franchise to Telecommunications Incorporated of Michigan, Inc., was read. Mr. Andrew Small, representing TCI, addressed the Commission. He said that he was not looking for approval of the transfer at this time because TCI has not finished their negotiations for purchase of Marquette Cablevision. He said that TCI would get involved in the Lower Harbor project either financially or with manpower, and said that they feel strongly that there needs to be a common rate for all areas served by the local cable system. He said that this is necessary for the unity of the area. His proposal was to set all rates for basic service in the area served by Marquette Cablevision at \$6.50 until December 1, 1985 at which time they would go to a basic tier rate with additional tiers for extra fees. He said that it was his company's intent to ask for approval of the transfer at the Commission's meeting on June 11, 1984. Mayor Stow asked that, prior to that meeting, the Commission received the information specified in the franchise to be provided to the City when the transfer of the franchise is requested. Commissioner Coyne asked about a survey done by the City's consultant and why a bad report had been received from Morris, Illinois regarding TCI's cable system there. Mr. Small said that he would try to have this information at the next meeting. It was moved by Commissioner Ling, supported by Commissioner Berube, and carried to set the regular meeting on June

11, 1984 as the time and date for a public hearing on an amendment to the franchise ordinance.

A report and recommendation from the City Manager, regarding the Marquette Medical-Dental Center EDC Project, was read. City Manager Svanda explained that because of apparent conflicts of interest on the majority of the EDC Board, it was necessary to reduce several steps in this project. It was then moved by Commissioner Berube and supported by Commissioner Johnson to concur in the Manager's recommendation and to adopt the two resolutions and to allow Commissioner Coyne to abstain from voting. The following vote was taken:

Ayes: Mayor Stow. Commissioners Berube, Johnson, LaBrecque, Ling.

Nays: None.

Abstention: Commissioner Coyne.

The following two resolutions were adopted:

WHEREAS, there exists in the City of Marquette, County of Marquette, Michigan (the "City") the need for certain programs to alleviate and prevent conditions of unemployment, to assist and retain local industrial and commercial enterprises in order to strengthen and revitalize the City's economy and to encourage the location and expansion of industrial and commercial enterprises to provide needed services and facilities to the City and its residents; and

WHEREAS, a program to alleviate the aforesaid conditions and accomplish said purposes has been initiated by The Economic Development Corporation of the City of Marquette (the "Corporation"); and

WHEREAS, the Corporation in conformity with Act No. 338, Public Acts of Michigan, 1974, as amended ("Act No. 338"), has designated the hereinafter described project area for such a program to this Commission for its approval thereof; and

WHEREAS, it is also necessary for this Commission to establish project district area boundaries; and

WHEREAS, it is also necessary for this Commission to approve the appointment of two additional directors to the Board of Directors of the Corporation pursuant to the provisions of Section 4(2) of Act No. 338;

NOW, THEREFORE, BE IT RESOLVED THAT:

1. This Commission does hereby certify its approval of the Corporation's designation of the project area described in Exhibit A hereto attached.
2. This Commission does hereby establish as a project district area the property described in Exhibit B hereto attached.

3. This Commission does hereby certify its approval of the individuals listed on Exhibit C as additional Directors of the Corporation to serve in conformity with the provisions of Section 4(2) of Act No. 338.

4. It is hereby determined that the requirements of Section 20 of Act No. 338 have been met and that the formation of a project citizens district council is not required.

5. The City Clerk be and is hereby directed to deliver a certified copy of this resolution to the Secretary of the Board of the Corporation.

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

AND,

WHEREAS, there exists in the City of Marquette, County of Marquette, Michigan (the "City") the need for certain programs to alleviate and prevent conditions of unemployment and to revitalize the City's economy, and to assist industrial and commercial enterprises, and to encourage the location, expansion, or retention of industrial and commercial enterprises to provide needed services and facilities to the City and its residents and to retain employment opportunities in the City; and

WHEREAS, a program to alleviate the aforesaid conditions and accomplish said purposes has been initiated by The Economic Development Corporation of the City of Marquette (the "Corporation"); and

WHEREAS, the Corporation in conformity with Act 338 of the Public Acts of Michigan, 1974, as amended ("Act 338"), and the Internal Revenue Code of 1954, as amended, has prepared and submitted a project plan (the "Project Plan") involving a medical-dental office building project to be undertaken on behalf of Marquette Medical-Dental Center Corporation (the "Project") and

WHEREAS, pursuant to Act 338 it is necessary to hold a public hearing concerning the Project, the Project Plan and the bonds proposed therein to be issued by the Corporation (the "Bonds"), prior to taking legislative action relating to it;

NOW, THEREFORE, BE IT RESOLVED THAT:

1. Pursuant to the aforesaid Act 338 the Commission shall meet on June 25, 1984, at 7 o'clock p.m., at which time it shall conduct a public hearing on the Corporation's submission of the Project Plan and the issuance by the Corporation of the Bonds.

2. The Clerk be and is hereby directed to give notice of such public hearing by (1) publishing a notice thereof in the Mining Journal, a newspaper of general circulation in

the City; (2) posting in at least ten (10) conspicuous and public places in the project district area; and (3) mailing to the last known owner of each parcel of real property in the project district area at the last known address of the owner as shown by the tax assessment records, which notices shall be published and given at least fourteen (14) full days prior to the date set for said hearing.

3. Said notice shall be in substantially the following form:

OFFICIAL NOTICE TO THE CITIZENS OF THE
CITY OF MARQUETTE
OF PUBLIC HEARING TO CONSIDER APPROVAL OF A PROJECT PLAN
AND THE ISSUANCE OF THE BONDS PROPOSED THEREIN
AS SUBMITTED TO THE CITY COMMISSION OF THE
CITY OF MARQUETTE
BY THE ECONOMIC DEVELOPMENT CORPORATION
OF THE CITY OF MARQUETTE
FOR THE MARQUETTE MEDICAL-DENTAL CENTER CORPORATION PROJECT

PLEASE TAKE NOTICE, that pursuant to Act 338 of the Public Acts of Michigan of 1974, as amended, The Economic Development Corporation of the City of Marquette has submitted a project plan to the City Commission for its approval.

A public hearing on the proposed project and on the issuance of the bonds was held previously on April 30, 1984. The public hearing is being repeated; however, there has been no change in proposed project or the issuance of bonds.

Said project plan deals with the construction and equipping of an approximately 65,000 square foot, four-level medical-dental office building, the renovation of the existing medical-dental office buildings, including the construction of two new entrances and remodeling of common hallways, and parking lot improvements to be owned by Marquette Medical-Dental Center Corporation, to be used by Marquette Medical-Dental Center Corporation and physicians, dentists, and other health-related professionals who will lease portions of the facility, and to be located on a project area or site described as follows:

The site of the existing Marquette Medical-Dental Center on the north side of West Fair Avenue, land north of West Fair Avenue and west of Spur Street and the Soo Line Railroad right-of-way, and easements across the Soo Line Railroad right-of-way.

The street address of the facility is 1414 West Fair Avenue, Marquette, Michigan.

Said project plan details all information required by law

relative to said project and its impact on the community. No persons will be displaced from the project area as a result of this project. Said project plan also proposes the issuance of revenue bonds by said Economic Development Corporation in a maximum principal amount not to exceed \$2,700,000 to assist in the financing of said project.

The City Commission will meet at seven o'clock p.m., Monday, the 25th day of June, 1984, in the Commission Chambers at the City Hall located at 300 W. Baraga, Marquette, Michigan, and will conduct a public hearing.

The public hearing shall consider the advisability of the City Commission approving, modifying, or rejecting by resolution said project plan and the issuance of bonds as proposed therein.

This notice is given pursuant to the requirements of Sections 10 and 17 of Act 338, Public Acts of Michigan, 1974, as amended. The project plan and relevant maps or plats are available for inspection at the City Clerk's office.

All interested citizens are encouraged and will be offered an opportunity at said hearing to address the City Commission concerning said project, said project plan, and the bonds proposed to be issued. Written comments may also be submitted to the City Clerk prior to said hearing.

A report and recommendation from the City Manager, regarding the Truth in Taxation Law and its application to the Downtown Development Authority 1984-85 millage, was read. A second report and recommendation, regarding the same law and its application to the Peter White Public Library 1984-85 millage, was read. It was moved by Commissioner Johnson, supported by Commissioner Berube, and carried to concur in the recommendation and to set the regular meeting on June 11, 1984 as the time and date for public hearings on increasing the property taxes for these two bodies.

A report and recommendation from the City Manager, regarding requests to consume beer and wine at the Presque Isle Pavilion, was read. Following a lengthy discussion regarding the need to use City facilities for parties where beer and wine would be consumed versus the desirability of not allowing consumption of beer and wine at City parks, it was moved by Commissioner Berube and supported by Commissioner Coyne to grant the Upper Peninsula Medical Education Program permission to consume beer and wine at the Pavilion on Thursday, June 21, 1984 and the Marquette County of Michigan Association of Law Enforcement Officers permission to consume beer and wine at the Pavilion on Saturday, June 2, 1984. The following vote was taken:

Ayes: Mayor Stow. Commissioners Berube, Coyne, Ling.

Nays: Commissioners Johnson, LaBrecque.

The motion was carried.

A report and recommendation from the City Manager, regarding an increase in the Presque Isle Marina Program violation fine, was read. The Commission discussed the advisability of raising the fine more than the \$2.00 as recommended by the Harbor Committee. It was moved by Commissioner Johnson and supported by Mayor Stow to set the fine at \$5.00. The following vote was taken:

Ayes: Commissioners Berube, Coyne, LaBrecque, Ling.

Nays: Mayor Stow. Commissioner Johnson.

The motion was carried.

A report and recommendation from the City Manager, regarding a notice of intent to issue special assessment bonds, was read. It was moved by Commissioner Berube, supported by Commissioner Johnson, and carried to adopt the following resolution:

BE IT RESOLVED, that the City Clerk is hereby authorized and directed to publish the following notice once in the Mining Journal, a newspaper of general circulation in the City of Marquette:

CITY OF MARQUETTE
MARQUETTE COUNTY, MICHIGAN

NOTICE OF INTENT TO ISSUE PUBLIC IMPROVEMENT SPECIAL ASSESSMENT
BONDS IN THE PRINCIPAL AMOUNT OF NOT TO
EXCEED \$490,000

TO ALL ELECTORS AND TAXPAYERS OF THE CITY OF MARQUETTE,
MARQUETTE COUNTY, MICHIGAN AND OTHER INTERESTED PARTIES:

NOTICE IS HEREBY GIVEN that the Commission of the City of Marquette, Marquette County, Michigan, intends to take proceedings to authorize the issuance of Public Improvement Special Assessment Bonds in the principal amount of not to exceed \$490,000 to pay the cost of acquiring, constructing, and reconstructing sidewalks and of acquiring and installing new street lighting and trees in the 100 Block of West Washington Street, the 100 Block of North Front Street, the 100 Block of South Front Street, and the 200 Block of West Washington Street in the City of Marquette, Michigan.

NOTICE IS FURTHER GIVEN, that the bonds will be issued pursuant to the provisions of Act 279, Public Acts of Michigan, 1909, as amended. The bonds will be payable primarily from special assessments and interest thereon and, should the special assessments and interest thereon be insufficient for payment, from the General Fund of the City of Marquette or from any taxes the City of Marquette may levy within applicable statutory and Constitutional limitations. The bonds will bear interest at a rate of not to exceed 18% per annum.

NOTICE IS FURTHER GIVEN, that this notice is given to and for the benefit of all electors and taxpayers of the City of Marquette and other interested parties in order to inform them that the bonds will be issued without submitting the question of their issuance to a vote of the electors of the City of Marquette, unless within 45 days from the publication of this notice, a petition signed by not less than 10% or 15,000 of the registered electors of the City of Marquette, whichever is less, requesting a referendum upon the question of the issuance of such bonds is filed with the undersigned City Clerk, in which event the bonds will not be issued unless and until approved by a majority of the electors of the City of Marquette qualified to vote and voting thereon at a general or special election.

This notice is given by order of the City Commission in accordance with the provisions of Section 5(g) of Act No. 279, Public Acts of Michigan, 1909, as amended.

A report and recommendation from the City Manager, regarding budget revisions to the 1983-84 fiscal year budget, was read. It was moved by Commissioner LaBrecque, supported by Commissioner Coyne, and carried to concur with the City Manager's recommendation and to adopt the budget revisions as proposed. The following fund revisions with accompanying line item detail were adopted:

	<u>Appropriation</u>	<u>Projected Actual</u>	<u>Adjustment</u>
GENERAL FUND			
Revenues	\$7,939,324	\$8,221,758	\$+282,434
Expenditures	7,939,324	7,905,783	- 33,541
LOCAL STREET FUND			
Revenues	\$ 638,550	\$ 960,842	\$ 322,292
Expenditures	\$ 638,550	\$ 960,842	\$ 322,292
FEDERAL REVENUE SHARING FUND			
Revenues	\$ 723,750	\$ 726,142	\$ +38,392
Expenditures	723,750	762,142	+38,392

A report and recommendation from the City Manager, regarding the repair of two damaged warehouse buildings at the Wright Street Public Works Facility, was read. It was moved by Commissioner LaBrecque, supported by Commissioner Johnson, and carried to concur with the recommendation and to authorize this work to be done by J. Verette Company and to waive the requirement for competitive bidding on the basis that there is no financial benefit to the City.

Reports and recommendations from the City regarding bids for

several items were presented. It was moved by Commissioner Coyne, supported by Commissioner Johnson, and carried to concur with the City Manager's recommendations and to award the following bids:

Menze Construction Company for construction of the South Beach Park Project at \$97,354 with the \$3,000 in required local match to come from the Contingency Fund if the Board of Light and Power does not provide that amount.

The bid for aggregate materials to the low bidders as specified in the Manager's report.

The bids for rehabilitation of the private residence at 440 McMillan Street to R.G. Remodeling of Rock, Michigan at \$4,920.

The bid for design and installation of an automatic transfer switch for the Grove Street pumping station to M.J. Electric in the amount of \$8,668 with the transfer of \$11,000 from unexpended funds in the leak detection program line to pay for the remainder of the budget which is not covered by the original appropriation.

City Manager Svanda then discussed a proposal to transfer the Veteran's Monument from in front of the Peter White Public Library to the D.J. Jacobetti Veteran's Facility. The Commission agreed that this was a good idea and discussed the possible need for replacement of some of the names on the monument.

City Manager Svanda then discussed the possible disposition of the Osterberg Property that the City had recently acquired through back taxes in North Marquette. He said that he would like to negotiate to provide lots to the contractor who is going to remove the homes from Magnetic Street that have been purchased by the Hospital for their new parking lot. It was moved by Commissioner Berube, supported by Commissioner Johnson, and carried to authorize the administration to negotiate for the sale of these lots.

Commissioner Ling then discussed two letters from the Environmental Protection Agency; one to Mrs. Melchiori and one to Mrs. Stebbins. These letters respond to their complaints about the water and sewer rates and state the EPA's approval not only of the City's compliance with the intent of the law, but also with the City's compliance with the spirit of the law. City Manager Svanda also said that many incorrect statements were made by Mrs. Melchiori and Mr. and Mrs. Stebbins during their comments to the Commission this winter. The Commission agreed that City Manager Svanda should issue a press release regarding this matter to correct the public's information on the City's water and sewer rates.

City Manager Svanda then presented a proposal to revise the Parks and Recreation plan to add Hurley Field to the plan so that a grant to improve it could be applied for. It was moved by Commissioner Ling, supported by Commissioner LaBrecque, and carried to adopt the following two resolutions:

WHEREAS, it is the recommendation of the City of Marquette Parks and Recreation Advisory Committee to apply for funding through the LAWCON Program to rehabilitate Hurley Field, and;

WHEREAS, the Marquette City Recreation Plan (amended) identifies said proposed recreation improvements; and

WHEREAS, the City desires to secure State and/or Federal financial assistance to help defray the cost of recreation development identified in the Plan,

NOW, THEREFORE, BE IT RESOLVED that the Marquette City Commission does hereby approve of application for 1984 Land and Water Conservation Fund assistance in the amount of \$41,650.00 for improvements to Hurley Field and adjoining playground.

BE IT FURTHER RESOLVED, that in the event a Land and Water Conservation Fund grant is awarded, the City assures the proposed project will be undertaken.

BE IT FURTHER RESOLVED, that John M. Turausky, Director, Department of Parks and Recreation is authorized to sign the appropriate application forms on behalf of the City and to act as project representative.

AND

WHEREAS, it is the recommendation of the City of Marquette Parks and Recreation Advisory Committee and the City of Marquette Department of Parks and Recreation to approve of proposed amendments to the Marquette City Recreation Plan, and;

WHEREAS, the Marquette City Commission has reviewed said proposed amendments and concurs with the composition of such, and;

WHEREAS, the City desires to secure financial assistance from the Federal and/or State government to help defray the cost of implementing the Recreation Plan.

THEREFORE, BE IT RESOLVED, that the Marquette City Commission does hereby adopt the proposed amendments to the Marquette City Recreation Plan.

Commissioner Berube thanked the Shiras Foundation for their support for City projects. He also noted that it was "Safe Boating Week" and urged everyone who is making use of small boats to wear life jackets. He said that he had checked with the Coast Guard Station and the foghorn will be shut off soon. He said that some improper equipment had been installed causing it to run continuously.

Commissioner Johnson said that she had received many calls about the foghorn and many complaints about bicyclers and joggers in the cemetery. Also a complaint that no water was available in the cemetery for watering some of the flowers there. She said that people had been sitting on the headstones and drinking beer and that the cemetery gate was in poor condition. She also said that there was a section of sidewalk missing near the corner of Ridge and Seventh Streets. She had received complaints about dust at the North Marquette Ballfields. She commended the Police Department and the EMS for a rescue in her neighborhood recently. She asked what could be done to people who have littered their yards and noted a complaint about Presque Isle being closed for a marathon last weekend.

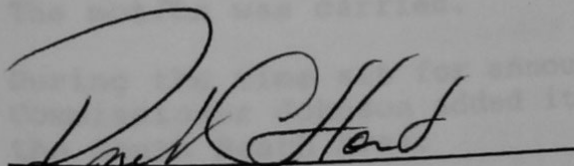
Commissioner Ling noted that Marquette High School had recently won the Class A track finals and said that there were many fine youths represented in the High School student body.

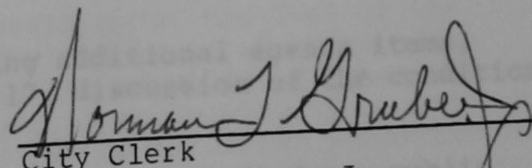
Mayor Stow said that, in view of an outside legal opinion regarding the appointment of the City Attorney to the Library Board, the City Attorney should review this opinion and his appointment.

City Manager Svanda reminded citizens that in case of poor television picture quality, complaints should be referred to Marquette Cablevision. He also urged Commissioners going to Midland for Commission Exchange to plan to arrive there no later than 5:00 or 5:30.

Mayor Stow complimented John Turausky on the opening of the Island Store and said that it was very popular with Marquette citizens.

There being no citizens wishing to address the Commission, the meeting was adjourned at 10:42 p.m.


Mayor
Robert C. Stow, Sr.


City Clerk
Norman L. Gruber, Jr.

OFFICIAL PROCEEDINGS OF THE
MARQUETTE CITY COMMISSION
Monday, June 11, 1984

A regular meeting of the Marquette City Commission was duly called and held at 7:00 p.m. on Monday, June 11, 1984 in Commission Chambers of City Hall.

Present: Mayor Stow. Commissioners Berube, Coyne,
Johnson, LaBrecque, Ling.
Absent: Commissioner Kulisheck.

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

It was moved by Commissioner Johnson, supported by Commissioner Coyne, and carried to accept the minutes of the May 29, 1984 meeting as presented and to waive their reading.

Total bills payable in the amount of \$328,246.26 were presented. It was moved by Commissioner Coyne, supported by Commissioner Johnson, and carried to accept and pay these bills as presented with the exception of the bill to Scot Food in the amount of \$28.46. It was then moved by Commissioner LaBrecque and supported by Commissioner Coyne 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 Stow. Commissioners Berube, Coyne, Johnson,
LaBrecque.

Nays: None.

Abstention: Commissioner Ling.

The motion was carried.

During the time set for announcing additional agenda items, Commissioner Johnson added item 17, discussion of the condition of the South Beach area.

Mayor Stow announced that this was the time set for a public hearing on an amendment to the cable television franchise ordinance. A letter from Marquette Cablevision requesting a continuation of the hearing until the last meeting of the month was read. Mayor Stow noted receipt of materials from Tele-Communications, Inc. regarding the proposed franchise transfer. Charles Carlson, Treasurer of Marquette Cablevision, requested approval of the sale of the cable television franchise to Tele-Communications, Inc. of Colorado. He gave a history of Marquette Cablevision's acquisition of the cable television franchise in Marquette. He said that because of the lower rates bid by Marquette Cablevision and the two-year freeze on rates, City residents would realize considerable savings over what they had previously been paying for cable television. He said that Marquette Cablevision needed to sell the franchise because they were not able to manage the full system that they had had to acquire as a result of the

lawsuit by Cox Cable Television. He said that Marquette Cablevision had been organized to run only the City system and that their resources did not permit them to run the full system. He introduced Mr. Andrew J. Smalls, representing TCI. Mr. Smalls said that they are actively pursuing the goal of purchasing the franchise from Marquette Cablevision and that they expect to do so within the next one or two days. He said the price would be determined by negotiations with Marquette Cablevision, but that the City's position on the transfer of the franchise would influence that price. He said that TCI would stay with the rate contracted until December 1, 1985, but at that time they would propose to have a reduced basic tier at \$3.95 with a \$9.00 price for all 33 channels. He said, at that time, the company is proposing to go to a 22 channel system in all of the outlying areas for which they would charge \$9.00. He asked that a cable committee be established by the Commission to work out the details of the franchise transfer.

Commissioner Johnson asked about the senior citizen rate. Mr. Smalls said that it would stay the same and that it would only be raised proportionally to rate increases granted in other rates. He also clarified the difference between the basic or low-tier rates and the rates for all 33 channels.

Dr. Carl Hammerstrom said that the FM service has never been upgraded, especially by the addition of WFMT from Chicago. He also expressed concern on behalf of both the Peter White Public Library Board and the Marquette Medical-Dental Center that the reduction in institutional and public access would hamper their efforts to use cable television.

Peter Embley said that the franchise should be transferred to the City to keep the money paid to the cable company in town. Mr. Smalls responded to questions regarding the institutional loop.

Commissioner Coyne expressed concern about the loss of the institutional access and the reduction in local origination programming to ten hours per week. Mr. Smalls said that they did not want to build the institutional loop because it provides no income and would have to be paid for by the other subscribers. He also said that if 15 or 20 hours per week of local origination programming is required, that could be done. The hearing was closed. Following comments by City Commissioners, it was moved by Commissioner LaBrecque, supported by Commissioner Coyne, and carried to establish a committee made up of Mayor Stow, Commissioner Ling, and various City staff members to negotiate with TCI.

Mayor Stow then announced that this was the time and date set for a public hearing on the application of the Truth in Taxation law to the Downtown Development Authority millage. There being no citizens to address the Commission, the hearing was closed. It was moved by Commissioner Johnson, supported by Commissioner Coyne, and carried to adopt the following resolution and to authorize the Mayor and City Clerk to certify it:

WHEREAS, State Law (Act 5 of 1982) provides that the base tax rate for 1984 Marquette Downtown Development Authority (DDA) operating taxes be reduced to 1.9016 mills (\$1.90 per \$1,000 SEV) because of an estimated increase in the State Equalized Value of existing property in the City; and

WHEREAS, the reduced base tax rate of 1.9016 mills is 0.09840 mills (\$0.10 per \$1,000 SEV) lower than the 1983 Marquette DDA operating tax rate; and

WHEREAS, it is the desire of the Downtown Development Authority (DDA) of the City of Marquette to continue to provide essential services to the residents of the City; and

WHEREAS, a total operating rate of 2.0 mills (\$2.00 per \$1,000 SEV) is necessary to fund the Marquette DDA's 1984-85 budget which provides for the maintenance of these essential services; and

WHEREAS, the DDA has complete authority to establish the number of mills to be levied within its authorized millage rate; and

WHEREAS, the City Commission held a public hearing on the proposed additional millage at its regular meeting on June 11, 1984;

NOW, THEREFORE, BE IT RESOLVED, that the operating tax levy reduction of 0.09840 mills be restored to return the Marquette DDA operating rate to 2.00 mills.

Mayor Stow then announced that this was the time and date set for a public hearing on the application of the Truth in Taxation Law to the Peter White Public Library. City Manager Svanda explained that this action and the previous action were related to the State Law which requires a reduction in millage rates corresponding to an increase in state equalized valuation and that all that was being done was to return the millage rates to the same level they were last year. This will result in a slight increase in taxes. There being no citizens wishing to address the Commission, the hearing was closed. It was moved by Commissioner Johnson, supported by Commissioner Berube, and carried to adopt the following resolution and authorize the Mayor and City Clerk to certify it:

WHEREAS, State Law (Act 5 of 1982) provides that the base tax rate for 1984 Peter White Public Library (Library) operating taxes be reduced to 1.2290 mills \$1.23 per \$1,000 SEV) because of an estimated increase in the State Equalized Value of existing property in the City; and

WHEREAS, the reduced base tax rate of 1.2290 mills is 0.0710 mills (\$.07 per \$1,000 SEV) lower than the 1983 Library operating tax rate; and

WHEREAS, it is the desire of the Peter White Public Library Board of the City of Marquette to continue to provide essential services to the residents of the City; and

WHEREAS, a total operating rate of 1,300 mills (\$1.30 per \$1,000 SEV) is necessary to fund the Library's proposed 1984-85 budget which provides for the maintenance of these essential services; and
WHEREAS, the Library Board has complete authority to establish the number of mills to be levied within its authorized millage rate; and
WHEREAS, the City Commission held a Public Hearing on the proposed additional millage at its regular meeting on June 11, 1984,
NOW, THEREFORE, BE IT RESOLVED, that the operating tax levy reduction of 0.0710 mills be restored to return the Library operating rate to 1.300 mills.

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

A communication from Marquette Area Public Schools, establishing their 1984-85 millage rates at 22.25 mills plus county allocated millage of 7.365 mills for operating purposes and 2.40 mills for debt retirement, was read. Mayor Stow noted that no action was required on this communication.

A communication from Dale Wedig, requesting permission to have alcoholic beverages in the Presque Isle Park Pavilion on Sunday, July 22, 1984, was read. It was moved by Commissioner Ling and supported by Commissioner Berube that the request from Mr. Wedig be granted. The following vote was taken:

Ayes: Mayor Stow. Commissioners Berube, Coyne, LaBrecque, Ling.

Nay: Commissioner Johnson.

The motion was carried.

Following a lengthy discussion regarding the advisability of having alcoholic beverages in the parks and in the Presque Isle Pavilion, it was moved by Commissioner Ling and supported by Commissioner LaBrecque that all those people that have not at this time been approved to have alcoholic beverages in the Presque Isle Pavilion will not be considered for approval in the future. The following vote was taken:

Ayes: Commissioners Johnson, LaBrecque, and Ling.

Nays: Mayor Stow. Commissioners Berube and Coyne.

The motion was not carried. Mayor Stow requested review of this matter by the Parks and Recreation Advisory Committee.

A communication from the American Legion Fourth of July Corporation requesting approval of a fireworks permit for the Fourth of July was read. It was moved by Commissioner LaBrecque, supported by Commissioner Berube, and carried to approve this permit as requested.

A report and recommendation from the City Manager, regarding City retiree participation in the City's health insurance group, was read. Following a discussion regarding the long-term fiscal effect

on the City of this change, it was moved by Commissioner Johnson and supported by Commissioner Stow to concur with the City Manager's recommendation and to approve the transfer of City retirees to the City's active health insurance group. The following vote was taken:

Ayes: Mayor Stow. Commissioners Coyne, Johnson, LaBrecque, Ling.

Nays: Commissioner Berube.

The motion was carried.

Mayor Stow called a ten-minute recess at 9:05 p.m.

Following the recess, a report and recommendation from the City Manager regarding the current year appropriation for special assessment roll #468 in Flurette's Addition, was read. It was moved by Commissioner Ling, supported by Commissioner Berube, and carried to concur in the City Manager's recommendation and to make an appropriation in the amount of \$149,401.33 to account #101-269-971 and to authorize the expenditure of this money for repayment of principal interest and late charges on special assessment roll #468. City Manager Svanda explained that these lots had been acquired by the City.

A report and recommendation from the City Manager, regarding the sale of property in Block 3 of Flurette's Addition, was read. It was moved by Commissioner LaBrecque, supported by Commissioner Johnson, and carried to approve the proposed sale price of \$1,312.50 for each 50-foot lot to Pesola Contracting Company with the stipulation that there be a reverter clause in the deeds which would require their reversion to City ownership if each 70-foot site is not occupied by one of the homes to be moved from the South side of Magnetic Street for construction of the Hospital parking lot.

A report and recommendation from the City Manager, regarding the Downtown Special Assessment Improvement Projects, was read. It was moved by Commissioner Johnson, supported by Commissioner Stow, and carried with no dissent to adopt the following four resolutions:

WHEREAS, the City Commission of the City of Marquette determines that it is necessary to acquire and construct the proposed public improvement described 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 WHEREAS, the City Commission determines that the cost of such improvement should be paid by special assessment levied against the lots and parcels of land benefited by such improvement;

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The City Manager shall prepare or cause to be prepared plans and specifications with respect to the improvement to be made, which plans and specifications shall also include an estimate of the cost thereof and the plats of land affected thereby.
2. The City Manager shall prepare a report which shall include a schedule of all property affected by the proposed improvement, and pertinent information on such parcels as are owned by public authorities, which report shall be presented to this Commission along with the plans and specifications referred to in paragraph 1 hereof. The City Manager shall also include in his report the costs to be paid by general obligation the City, the costs to be assessed against the benefited property in the special assessment district, and the number of installments in which the assessment should be spread,
3. The foregoing report, as soon as completed, shall be presented to this Commission.
4. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same hereby are rescinded.

AND

WHEREAS, the City Commission of the City of Marquette determines that it is in the public interest, health, and welfare to acquire and construct the public improvements in the City of Marquette described 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 WHEREAS, the City Manager has caused to be prepared a report concerning such public improvement, which includes all of the information required to be included by the provisions of Section 22.06 of the City's Special Assessment Ordinance;

AND WHEREAS, the City Commission has reviewed said report;

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The City Commission tentatively determines that the aforesaid public improvement is necessary.

2. The City Manager's report and the plans and specifications as presented to this Commission shall be filed with the City Clerk and shall be made available for public inspection.

3. The City Commission will meet on Monday, June 25, 1984 at seven o'clock p.m., Eastern Daylight Savings Time, in the City Commission Chambers of City Hall for the purpose of hearing interested persons on the making of said public improvement.

4. The City Clerk is hereby directed to cause notice of said hearing to be published in the Mining Journal, a newspaper of general circulation in the City of Marquette, at least ten (10) days before the date of such hearing, and is further directed to cause notice of such hearing to be mailed by first class mail to each owner of property in the special assessment districts more particularly described in the following notice, at the addresses shown on the current assessment roll of the City at least ten (10) days prior to the date of such hearings.

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

AND

WHEREAS, the City Commission of the City of Marquette determines that it is necessary to acquire and construct the proposed public improvement described as follows:

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.

AND WHEREAS, the City Commission determines that the cost of such improvement should be paid by special assessment levied against the lots and parcels of land benefited by such improvement;

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The City Manager shall prepare or cause to be prepared plans and specifications with respect to the improvement to be made, which plans and specifications shall also include an estimate of the cost thereof and the plats of land affected thereby.

2. The City Manager shall prepare a report which shall include a schedule of all property affected by the

proposed improvement, and pertinent information on such parcels as are owned by public authorities, which report shall be presented to this Commission along with the plans and specifications referred to in paragraph 1 hereof. The City Manager shall also include in his report the costs to be paid by general obligation the City, the costs to be assessed against the benefited property in the special assessment district, and the number of installments in which the assessment should be spread,

3. The foregoing report, as soon as completed, shall be presented to this Commission.

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

AND

WHEREAS, the City Commission of the City of Marquette determines that it is in the public interest, health, and welfare to acquire and construct the public improvements in the City of Marquette described as follows:

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.

AND WHEREAS, the City Manager has caused to be prepared a report concerning such public improvement, which includes all of the information required to be included by the provisions of Section 22.06 of the City's Special Assessment Ordinance;

AND WHEREAS, the City Commission has reviewed said report;

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The City Commission tentatively determines that the aforesaid public improvement is necessary.
2. The City Manager's report and the plans and specifications as presented to this Commission shall be filed with the City Clerk and shall be made available for public inspection.
3. The City Commission will meet on Monday, June 25, 1984 at seven o'clock p.m., Eastern Daylight Savings Time, in the City Commission Chambers of City Hall for the purpose of hearing interested persons on the making of said public improvement.

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

A report and recommendation from the City Manager, regarding a Soo Line Railroad Company crossing permit for the South Beach Park Project, was read. It was moved by Commissioner Ling, supported by Commissioner Berube, and carried to approve permit #23502 as presented and to authorize the Mayor and City Clerk to execute it.

A report and recommendation from the City Manager, regarding a water and sewer system electronic instrumentation services agreement, was read. It was moved by Commissioner Berube, supported by Commissioner LaBrecque, and carried to find that there is no financial advantage to the City in bidding this service, to approve the agreement as proposed, and to authorize the Mayor and City Clerk to execute it.

A report and recommendation from the City Manager, regarding Michigan Department of State and National Register Survey and Planning Funds, was read. Laura Bulera, Project Manager for Main Street Marquette, Incorporated, explained the request. She also reported on the progress of the Main Street Project in Marquette saying that we are about six months ahead of most of the other cities in Michigan. It was moved by Commissioner Coyne, supported by Commissioner Johnson and carried that the City of Marquette, on behalf of Main Street Marquette, Inc., submit the inventory and facade grant application, that the City contract with Main Street Marquette, Inc. for the inventory and assessment of all buildings in the Downtown Development Authority district, that the City delegate to Main Street Marquette, Inc. the responsibility of implementing and overseeing the facade study, that the filing of the grant application on behalf of the City be approved so that the goal of the Main Street designation can be effectively and efficiently implemented, and that \$1,000 be appropriated from the Contingency Fund for the City portion of this grant.

A report and recommendation from the City Manager, regarding water meter bids, was read. It was moved by Commissioner Ling, supported by Commissioner Berube, and carried to concur in the recommendation and award these bids to W. Miller, Inc., the low bidder, in the

amount of \$18,774.10 for bronze-bodied water meters.

A report and recommendation from the City Manager, regarding bids for the rehabilitation of private residences, was read. It was moved by Commissioner LaBrecque, supported by Commissioner Johnson, and carried to award these bids to the low bidder, R.G. Remodeling of Rock, Michigan in the amount of \$9,678.05 for 433 W. Spring Street, \$9,515.00 for 938 S. Lake Street, and \$4,550.00 for 156 W. Park Street.

Mayor Stow then made the following appointment with the Commission's concurrence: Ron Maki to the Police-Fire Retirement Board. Mayor Stow also asked for a report from City Attorney Martin regarding Mr. Martin's appointment to the Peter White Public Library Board. Mr. Martin said that, although he still feels he is eligible for appointment to this Board, he did not feel that it was appropriate for him to review the legality of his appointment, and requested that the appointment be withdrawn. Mayor Stow concurred with this recommendation and withdrew the appointment. He asked the Commissioners to forward names of possible candidates for this appointment to him.

Mayor Stow then announced that this was the time set for discussion of the South Beach area condition. Commissioner Johnson said that the crane and the barge which had been abandoned on the shoreline were now stored near the parking lot for the South Beach Park Project, and that their appearance is very unsightly. The Commission briefly discussed how the barge and crane would be disposed of and the length of time this would take. Police Chief Johnson was urged to pursue removal of this equipment as rapidly as is legally possible.

Commissioner Berube asked if boats could be launched at the mouth of the Dead River. Parks and Recreation Director Turausky reported that the land there belongs to the U.P. Generating Company. Commissioner Berube also asked how personal property tax delinquencies can be enforced. City Attorney Martin reported that they are enforced by filing lawsuits. Commissioner Berube also complimented the contractors and Sundberg, Carlson, and Associates, the engineers, for their excellent cooperation with both people and businesses in the downtown project area. He said that the project is going very well.

Commissioner Johnson asked if the Tourist Park is closed at 11:00 p.m., how there could be loud parties at 4:30 a.m. She also complained that there is a hedge of trees at Lake and Front Streets which is full of garbage, complimented the Downtown Marquette Association for the excellent brochure on Downtown Marquette they have issued, noted calls from people who have ordered lawn meters and find that they cannot get them for some time because they are out of stock, and asked for a report from the City Manager on possible ways to reduce these people's sewage bills through the summer. She thanked the Police Department for slowing down the traffic on Division Street, asked if the Board of Light and Power had promised that the electric rates would go down when the new

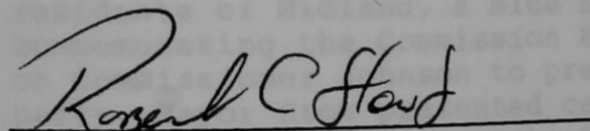
plant goes on line, and said that the property tax assessment against the Cliff's Dow property should be raised.

It was moved by Commissioner LaBrecque to ask the County Board to withdraw from the ELF lawsuit. Motion died for lack of support. Commissioner LaBrecque also said that something should be done about the poor condition of the parking area along Bluff Street in Harlow Park and asked for a report from the Public Works Director as to what could be done here.

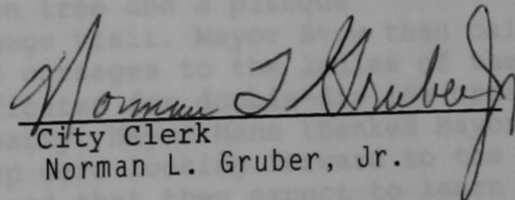
Mayor Stow noted calls on noisy solid waste collection activities in the early morning hours and asked Public Works Director Etelamaki to report on the contract starting times, commended the Dahlke's for cleaning up the Shell Oil and Mister Donut sites on South Front Street, noted that there are now five candidates for the three City Commission seats and two candidates for the two Board of Light and Power seats for the November election and said that Commission Exchange with Midland starts on Thursday. He encouraged all Commissioners to attend the special meeting to be held at 6:00 p.m. on Thursday.

During the time set for citizens wishing to address the Commission, Mike Coyne of 21 E. Nicolet spoke regarding alcohol in the Presque Isle Pavilion and other parks. He said that the law should be enforced or repealed. Commissioner Coyne responded and asked that this item along with reports from the Police Department and the Parks and Recreation Advisory Board be on the next meeting agenda.

The meeting was adjourned at 10:25 p.m.



Mayor
Robert C. Stow, Sr.



City Clerk
Norman L. Gruber, Jr.

OFFICIAL PROCEEDINGS OF THE
MARQUETTE CITY COMMISSION
Thursday, June 14, 1984

A special meeting of the Marquette City Commission was duly called and held at 6:00 p.m. on Thursday, June 14, 1984 in Commission Chambers of City Hall.

Present: Mayor Stow. Commissioners Berube, Coyne, Johnson, LaBrecque, Ling.
Absent: Commissioner Kulisheck.

Present from the Midland City Commission: Mayor Mann, Mayor Pro Tem McCaffrey, and Commissioners Biggs and Pilon.

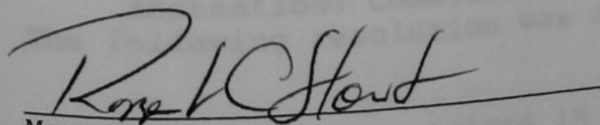
Mayor Stow introduced the Commissioners and the City Managers from Marquette and from Midland. City Manager Svanda introduced City staff present who were City Clerk Gruber, Parks and Recreation Director Turausky, Personnel Director Cardone, Public Works Director Etelamaki, and Police/Fire Chief Johnson. Spouses of Commissioners and staff who were present were also introduced.

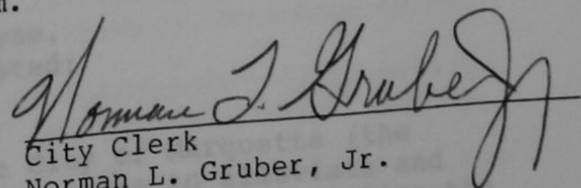
The Commission then paused for the Pledge of Allegiance to the Flag, a ceremony held at this particular time in honor of Flag Day.

Mayor Stow officially welcomed the visitors from Midland to Marquette and presented each of them with gifts from the City of Marquette. He also presented Mayor Mann, as representative of the residents of Midland, a Blue Spruce tree and a placque commemorating the Commission Exchange visit. Mayor Stow then called on Commissioner Johnson to present corsages to the ladies of the party. Mayor Stow presented certificates for double-dip ice cream cones at the Island Store to the party. Mayor Mann thanked Mayor Stow and said that he and his group were looking forward to the time they will spend in Marquette and that they expect to learn a great deal from their meetings with Marquette Commissioners and staff members.

The media who were present asked questions relating to the initiation of the Commission Exchange Program, the differences and similarities between the two cities, and some of the current municipal problems in Midland.

There being no citizens wishing to address the Commission, the meeting was adjourned at 6:30 p.m.


Mayor
Robert C. Stow, Sr.


City Clerk
Norman L. Gruber, Jr.

OFFICIAL PROCEEDINGS OF THE
MARQUETTE CITY COMMISSION
Monday, June 25, 1984

A regular meeting of the Marquette City Commission was duly called and held on Monday, June 25, 1984 at 7:00 p.m. in Commission Chambers of City Hall.

Present: Mayor Stow. Commissioners Berube, Coyne, Kulisheck, LaBrecque, Ling.
Absent: Commissioner Johnson.

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

Total bills payable in the amount of \$353,142.00 were presented. It was moved by Commissioner LaBrecque, supported by Mayor Stow, and carried to approve the bills as presented with the exception of the one to Scot Food in the amount of \$265.96. It was then moved by Commissioner LaBrecque and supported by Commissioner Kulisheck 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 Stow. Commissioners Berube, Coyne, Kulisheck, LaBrecque.

Nays: None.

Abstention: Commissioner Ling.

The motion was carried.

Commissioner Berube said that he had received a request that item 6 be deleted from the agenda.

Mayor Stow announced that this was the time and date set for a public hearing on the approval of the project plan for the Marquette Medical-Dental Center Economic Development Project. Medical-Dental Center General Manager Bill LaBelle supported this project and explained why it was necessary to do the resolutions and hearings again. A recommendation from City Manager Svanda for approval of the project was read. The hearing was closed. It was moved by Commissioner Ling and supported by Commissioner Berube to adopt the resolution approving the project plan and to allow Commissioner Coyne to abstain from voting due to a potential conflict of interest. The following vote was taken:

Ayes: Mayor Stow. Commissioners Berube, Kulisheck, LaBrecque, Ling.

Nays: None.

Abstention: Commissioner Coyne.

The following resolution was adopted:

WHEREAS, there exists in the City of Marquette (the "City) the need for certain programs to alleviate and prevent conditions of unemployment and to revitalize the City's economy, and to assist industrial and commercial

enterprises, and to encourage the location, expansion or retention of industrial and commercial enterprises to provide needed services and facilities to the City and its residents; and

WHEREAS, a program to alleviate the aforesaid conditions has been initiated by the Economic Development Corporation of the City of Marquette (the "Corporation"); and

WHEREAS, the Corporation in conformity with Act No. 338, Public Acts of Michigan, 1974 as amended ("Act No. 338", "Plan"), providing all information and requirements necessary for a project involving the acquisition, construction and equipping of a 65,000 square foot medical-dental office building facility, the renovation of the existing medical-dental office buildings, including the construction of two new entrances and remodeling of common hallways, and parking lot improvements to be owned and operated by the Marquette Medical-Dental Center Corporation and to be used by Marquette Medical-Dental Center Corporation and physicians, dentists and other health-related professionals who will lease portions of the facility located at 1414 West Fair Avenue, Marquette, Michigan (the "project"); and

WHEREAS, in conformity with Act No. 338 and the Internal Revenue Code of 1954 as amended (the "Code"), this legislative body has conducted a public hearing on the Project, the Project Plan, and the bonds in the maximum aggregate amount of not to exceed \$2,700,000 proposed therein to be issued by the Corporation to finance all or part of the costs of the Project (the "Bonds"). A public hearing on the Project and on the issuance of the Bonds was previously held on April 30, 1984. It was necessary that the public hearing be repeated; however, there has been no change in the Project or the issuance of the Bonds.

NOW THEREFORE, BE IT RESOLVED:

1. The Project Plan as submitted and approved by the Corporation meets the requirements set forth in Section 8 of Act 338, and is hereby approved.
2. 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.
3. The proposed methods of financing the Project as outlined in the Project Plan are feasible and this Corporation has the ability to arrange, or cause to be arranged, the financing.
4. The Project as submitted is reasonable and necessary to carry out the purposes of Act No. 338, and is hereby approved.
5. Issuance by the Corporation of the Bonds in an amount not to exceed \$2,700,000 in accordance with the terms set forth in the Project Plan, to finance all or part of the

costs of the Project as described herein and in the Project Plan, is hereby approved.

6. Based upon the information submitted and obtained, the Project Plan as submitted and the Project to which it relates serves to alleviate and prevent conditions of unemployment and strengthen and revitalize the City's economy and, therefore, constitutes a vital and necessary public purpose.

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

Mayor Stow then announced that this was the time and date set for a public hearing on a special assessment district for downtown improvement project 1983 A. There being no citizens wishing to address the Commission, the hearing was closed. It was moved by Commissioner Ling and supported by Commissioner Stow 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 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 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 - \$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.

It was then moved by Commissioner Ling, supported by Mayor Stow, and carried to adopt the following resolution:

WHEREAS, the Assessor has prepared special assessment roll #487 for the purpose of specially assessing that portion of the cost of the public hearing more particularly hereinafter described to the properties specially benefited by said public improvement, and the same has been presented to the City Commission by the City Assessor:

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 SOUTH FRONT STREET.

1. Said special assessment roll shall be filed in the office of the City Clerk for public examination.
2. The City Commission shall hold a public hearing in the City Commission Chambers, City Hall, Marquette, Michigan at 7:00 p.m., local time, on Monday, July 9, 1984, for the purpose of hearing all persons interested in said special assessment roll and reviewing the same, and at said meeting all interested persons shall present their objections, if any, to the assessment against them.
3. The City Clerk is directed to publish the notice of said hearing once in the Mining Journal, a newspaper of general circulation in the City of Marquette, said publication to be not less than ten (10) days prior to the date of said hearing and shall further cause notice of said hearing to be sent by first class mail to each owner of or person in interest in property to be assessed as shown by the last general tax assessment roll of the City, at least ten (10) days before the time of said hearing, said notice to be mailed to the addresses shown

on said general tax rolls of the City.
4. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same hereby are rescinded.

Mayor Stow then announced that this was the time and date set for a public hearing on a special assessment district for Downtown Improvement District 1983 B. Marvin Heitman referenced his letter of objection filed at a previous hearing on this project. He said that he felt the project was illegal and that he and other property owners were not being afforded a proper hearing and were being deprived of due process. Steven Johnson said that this hearing was not being held in a timely manner and reiterated Mr. Heitman's objections. Peter Embley said that the Commission was not giving adequate attention to due process. Richard Anderson, Planning Consultant for the Downtown Development Authority, said that a great deal of time and a large number of meetings and public hearings have been devoted to these projects and that there is a great deal of support for the projects. The hearing was closed. City Attorney Martin said that the City is proceeding as advised by the counsel hired to certify the bonds to be issued to pay for these projects and that the proceedings were intended to insure the marketability of these bonds. City Clerk Gruber reported on the number of hearings that were held on these projects previously. It was moved by Commissioner Ling and supported by Commissioner Coyne to adopt the resolution determining the necessity for this project and to allow Commissioner Berube to abstain from voting due to a potential conflict of interest. The following vote was taken:

Ayes: Mayor Stow. Commissioners Coyne, Kulisheck,

LaBrecque, Ling.

Nays: None.

Abstention: Commissioner Berube.

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 200 BLOCK OF
WEST WASHINGTON STREET 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 Coyne, supported by Mayor Stow, and carried to adopt the following resolution:

WHEREAS, the Assessor has prepared special assessment roll #488 for the purpose of specially assessing that portion of the cost of the public improvement more particularly hereinafter described to the properties specially benefitted by said public improvement, and the same has been presented to the City Commission by the City Assessor:

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.

1. Said special assessment roll shall be filed in the office of the City Clerk for public examination.
2. The City Commission shall hold a public hearing in the City Commission Chambers, City Hall, Marquette, Michigan at 7:00 p.m., local time, on Monday, July 9, 1984, for

the purpose of hearing all persons interested in said special assessment roll and reviewing the same, and at said meeting all interested persons shall present their objections, if any, to the assessment against them.

3. The City Clerk is directed to publish the notice of said hearing once in the Mining Journal, a newspaper of general circulation in the City of Marquette, said publication to be not less than ten (10) days prior to the date of said hearing and shall further cause notice of said hearing to be sent by first class mail to each owner of or person in interest in property to be assessed as shown by the last general tax assessment roll of the City, at least ten (10) days before the time of said hearing, said notice to be mailed to the addresses shown on said general tax rolls of the City.

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

Mayor Stow then made the following proclamation:

WHEREAS, The Baraga Association is an international organization dedicated to the cause of achieving the canonization of Bishop Frederick Baraga, a Slovenian priest who, in the early 19th century, carried on extensive missionary work among the Native American tribes of the area that is now Michigan, Wisconsin, Minnesota, and Canada; and

WHEREAS, Bishop Baraga, in addition to spiritual instruction, spent countless hours teaching the Indians the special skills and occupational trades that would improve their physical well-being; and

WHEREAS, Bishop Baraga, in a time when modern means of communication and travel were not as yet even dreamed of, covered thousands of miles on horseback, snowshoes and by canoe to minister to his far-flung flock, evidencing in the face of long and bitterly cold winters and extraordinary capacity for mental and physical endurance; and

WHEREAS, the United States Federal Postal Service will dedicate a Post Card commemorating Bishop Frederick Baraga on June 29, 1984 in Marquette,

NOW, THEREFORE, I, ROBERT C. STOW, SR., Mayor of the City of Marquette, Michigan, do hereby proclaim Friday, June 29, 1984 as Bishop Baraga Day in Marquette, and I extend by this instrument an official welcome to the

distinguished clergy and delegates of the Baraga Association to our community.

During the time set for citizens wishing to address the Commission, Stan Gierlack questioned the sale of lots owned by the City in Flurette's Addition. He said that the low price for the purchase of these lots would have a negative impact on his property which is located nearby and said that they should not be sold at the proposed price. Peter Embley noted that a petition is being circulated to amend the City Charter and said that City Commission agenda materials are not being presented in a modern manner.

Mayor Stow then announced that this was the time set to discuss the transfer of the cable television franchise. A letter from Marquette Cablevision requesting that this item be rescheduled for the July 9 City Commission meeting was read. The Commission proceeded to discuss the proposed revisions to the cable franchise agreement at length. Following this discussion, Peter Embley said that the Board of Light and Power should run the cable television system. It was moved by Commissioner Berube, supported by Commissioner Coyne, and carried to reschedule the consideration of the cable television franchise transfer until the next regular meeting on July 9.

A communication from Morgan Gingrass, regarding freezing of his sewer pipes every winter, was read. Public Works Director Etelamaki said that this is a private sewer lateral and perhaps this is not the City's responsibility. He was requested to provide a report at the next meeting including similar situations throughout the City.

A communication from the Portside Inn, requesting permission to consume alcohol at the Presque Isle Pavilion for a benefit for the Spouse Abuse Shelter on August 5, 1984, was read. Following a discussion, it was moved by Commissioner Berube and supported by Commissioner Coyne to grant permission for the consumption of alcoholic beverages as requested. The following vote was taken:

Ayes: Commissioners Berube, Coyne, Kulisheck.

Nays: Mayor Stow. Commissioners LaBrecque, Ling.

The motion was not carried.

A communication from the Liquor Control Commission, regarding a liquor license transfer, was read. It was moved by Commissioner Ling, supported by Commissioner Berube, and carried to adopt the following resolution:

That the request from Johnson & Barbieri, Inc. for transfer of all stock interests in 1983 Class C licensed business, from existing stockholder, Robert H. Johnson to new stockholders, James and Phillip Johnson at 1106 N. Third Street, Marquette, Marquette County, Michigan, 49855 be considered for approval. It is the consensus of this legislative body that the application be recommended for issuance.

A communication from the Marquette-Alger Intermediate School District, regarding the 1984 Intermediate School District tax levy

was read and placed on file.

City Attorney Martin then reported on the status of the City's noise ordinance. He said that the current City noise ordinance had been ruled unconstitutional by the District Court Judge and that the City was currently without a noise ordinance. He presented an amendment to the noise ordinance which, in his opinion, would overcome the objections of the District Court Judge. He presented this ordinance could take immediate effect if the City Commission were to determine that an emergency situation existed. Following a lengthy discussion, it was moved by Commissioner Ling, supported by Commissioner LaBrecque, and carried that the Commission go on record as determining that an emergency exists in the City due to the invalidation of the City's noise ordinance and the fact that there is no effective noise ordinance at this time. It was then moved by Commissioner Ling, supported by Commissioner Berube, and carried to adopt ordinance # 372 to determine that this ordinance is immediately necessary for the preservation of the public peace and therefore an emergency ordinance to be given immediate effect and to set the next regular meeting as the time and date for a public hearing on this ordinance. Ordinance # 372 was adopted as follows:

AN ORDINANCE TO AMEND TITLE IV, CHAPTER 26, OF THE CODE OF THE CITY OF MARQUETTE BY DELETING SECTION 26.12 AND ADOPTING A NEW SECTION 26.12 (A) & (B) TO PROHIBIT THE MAKING, CREATION, OR MAINTENANCE OF SUCH EXCESSIVE, UNNECESSARY, UNNATURAL, OR UNUSUALLY LOUD NOISES WHICH ARE PROLONGED, UNUSUAL AND UNNATURAL IN THEIR TIME, PLACE AND USE EFFECT AND ARE A DETRIMENT TO PUBLIC HEALTH, COMFORT, CONVENIENCE, SAFETY, AND WELFARE AND PROSPERITY OF THE RESIDENTS OF THE CITY OF MARQUETTE.

A report and recommendation from the City Manager, regarding a contract for bond proceeds from the Michigan Department of Transportation, was read. It was moved by Commissioner Berube, supported by Commissioner Coyne, and carried to approve the contract and to authorize the Mayor and City Clerk to execute it.

A report and recommendation from the City Manager, regarding bids for water treatment chemicals, was read. It was moved by Commissioner Coyne, supported by Mayor Stow, and carried to award the bids for liquid chlorine at \$298.80 per ton and liquid hydrofluosilicic acid at \$.1096 per pound to Hydrate Chemical Company of Oshkosh, Wisconsin, the bid for liquid aluminum sulfate at \$144.00 per ton to Allied Corporation of Morristown, New Jersey, and the bid for liquid anionic polymer and liquid cationic polymer to Nalco Chemical Company of Neenah, Wisconsin at \$1.09 and \$1.54 per pound respectively.

A report and recommendation from the City Manager, regarding the calling of a public hearing to create a Tax Increment Finance Authority under Public Act 450, was read. It was moved by

Commissioner Ling, supported by Commissioner Berube, and carried to resolve to create a Tax Increment Finance Authority to designate the members of the Downtown Development Authority as the Tax Increment Finance Authority, to designate the Downtown Development Authority District as the jurisdictional boundary for the Tax Increment Finance Authority, and to call a public hearing for July 30, 1984 on the establishment of a Tax Increment Finance Authority as proposed.

A report and recommendation from the City Manager, regarding a public hearing on an application for commercial facilities exemption certificate for Jilbert Dairy, Inc., was read. It was moved by Commissioner Berube, supported by Commissioner Coyne, and carried to set the regular meeting on July 9, 1984 as the date for a public hearing on this request.

A report and recommendation from the City Manager, regarding an extension to the landfill closure contract, was read. It was moved by Commissioner Berube, supported by Commissioner Coyne, and carried to concur in this recommendation and to approve the contract time extension and price adjustment as proposed.

A report and recommendation from the City Manager, regarding change order #1 for the Mountain Street tank painting contract, was read. Following a verbal report regarding the City's legal position in regard to award of this contract and the proposal by the contractor to increase the prices, it was moved by Commissioner LaBrecque, supported by Commissioner Kulisheck, and carried to approve change order #1 to the Mountain Street tank painting contract in the amount of \$3,500 additional.

A report and recommendation from the Parks and Recreation Director regarding bids for the purchase of playground equipment, was read. It was moved by Commissioner Ling, supported by Commissioner Berube, and carried to concur in the recommendation and to award items 1 and 10 to Dan Sorenson and Associates, Items 5 and 6 to Seavey Corporation, and items 3, 4, 7, 8, and 9 to Herbert Jennings, Inc. at the prices bid.

A report and recommendation from the City Manager, regarding an adjustment in the project expenses for the South Beach Park Construction Project, was read. It was moved by Commissioner Kulisheck, supported by Commissioner Coyne, and carried to concur with the recommendation to apply for a supplemental grant of \$14,080 and to approve the expenditure of \$1,200 from the contingency fund as the required City match for this additional grant.

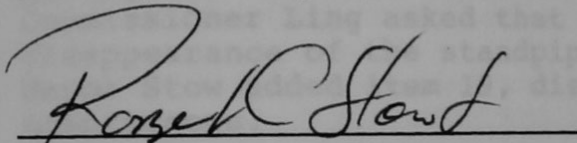
Mayor Stow then made the following appointments with the Commission's concurrence: the reappointment of Mel Rossway to the Hospital Finance Committee and the reappointments of Bill Hetrick and Lou Chappell to the Parking Advisory Committee. He noted that there is still an opening on the Library Board and he is waiting for recommendations from Commissioners.

A communication from City Assessor McDonald, regarding a re-evaluation of the Shiras Unit III Steam Plant, was read. It was moved by Commissioner Berube, supported by Commissioner Stow, and carried to authorize the City Manager to release the withheld utility payment checks in return for the Board of Light and Power payment of taxes as determined by the City Assessor.

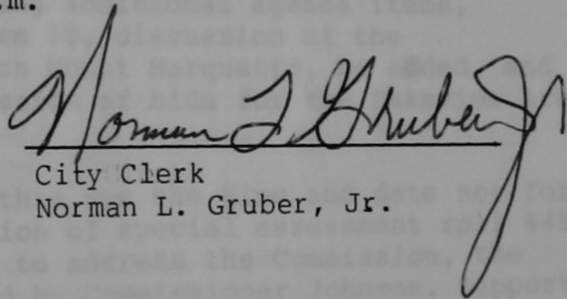
Commissioner Ling noted, for the public's benefit, that the City had made some concessions on the transfer of the cable television franchise that will help the new company give the surrounding townships rates equal to the City's rates. It was moved by Commissioner Coyne, supported by Commissioner Berube, and carried to have an outside appraiser make an appraisal of the lots in Flurette's Addition that are proposed to be sold by the City before any sale of these lots is concluded.

Commissioner Berube noted vandalism to the handicapped viewing platform on Mount Marquette and said that no names have been turned in as to who is responsible for this vandalism. He also said that this vandalism was preventing handicapped people from making use of one of the few places of its kind in the City.

There were no citizens wishing to address the Commission, and the meeting was adjourned at 9:50 p.m.



Mayor
Robert C. Stow, Sr.



City Clerk
Norman L. Gruber, Jr.

OFFICIAL PROCEEDINGS OF THE
MARQUETTE CITY COMMISSION
Monday, July 9, 1984

A regular meeting of the Marquette City Commission was duly called and held on Monday, July 9, 1984 at 7:00 p.m. in Commission Chambers of City Hall.

Present: Mayor Stow. Commissioners Berube, Coyne,
Johnson, Kulisheck, LaBrecque, Ling.
Absent: None.

It was moved by Commissioner Ling, supported by Commissioner LaBrecque, and carried unanimously to approve the minutes of the June 11 and June 25 regular City Commission meetings as presented.

Total bills payable for the 1983-84 fiscal year budget in the amount of \$345,069.39 and for the 1984-85 fiscal year budget in the amount of \$4,676.64 were presented. It was moved by Commissioner Johnson, supported by Commissioner Ling, and carried unanimously that these bills be paid as presented.

During the time set for announcing additional agenda items, Commissioner Ling asked that item 18, discussion of the disappearance of the standpipe on Mount Marquette, be added, and Mayor Stow added item 19, discussion of bids for the Lakeview Arena compressors.

Mayor Stow then announced that this was the time and date set for a public hearing on the confirmation of special assessment roll #487. There being no citizens wishing to address the Commission, the hearing was closed. It was moved by Commissioner Johnson, supported by Commissioner Coyne, and carried unanimously to approve the following resolution:

WHEREAS, The City Commission of the City of Marquette has met after due and legal notice and reviewed the special assessment roll prepared for the purpose of defraying the Special Assessment District's share of the public improvement described as follows:

RECONSTRUCTION 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 WHEREAS, after hearing all persons interested therein and after carefully reviewing said special assessment roll, the City Commission deems said special assessment roll to be fair, just, and equitable and that each of the assessments contained therein are in proportion to benefits received;

NOW THEREFORE BE IT RESOLVED THAT,

1. Said special assessment roll number 487 as prepared by the City Assessor is hereby confirmed.

2. Said special assessment roll shall be divided into ten (10) equal annual installments, the first of which shall be due and payable thirty (30) days from the date of adoption of this resolution, and the subsequent installments shall be due on the same day as the regular City taxes each year thereafter.

3. Interest shall be charged on the unpaid balance of said special assessment roll at the rate of ten percent (10%) per annum or such higher rate, authorized by law, as may be necessary to meet payments of principal and interest on bonds issued in anticipation of said assessments, said interest to commence on the date that the first payment becomes due and payable.

4. Said Special Assessment Roll No. 487 shall be placed on file in the office of the City Assessor, and the City Assessor is hereby directed to transmit the roll to the City Treasurer to collect said installments as directed by the City Commission.

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

Mayor Stow then announced that this was the time and date set for a public hearing on the confirmation of special assessment roll #488. One letter of objection from Peter O'Dovero was read. There being no citizens wishing to address the Commission, the hearing was closed. It was moved by Commissioner Ling and supported by Commissioner Johnson to adopt the resolution confirming special assessment roll #488 and to allow Commissioner Berube to abstain from voting. The following vote was taken:

Ayes: Mayor Stow. Commissioners Coyne, Johnson, Kulisheck, LaBrecque, Ling.

Nays: None.

Abstention: Commissioner Berube.

The following resolution was adopted:

WHEREAS, The City Commission of the City of Marquette has met after due and legal notice and reviewed the special assessment roll prepared for the purpose of defraying the Special Assessment District's share of the public improvement described as follows:

RECONSTRUCTION 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.

AND WHEREAS, after hearing all persons interested therein and after carefully reviewing said special assessment roll, the City Commission deems said special assessment roll to be fair, just, and equitable and that each of the assessments contained therein are in proportion to the benefits received;

NOW THEREFORE BE IT RESOLVED THAT,

1. Said special assessment roll number 488 as prepared by the City Assessor is hereby confirmed.

2. Said special assessment roll shall be divided into ten (10) equal annual installments, the first of which shall be due and payable thirty (30) days from the date of adoption of this resolution, and the subsequent installments shall be due on the same day as the regular City taxes each year thereafter.

3. Interest shall be charged on the unpaid balance of said special assessment roll at the rate of ten percent (10%) per annum or such higher rate, authorized by law, as may be necessary to meet payments of principal and interest on bonds issued in anticipation of said assessments, said interest to commence on the date that the first payment becomes due and payable.

4. Said Special Assessment Roll No. 488 shall be placed on file in the office of the City Assessor, and the City Assessor is hereby directed to transmit the roll to the City Treasurer to collect said installments as directed by the City Commission.

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

Mayor Stow then announced that this was the time and date set for a public hearing on a previously adopted ordinance amending Chapter 26 of the City Code. City Attorney Martin explained that this ordinance had been adopted at the previous meeting as an emergency ordinance and that the City Charter requires that a hearing be held at this time to take any comment on the adoption of the ordinance. There being no one to speak on this item, the hearing was closed. It was moved by Commissioner Kulisheck, supported by Commissioner Johnson, and carried unanimously to reaffirm the adoption of Ordinance #372 as follows:

#372

AN ORDINANCE TO AMEND TITLE IV, CHAPTER 26, OF THE CODE OF THE CITY OF MARQUETTE BY DELETING SECTION 26.12 AND

ADOPTING A NEW SECTION 26.12 (A) & (B) TO PROHIBIT THE MAKING, CREATION OR MAINTENANCE OF SUCH EXCESSIVE, UNNECESSARY, UNNATURAL, OR UNUSUALLY LOUD NOISES WHICH ARE PROLONGED, UNUSUAL AND UNNATURAL IN THEIR TIME, PLACE, AND USE EFFECT AND ARE A DETRIMENT TO PUBLIC HEALTH, COMFORT, CONVENIENCE, SAFETY, WELFARE, AND PROSPERITY OF THE RESIDENTS OF THE CITY OF MARQUETTE.

Mayor Stow then announced that this was the time and date set for a public hearing on the commercial facilities exemption application for the Jilbert Dairy Project. A report and recommendation from the City Manager for approval of this exemption was read. There being no citizens to speak, the hearing was closed. It was moved by Commissioner Johnson, supported by Commissioner Berube, and carried unanimously to concur in the recommendation of the Administrative Review Board and the City Manager and to approve the following resolution:

WHEREAS, the facility for which the application for a Commercial Facilities Exemption Certificate has been submitted is located within a Commercial Redevelopment District as established by the City Commission on May 14, 1984; and

WHEREAS, the commencement of the restoration, replacement or construction of the facility did not occur before the establishment of the commercial redevelopment district and the application for the exemption certificate was filed within 45 days after commencement of the restoration, replacement, or construction; and

WHEREAS, the application relates to a construction, restoration or replacement program which when completed constitutes a new, replacement, restored facility within the meaning of P.A. 255 of Michigan; and

WHEREAS, completion of the facility will have the reasonable likelihood to increase commercial activity, create employment, retain employment or prevent a loss of employment in the City of Marquette,

NOW THEREFORE BE IT RESOLVED, that the applications for Commercial Facilities Exemption Certificates submitted by Jilbert Dairy, Inc., for the facility located at 200 Meeske Avenue, Marquette, Michigan, property tax code number 513530, is hereby approved for a period of twelve (12) years.

Mayor Stow then made the following proclamation:

WHEREAS, the Annual "Art on the Rocks" event, sponsored

by the Lake Superior Art Association, will be observing the 25th Anniversary of its founding in July, 1984; and,

WHEREAS, the event has grown in a quarter of a century from an exhibit displayed on the rocks surrounding the Chamber of Commerce building by 34 local artists to the magnitude of scope it enjoys today, attracting upward of 120 exhibitors from a wide geographical area, reflecting many and varied creative art forms; and,

WHEREAS, Anita E. Meyland has contributed significantly to the cultural advancement of the community, including the founding of the "Art on the Rocks" show, giving outstanding leadership, encouragement, and inspiration to the event throughout its 25 years of existence,

NOW, THEREFORE, BE IT RESOLVED: That the Mayor of the City of Marquette declare July 27, 28, and 29, 1984, as "Art on the Rocks Days" and,

FURTHER, BE IT RESOLVED: That the City Commission, in session recognize with deep appreciation, the outstanding service that Anita E. Meyland has contributed to the community in the development of an appreciation of culture, generally, and the "Art on the Rocks" show, specifically, and commend her for her dedication, commitment, and guidance, throughout the past one-quarter of a century.

Mayor Stow and Commissioners Johnson and Ling commended Anita Meyland for her outstanding public service, not only in regards to Art on the Rocks, but in many areas of the arts in the City of Marquette.

During the time set for citizens wishing to address the Commission, Bob Stephenson, Elisha Greifer, and Bruce McCombie all asked to speak on item 13. Ron Klumb and Commissioner Coyne asked to speak on item 11, and Gerald Pinkos asked that item 6 be delayed until all of the people necessary for its presentation have arrived. Mayor Stow, with the Commission's concurrence, moved this item to the end of the agenda.

A communication from Marquette Cablevision, requesting that the Commission delay consideration of transfer of the cable television franchise until the next regular meeting, was read. Bob Grove, representing Marquette Cablevision, said that the material required by the franchise agreement for the transfer would be delivered to the Commission well before the next meeting. Mayor Stow directed that this item be placed on the agenda for that meeting.

A communication from Steven Lajoice, requesting to purchase a portion of Williams Park next to his property on East Ohio Street, was read. Commissioner Berube asked about the danger of the firewood piled on this property and possible liability on the

City's part. This item was referred to the Planning Commission and Parks and Recreation Advisory Board for recommendations.

A communication from the Marquette City Lion's Club, requesting permission to serve alcoholic beverages in the pavilion area at Presque Isle Park for the Sister City delegation visit, was read. It was moved by Commissioner Kulisheck and supported by Commissioner Coyne to grant this request as presented. The following vote was taken:

Ayes: Mayor Stow. Commissioners Coyne, Kulisheck.

Nays: Commissioners Berube, Johnson, LaBrecque, Ling.
The motion was defeated.

A communication from City Personnel Director Ron Cardone, requesting permission to have alcoholic beverages at the City-wide employees picnic at the Tourist Park on July 28, was read. It was moved by Commissioner Kulisheck, supported by Commissioner Coyne, and carried unanimously to grant this request.

A communication from the Marquette West Rotary Club, requesting use of the Lower Harbor Park including the serving of alcoholic beverages for a Marquette Harbor Seafood Fest to be held on September 8 and 9, was read. Ron Klumb presented the request and details about the program. City Manager Svanda said that a detailed agreement would be required with the Marquette West Rotary Club before final approval. Commissioner Coyne, who is a member of the Marquette West Rotary Club, supported this project. It was moved by Commissioner Ling, supported by Commissioner Berube, and carried unanimously to approve this request subject to the formulation of an agreement for use of the property satisfactory to the City Manager.

A communication from Mrs. Richard Retaskie, regarding the proposed sale of City-owned property in North Marquette, was read. Mayor Stow noted that no property has been sold at this time. The communication was placed on file.

A communication from the Marquette Municipal Band requesting additional funding so that the 1984 summer concert season could be extended was read. Bruce McCombie, Robert Stephenson, and Elisha Greifer addressed the Commission requesting more funding for the band and explaining the finances of the summer concert series at Presque Isle. It was moved by Commissioner Ling and supported by Commissioner Johnson to approve an appropriation of \$500 from the contingency fund for the band on the basis that this money be matched from some source other than funding sources that have been identified in the band's letter. The following vote was taken:

Ayes: Commissioners Berube, Coyne, Johnson, Kulisheck,
LaBrecque, Ling.

Nays: Mayor Stow.

The motion was carried.

A communication from the City Clerk, regarding office hours for voter registration, was read. It was moved by Commissioner Ling, supported by Commissioner LaBrecque, and carried unanimously to

designate by resolution normal working hours as the time for the City Clerk's office to be open to take voter registrations on the last day of registration before any election.

A report and recommendation from the City Manager, regarding the sale of alcoholic beverages by the City at Presque Isle Park during Art on the Rocks, was read. It was moved by Commissioner Johnson, supported by Commissioner Berube, and carried unanimously to deny this request for sale and consumption of alcoholic beverages.

A report and recommendation from the City Manager, regarding membership in CUPPAD in the Marquette County OEDP Committee, was read. It was moved by Commissioner Ling, supported by Mayor Stow, and carried unanimously to approve the membership resolution and to name City Manager Svanda and Mayor Stow as the City's representatives to the Marquette County OEDP Committee. The following resolution was adopted:

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, 1985.
2. Name 2 representatives to represent the City on the County OEDP Committee.
3. Pay the FY84-85 local share contribution of \$3,493.

A report and recommendation from the City Manager, regarding participation in the Michigan Municipal League legal defense fund, was read. It was moved by Commissioner Johnson, supported by Commissioner Berube, and carried unanimously to authorize the City's participation in the legal defense fund and to appropriate \$300 as the 1984-85 membership dues.

Mayor Stow then announced that this was the time and date set for a presentation by the Third Street Business Association. A communication from the Third Street Business Association, recommending the appointment of a Task force to deal with Third Street matters, and a communication from the Planning Commission also recommending the appointment of a Task force, were read. Dan Dallas gave background and history of the Third Street Business Association's planning efforts. Jim Otto explained what had been

done this year to revitalize and restructure the Association. Richard Anderson presented the basics of the Third Street Action Plan. Mayor Stow scheduled a work session for 7:00 p.m. on Monday, July 16 for the Commission to meet with members of the Third Street Business Association, the Planning Commission, and other parties to discuss this matter. In response to a question, City Manager Svanda said that he would report on the Gingrass and other freezing sewer problems at the next regular meeting.

Mayor Stow announced that this was the time set for discussion of the standpipe. Commissioner Ling said that the standpipe, formerly used by the Cliff's Electric Company as part of their hydroelectric plant near Mount Marquette, had been cut down and that the company stated that this was done for safety reasons. He said that the area is much more dangerous now than it was when the standpipe was up. Following a discussion, the City Manager was directed to contact Cleveland Cliff's Iron Company regarding the safety of this area.

Mayor Stow then announced that this was the time set to discuss the bids for the Lakeview Arena compressors. City Manager Svanda said that he had received a recommendation on these bids from the Purchasing Agent and Parks and Recreation Director and that he feels adequate information can be provided to the Commission for them to make a decision. He then presented the details of the report and said that the proposed purchase would represent a savings of \$40,000 to \$50,000 over the previous plan for replacement of these compressors. Parks and Recreation Director John Turausky also presented material relevant to this recommendation. It was moved by Commissioner Ling, supported by Commissioner Coyne, and carried unanimously to concur with the recommendation and award the bid to Elliott Sheet Metal for replacement of the Lakeview Arena compressors.

Commissioner Johnson commended the Fourth of July Committee and American Legion for the wonderful parade and fireworks. She asked what progress is being made on disposal of the barge at the South Beach Park, said that there was a great deal of sand and gravel on the streets after rainstorms, that there are several garbage bags on Lakeshore Boulevard near the corner of Baraga which apparently are not being picked up, and said that she had received a call regarding an extra charge for re-connecting a water service after the homeowner had been out of town for the winter.

Commissioner Kulisheck commended parties responsible for the Fourth of July celebration, said that when he had gone to attend the grand opening of the Courthouse no one had been there, and expressed concern over the fact that Marquette Cablevision was taking back channel 8 from the High School. Commissioners agreed that channel 8 should remain in school control until there are additional channels available outside the City.

Commissioner LaBrecque said that the new Shiras III Power Plant is very dirty and there appears to be very poor housekeeping there.

Commissioner Ling said that the route for the parade from the

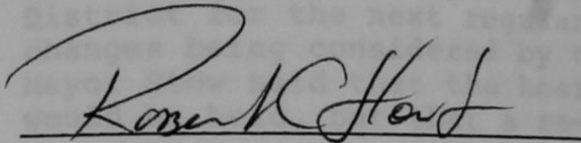
Shopko area on Washington Street to the City Hall area was much better than the traditional Third Street route.

Commissioner Berube said that someone had run a 4-minute, 2-second mile in a race just prior to the Fourth of July parade.

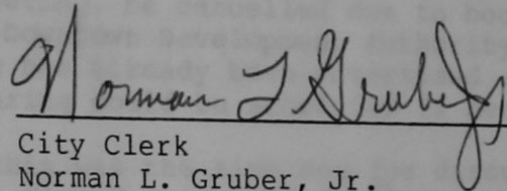
It was moved by Mayor Stow, supported by Commissioner Coyne, and carried unanimously to set the next regular meeting as the time and date for a public hearing on the consumption of alcohol at Presque Isle Park.

City Manager Svanda noted a letter from Big Rapids regarding followup of last year's Commission Exchange program with their City Commission.

There being no citizens to address the Commission, the meeting was adjourned at 10:07 p.m.



Mayor
Robert C. Stow, Sr.



City Clerk
Norman L. Gruber, Jr.

OFFICIAL PROCEEDINGS OF THE
MARQUETTE CITY COMMISSION
Monday, July 16, 1984

A special meeting of the Marquette City Commission was duly called and held at 7:00 p.m. on Monday, July 16, 1984 in Commission Chambers of City Hall.

Present: Mayor Stow. Commissioners Berube, Coyne,
Johnson, Kulisheck, Ling.
Absent: Commissioner LaBrecque.

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

During the time set for citizens wishing to address the Commission, Richard Anderson, representing the Downtown Development Authority, asked that the hearing scheduled on the Tax Increment Financing District for the next regular meeting, be cancelled due to boundary changes being considered by the Downtown Development Authority. Mayor Stow said that the hearing has already been advertised and would be held, but that a re-hearing could be scheduled if needed.

Mayor Stow then announced that this was the time set for discussion of Solid Waste Disposal options. City Manager Svanda presented background on this matter. A report and recommendation from Public Works Director Etelamaki was read. Mr. Etelamaki explained his recommendation in depth. Following a lengthy series of questions and discussion regarding Mr. Etelamaki's recommendation, it was moved by Commissioner Ling, supported by Commissioner Kulisheck, and carried to approve the proposed landfill disposal contract with Edward Reid of Dafter, Michigan and to authorize the Mayor and City Clerk to sign it. It was then moved by Commissioner Ling, supported by Commissioner Kulisheck, and carried to proceed with final negotiations with Peninsula Sanitation for a lease-purchase contract and for bank financing for the proposed transfer facility. It was then moved by Commissioner Ling and supported by Commissioner Johnson to follow the appropriate bid procedures for the building construction and purchase of transfer equipment. There was a lengthy discussion of this motion, during which the Commission viewed a film which showed various transfer stations and compactors. John Peterson, representing Peninsula Sanitation, said that a two year old unused compactor was available which would save the City about \$30,000. Following the discussion, the motion was withdrawn. It was then moved by Commissioner Ling and supported by Commissioner Johnson to secure bids for the purchase of the land and construction of the building. The following vote was taken:

Ayes: Commissioners Coyne, Johnson, Ling.

Nays: Mayor Stow. Commissioners Berube, Kulisheck.

The motion was not carried.

It was then moved by Commissioner Berube and supported by Commissioner Kulisheck to authorize negotiations for the signing of a lease-purchase agreement and co-signing of a bank note with

Peninsula Sanitation not to exceed \$460,000 for the purpose of assuring that adequate controls can be maintained by the City over the operation of the transfer facility, and that the City allow Peninsula Sanitation to find their own contractor as long as plans for the facility are certified. The following vote was taken:

Ayes: Mayor Stow. Commissioners Berube, Coyne, Johnson, Kulisheck.

Nays: Commissioner Ling.

The motion was carried.

City Attorney Martin noted that the purchase of the equipment and waiving of the bid requirements in the Charter required a unanimous vote of the Commissioners present. It was then moved by Commissioner Kulisheck, supported by Commissioner Berube, and carried without dissention to authorize the purchase of the equipment as recommended including downpayment in the amount of \$51,125 and to waive the competetive bidding procedure required by the Charter due to there being no financial advantage to the City from bidding.

Commissioner Berube asked if Peninsula Sanitation would be able to work with the motions adopted by the Commission this evening. Mr. Peterson said that they could.

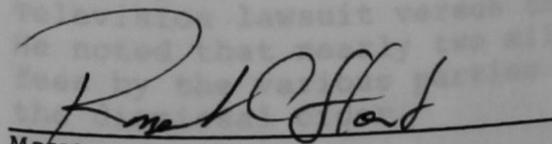
There were no citizens wishing to address the Commission during the time set for that purpose.

Commissioner Kulisheck commended both the staff and Peninsula Sanitation for their work to find a good solution to the solid waste problem, but he did note the inability of local governments in Marquette County to come together and solve the problem locally which would have avoided having to haul the City's garbage halfway across the Upper Peninsula. Commissioner Berube said that this is a better ecological solution than trying to extend the life of the current landfill.

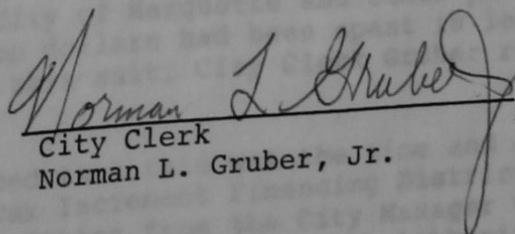
Commissioner Coyne complimented Peninsula Sanitation and said that he felt it was good that this could be done as a private venture.

City Manager Svanda reported that he had hired Charles Addy as Assistant City Manager and that effective today, Dan Smith would become Community and Economic Development Director.

The meeting was adjourned at 8:40 p.m.



Mayor
Robert C. Stow, Sr.



City Clerk
Norman L. Gruber, Jr.

OFFICIAL PROCEEDINGS OF THE
MARQUETTE CITY COMMISSION
Monday, July 30, 1984

A regular meeting of the Marquette City Commission was duly called and held on Monday, July 30, 1984 at 7:00 p.m. in Commission Chambers of City Hall.

Present: Mayor Pro Tem Ling. Commissioners Berube,
Coyne, Johnson, Kulisheck, LaBrecque.
Absent: Mayor Stow.

It was moved by Commissioner Johnson, supported by Commissioner Coyne, and carried to excuse the absence of Mayor Stow.

It was moved by Commissioner Johnson, supported by Commissioner Coyne, and carried to accept the minutes of the special meeting on June 14, the regular meeting on July 9, and the special meeting on July 16 as presented.

Total bills payable in the 1983-84 fiscal year in the amount of \$294,176.59 and in the 1984-85 fiscal year in the amount of \$319,256.85 were presented. It was moved by Commissioner LaBrecque, supported by Commissioner Johnson, and carried to accept the bills as presented and order them paid with the exception of the one to Scot Food in the 1984-85 fiscal year in the amount of \$55.60. It was then moved by Commissioner LaBrecque and supported by Commissioner Johnson to approve the above excluded bill to Scot Food and to allow Mayor Pro Tem Ling to abstain from voting. The following vote was taken:

Ayes: Commissioners Berube, Coyne, Johnson, Kulisheck,
LaBrecque.

Nays: Mayor Pro Tem Ling.

The motion was carried.

During the time set for announcing additional agenda items, City Manager Svanda introduced the new Assistant City Manager, Charles Addy. Mayor Pro Tem Ling noted the return to the air of WDMJ, that a special Commission meeting a week and a half ago had centered around discussion of plans for Third Street, and of solid waste disposal. He spoke of the inability of the County leadership to address the solid waste disposal problem quickly enough to help the City with a solution to its immediate problems. He also noted that the City has received copies of the dismissal of the Cox Cable Television lawsuit versus the City of Marquette and other parties. He noted that nearly two million dollars had been spent in legal fees by the various parties to this suit. City Clerk Gruber read the dismissal order.

Mayor Pro Tem Ling then announced that this was the time and date set for a public hearing on a Tax Increment Financing District in the City. A report and recommendation from the City Manager was read. Pat Frenn, Chairman of the Downtown Development Authority, said that the Authority opposes to designating a Tax Increment

Financing District under Act 450 and supports the designation under Act 197. The hearing was closed. It was moved by Commissioner Berube, supported by Commissioner Coyne, and carried to withdraw the efforts to create a Tax Increment Financing Authority under Act 450 and to set the regular Commission meeting on August 27, 1984 as the time and date for a public hearing on establishing a DDA Tax Increment Financing Authority under Act 197, the Downtown Development Authority Act.

Mayor Pro Tem Ling said that this was the time set for a public hearing on the consumption of alcohol at Presque Isle Park. Three letters opposed to the consumption of alcohol at the park were read. Marvin Shimp, representing the Marquette Lions Club, requested approval for consumption of alcohol at the park for a dinner honoring the Sister City delegation on August 23. Wilbert Pearson addressed the Commission on August 23. Wilbert Pearson addressed the Commission opposed to the consumption of alcohol in any parks. James Balfour opposed the consumption of alcohol at Presque Isle. The hearing was closed. Following comments and discussion by the Commissioners, it was moved by Commissioner Coyne and supported by Commissioner Berube that the City Commission not accept any more applications for the consumption of alcohol at Presque Isle or in the Pavilion not including the applications now pending. The following vote was taken:

Ayes: Mayor Pro Tem Ling. Commissioners Berube, Coyne, Kulisheck, LaBrecque.

Nays: Commissioner Johnson.

The motion was carried.

It was then moved by Commissioner Johnson, supported by Commissioner LaBrecque, and carried to place signs in the parks and public areas in the community to make the public aware of the ordinance forbidding the consumption of alcohol in those areas and to notice the public that dogs are not permitted on the beaches, pending the receipt of a recommendation from the Parks and Recreation Advisory Board.

Mayor Pro Tem Ling then announced that this was the time and date set for citizens wishing to address the Commission. Dr. Richard Klahn, Superintendent of Schools, made the following comments on Item 11. He spoke in support of having the Public Access studio located at the High School and said that communications could be improved in the future between the High School office staff and studio personnel. Wilbert Pearson said that there needs to be cooperation between the cities and the county to solve the solid waste disposal problems. He noted his resignation from the Public Works Advisory Board because he is moving out of the City and supported a two-mill tax levy to pay for a bond issue to support street improvements that are badly needed. Terry Schuller asked to speak on Item 10. Bob Green expressed concern about lack of water pressure in the 900 block of N. Front Street as did Marla Dehlin. They both supported Public Works Director Etelamaki's solution to the problem. Andy Smalls, representing TCI, asked to speak on Item 11 and Peter Embley asked to speak on Items 11 and 12.

A communication from Mr. and Mrs. John Bird, supporting the

Municipal Band Concerts at Presque Isle was read and placed on file.

A communication from the Michigan Municipal League, regarding the annual meeting in Dearborn on September 12 through 14, was read. Mayor Pro Tem Ling appointed Commissioner Kulisheck as delegate and Mayor Stow as alternate to this meeting.

A communication from the Michigan Municipal Worker's Compensation Fund, regarding election of trustees, was read. Mayor Ling, with the consent of the Commission, directed that the City's ballot be cast for the slate of officers presented by the nominating committee.

A communication from the Michigan Department of Transportation, regarding special signs for the City, was read. City Manager Svanda explained that the Administration has taken the position that there are too many good facilities in Marquette to single out only a few for recognition. It was moved by Commissioner LaBrecque and supported by Commissioner Johnson to put up both City Limits and Directional signs for the U.P. Sports Hall of Fame and the Marquette Lakeview Arena. The following vote was taken:

Ayes: Mayor Pro Tem Ling. Commissioners Johnson, Kulisheck, LaBrecque.

Nays: Commissioners Berube, Coyne.

The motion was carried.

Commissioner Berube asked where the money would come from for these signs. City Manager Svanda said that perhaps all of it, and certainly a portion, would be donated by the U.P. Sports Hall of Fame.

A communication from Michael Bissonette, regarding water deposits, was read. City Attorney Martin said that there were no laws or regulations requiring the City to pay interest on these deposits because the City's water and sewer utility is a non-regulated utility. Mayor Pro Tem Ling requested a report and recommendation from the City Manager and Attorney on this matter.

A communication from George Patrick, regarding dogs barking and running loose, especially on beaches, was read. Mayor Pro Tem Ling noted that stiffer fines would only result in less conviction. Commissioner Johnson said that signs announcing the prohibition of dogs on beaches were needed.

A communication from the Lake Superior Hospice Association requesting approval to have alcoholic beverages at the Presque Isle Pavilion was read. It was moved by Commissioner Ling and supported by Commissioner Coyne to approve the request of the Lake Superior Hospice Association to have alcoholic beverages at a recognition picnic on the afternoon of August 26 and the request of the Marquette Lion's Club to have alcoholic beverages at a Sister City dinner on August 23. The following vote was taken:

Ayes: Mayor Ling. Commissioners Coyne, Kulisheck, LaBrecque.

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

A communication from Terry Schuller, requesting City Commission approval of his massage establishment, was read. Mr. Schuller addressed the Commission supporting his request and said that he had letters of support from Lorraine Dormer and Roberta Veerly. He said that he was particularly concerned about the requirement that a manager be on the premises at all times and that the manager cannot do massage. City Attorney Martin said that state law in the form of Act 299 had superceded the City's licensing ordinance in this matter and that it only needs zoning approval. Mr. Schuller was directed to contact Zoning Administrator Gruber regarding this matter. Mayor Pro Tem Ling called a five-minute recess at 8:25 p.m.

Following the recess, a letter from Marquette Cablevision, regarding transfer of the cable television franchise, was read. A report from the City Clerk regarding compliance of Marquette Cablevision with the current franchise was also read. Commissioner Ling said that the Cox lawsuit has been dismissed, that Marquette Cablevision compliance is assured except for the public access issues, and asked the Commission what their wishes were regarding the materials received today. Commissioner Kulisheck said that he hasn't had time to review these materials and that they need the attention of the negotiating committee. He suggested deferring this item until the next regular meeting noting that the delays in the delivery of the materials were not the City's fault. Commissioner Ling asked if the Commission should give indication of their inclination to approve or disapprove the transfer. Commissioner Kulisheck said that would give away too much advantage. Andy Smalls, representing TCI, apologized for the delay in delivering the documents and said that he is not asking for approval of this document tonight but that, based on the progress made in negotiations, the Commission indicate a favorable response conditioned upon finalizing a satisfactory agreement. Commissioner Kulisheck said there are still differences between TCI and the City. He said that the City is negotiating in good faith and only negotiating with TCI. He stressed that equal value of trade-offs that should be made. Peter Embley said that the City should consider establishing a generic cable television company. Commissioner Ling said that there seems to be no basis for action tonight and asked what the Commissioners' concerns with the present status of negotiations were. Commissioner Coyne said since the material has just been received, it would be helpful if a copy of the original document, the City's proposal, and TCI's proposal could be prepared for Commission consideration. The Commission discussed at length various points of the negotiation. Mr. Smalls said that the FCC has ruled that local government can only regulate rates on the "must carry" stations. Following further discussion, Peter Embley said that the Board of Light and Power should run the cable television system. Mr. Smalls said that he would wait until our negotiator contacts him. Commissioners agreed that they would try to arrange a meeting to discuss this matter before the next Commission meeting.

A communication from Marquette Cablevision was read. Robert Grove introduced new Public Access Coordinator Kathryn Yardley. Ms. Yardley addressed the Commission saying that she has a bachelor of science in education and a master of arts in English from Northern Michigan University. Peter Embley said that the City should use the public access channel to inform the public of the franchise documents.

A communication from the Planning Commission, recommending the adoption of a tree ordinance, was read. A second communication from the Parks and Recreation Advisory Board supporting this recommendation was also read. It was moved by Commissioner Coyne, supported by Commissioner Johnson, and carried to set the next regular meeting as the time and date for a public hearing on adoption of the proposed tree ordinance.

A recommendation from the Planning Commission, regarding approval of the hospital parking lot PUD plans, was read. It was moved by Commissioner Johnson, supported by Commissioner Berube, and carried to concur with the Planning Commission and to find that the final plans for this parking lot are in compliance with the preliminary plans.

A recommendation from the Planning Commission, regarding the proposed sale of land in Williams Park, was read. It was moved by Commissioner Johnson, supported by Commissioner Coyne, and carried to concur in the recommendation of the Planning Commission and Parks and Recreation Advisory Board to sell the land east of the retaining wall in Williams Park to Steven Lajoice at the appraised value, to require that the property be surveyed at Mr. Lajoice's expense prior to the appraisal being done, that an eight-foot easement be retained for maintenance of the retaining wall, and that the proceeds from this sale be earmarked for development of Williams Park.

Mayor Pro Tem Ling then presented a proposed resolution of recognition for the North Third Street Development Coordinating Committee. He said that the following persons had agreed to serve on this committee for one-year terms: Irv Wagner, Paul Schwebach, and David Svanda, for two-year terms: Kristi Flatt, Dan Trotochaud and Jerry Pinkos, and for three-year terms: Carol Pinkos, Dan Dallas, and Jim Otto. It was moved by Commissioner Johnson, supported by Commissioner Coyne, and carried to concur in the appointments as announced by Mayor Pro Tem Ling and to adopt the following resolution:

WHEREAS, it is in the shared interests of the City of Marquette, North Third Street Business Owners and Operators, North Third Street Property Owners, and North Third Street Residents to plan and direct the redevelopment of North Third Street between Fair Avenue and Arch Street; and,

WHEREAS, it is also in the shared interests of all parties to coordinate plans for both public and private improvement and investment in the North Third Street

area; and,
WHEREAS, a foundation for the coordinated re-development of North Third Street has been laid through a series of study and planning documents; and
WHEREAS, the North Third Street Business Association has proposed making formal the re-development partnership which includes all affected and interested parties; now,
THEREFORE, BE IT RESOLVED, that a North Third Street Development Coordinating Committee is hereby created to foster, oversee, and advise the Marquette City Commission with regard to the re-development of the North Third Street Business and Residential District; and,
BE IT FURTHER RESOLVED, that the Marquette City Commission has appointed nine persons to the said Committee, for terms as determined by the Commission.

A report and recommendation from the City Manager, regarding solid waste transfer and disposal, was read. Letters from Mayor Stow, Robert Brumm, C. Wayne Premeau and Peninsula Sanitation were also read. Following a lengthy discussion by each of the Commissioners, it was moved by Commissioner Kulisheck and supported by Commissioner Berube to concur with the administration's recommendation and to approve lots 19 and 20 in the Marquette Industrial Park as the site for a solid waste transfer facility. The following vote was taken:

Ayes: Mayor Pro Tem Ling. Commissioners Berube, Coyne, Kulisheck.

Nays: Commissioners Johnson, LaBrecque.

The motion was carried. It was then moved by Commissioner Coyne, supported by Commissioner Kulisheck, and carried to grant the variance from the deed restrictions that is requested which will allow parking within the 35-foot front setback.

A letter from the Soo Line Railroad, regarding the cost of transporting solid waste to Dafter by rail, was read. Following further discussion, it was moved by Commissioner Berube, supported by Mayor Pro Tem Ling, and carried to give the Public Works Director time to evaluate the cost of rail transportation for solid waste versus the cost of trucking. The Commission then discussed the use of the Dafter landfill site. City Attorney Martin explained the current legal status of this landfill saying that an appeal of a suit that had been decided in favor of the landfill operator had been filed but that the landfill is currently licensed by the State Department of Natural Resources. It was the concensus of the Commission that the City should stay with that location at the present time because it is the best alternative. Public Works Director Etelamaki explained the modifications proposed in the financing arrangements for the purchase of equipment in construction of the transfer site. City Manager Svanda said that recent media reports that there had been a reprieve for the City on the solid waste problem were incorrect and that the City was still under very tight time constraints to arrange for a new solid waste disposal site.

A report and recommendation from the City Manager, regarding water

and sewer freeze-up problems, was read. Ross Collins spoke regarding water freeze-up problems at his house. Public Works Director Etelamaki explained the basis of his report and recommendation. It was moved by Commissioner Johnson, and Commissioner Johnson, and carried by Commissioner Coyne, supported by amendments to the ordinance that will make it consistent with current water and sewer utility practices. The Commissioners also agreed that the most serious problems should be addressed first on the basis of funds available for repairs.

A report and recommendation from the City Manager, regarding bids for cleaning and televising sanitary sewers, was read. It was moved by Commissioner Kulisheck, supported by Commissioner Coyne, and carried to concur in the recommendation and award the bids for cleaning and televising of sanitary sewers to PTS Contractors, Inc. at the unit prices bid.

A report and recommendation from the City Manager, regarding bids for a new automobile for the water meter reader, was read. It was moved by Commissioner Berube, supported by Commissioner LaBrecque, and carried to concur with the recommendation and award the bid to Specker Motor Sales in the amount of \$6,658.82 because of the better warranty provided by Specker over the two lower bidders and the very small difference between their bids.

A report and recommendation from the City Manager, regarding bids for a lawnmower, was read. It was moved by Commissioner Coyne, supported by Commissioner Berube, and carried to award the bid to Reinders Brothers, Inc. in the amount of \$9,118.00 on the basis that the low bidder did not meet several of the specifications and that this unit will allow use of equipment already accrued by the City.

A report and recommendation from the City Manager, regarding bids for tires, was read. It was moved by Commissioner Johnson, supported by Commissioner Berube, and carried to award these bids to Firestone Tire Sales at the unit prices bid.

A report and recommendation from the City Manager, regarding bids for air, oil, and fuel filters, was read. It was moved by Commissioner Berube, supported by Commissioner Coyne, and carried to concur in the recommendation and to award the bids for these filters to Fabco Equipment, Inc. at the unit prices submitted.

A report and recommendation from the City Manager, regarding an agreement for a mobile food and drink concession in City park areas, was read. It was moved by Commissioner Kulisheck, supported by Commissioner Berube, and carried to approve the agreement with George Goldhammer as recommended and to authorize the Mayor and City Clerk to execute it.

Mayor Pro Tem Ling noted resignations of Wilbert Pearson from the Public Works Advisory Board, Bart Spratto from the Harbor Committee, and John Frey from the Parks and Recreation Advisory Board. He asked that citizens interested in serving on these

committees contact the City Clerk's office regarding appointments to replace these people. He then made the following appointments with the Commission's concurrence: the reappointment of Stan Baranowski to the Lakeview Arena Advisory Committee, the appointment of Father Thomas Bain to replace Father James Van Tobel on the City Council on Aging, and the appointment of Tom Knauss to the Harbor Committee.

Commissioner LaBrecque said that there is a problem with brush blocking vision on the corner of Lincoln and Bluff.

Commissioner Kulisheck said that he hoped a meeting could be held on the cable television issue that everyone could attend.

Commissioner Johnson welcomed back WDMJ and discussed a possible Charter amendment to extend the number of years that a Commissioner can serve at one time. She said that there were many good activities for City residents over the last weekend but that there are still problems with litter in the parks. She said that the way to correct this was through training of children. She said that there are still problems with noise and there are a great number of noxious weeds around town. She said she had received calls of concern about logs piled in various places especially at the corner of High and Arch Streets.

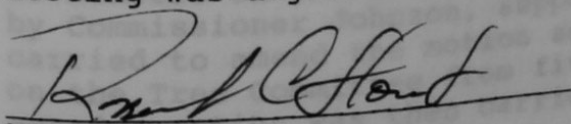
Commissioner Berube congratulated the Lake Superior Art Association for their excellent 25th Anniversary Art on the Rocks and noted the proposal for construction of an Anita E. Meyland gazebo at Presque Isle.

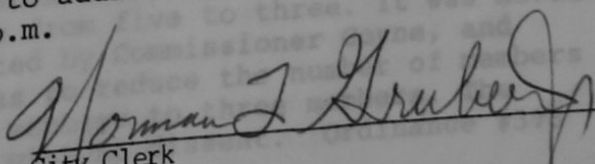
Commissioner Kulisheck said that the Hiawatha Music Festival held a week ago had been excellent.

City Manager Svanda said that the maintenance management consultants wish to meet with the Commission for a work session either the week of August 20 or September 17. He said it appears that a grant for construction of the Carp River Forge Park will be approved and that an Advisory Board will be appointed and that it is supposed to have one representative from the City. He asked Commissioners to consider an appointment to this Board. He also noted concern that the City had been depicted as not cooperating in trying to locate a wood processing plant here. He said that these concerns were not true and that the plant had been located in Newberry because of economic conditions and transportation facilities in that area.

Mayor Pro Tem Ling said that the cable television issue needs to be resolved because it has dragged on for a long time.

There being no citizens wishing to address the Commission, the meeting was adjourned at 11:30 p.m.


Mayor
Robert C. Stow, Sr.


City Clerk
Norman L. Gruber, Jr.

OFFICIAL PROCEEDINGS OF THE
MARQUETTE CITY COMMISSION
Monday, August 13, 1984

A regular meeting of the Marquette City Commission was duly called and held at 7:00 p.m. on Monday, August 13, 1984 in Commission Chambers of City Hall.

Present: Mayor Pro Tem Ling. Commissioners Coyne, Johnson, Kulisheck, LaBrecque.
Absent: Mayor Stow. Commissioner Berube.

It was moved by Commissioner Kulisheck, supported by Commissioner LaBrecque, and carried to excuse the absence of Mayor Stow and Commissioner Berube as they are out of the City.

It was moved by Commissioner Johnson, supported by Commissioner Coyne, and carried to approve the minutes of the July 30, 1984 meeting as presented and to waive their reading.

Total bills payable in the 1983-84 fiscal year in the amount of \$42,498.89 and in the 1984-85 fiscal year in the amount of \$370,189.62 were presented. It was moved by Commissioner Johnson, supported by Commissioner Coyne, and carried to pay the bills as presented with the exception of the one to Scot Food in the amount of \$585.96. It was then moved by Commissioner Johnson and supported by Commissioner LaBrecque to pay the above excluded bill to Scot Food and to allow Mayor Pro Tem Ling to abstain from voting. The following vote was taken:

Ayes: Commissioners Coyne, Johnson, Kulisheck, LaBrecque.

Nays: None.

Abstention: Mayor Pro Tem Ling.

The motion was carried.

During the time set for announcing additional agenda items, City Manager Svanda asked that item 11, a communication from Marquette General Hospital regarding a 24-hour liquor license, be added. Mayor Pro Tem Ling asked that item 12, discussion of the sale of alcohol during rock concerts at the Lakeview Arena, be added. City Manager Svanda asked that item 13, a communication from Steve Nagelkirk, be added.

Mayor Pro Tem Ling then announced that this was the time and date set for a public hearing on an amendment to the Marquette City Tree Ordinance. Peter Embley said that he didn't know what the ordinance was about. The hearing was closed. It was moved by Commissioner Johnson and supported by Commissioner Coyne to adopt the ordinance as recommended by the Planning Commission and Parks and Recreation Advisory Board. City Manager Svanda recommended reducing the number of members on the Tree Committee from five to three. It was moved by Commissioner Johnson, supported by Commissioner Coyne, and carried to amend the motion so as to reduce the number of members on the Tree Committee from five members to three members. The amended motion was then carried with no dissent. Ordinance #373

was adopted as follows:

AN ORDINANCE REPEALING SECTIONS 50.02 THROUGH 50.06 OF CHAPTER 50, TITLE VI AND ADOPTING A NEW CHAPTER 51 REGULATING THE PARKS AND OTHER MUNICIPALLY OWNED PROPERTY, ESTABLISHING THE POSITION OF CITY ARBORIST AND PRESCRIBING REGULATIONS RELATING TO THE PLANTING, MAINTENANCE, AND REMOVAL OF TREES IN PUBLIC PLACES; PROVIDING FOR THE ISSUANCE OF PERMITS FOR THE PLANTING, MAINTENANCE, AND REMOVAL OF TREES IN PUBLIC PLACES; PROVIDING FOR THE PRUNING AND REMOVAL OF TREES ON PRIVATE PROPERTY WHICH ENDANGER PUBLIC SAFETY; AND PRESCRIBING PENALTIES FOR VIOLATIONS OF ITS PROVISIONS.

During the time set for citizens wishing to address the Commission, Sue Martin complained about a large group of drinking young people at Shiras Park during the last rock concert at the Lakeview Arena. Peter Embley asked to speak on item 6 and 10 and said that there was nothing in the public information packet on item 6. He asked when Mayor Stow and Commissioner Berube will be back and said that the Wall Street Journal says that health maintenance organizations are in.

A communication from the County Board of Commissioners, regarding the designation of Marquette as an Olympic Training Site, was read. It was moved by Commissioner Kulisheck, supported by Commissioner LaBrecque, and carried that the correspondence that Commissioner Johnson has sent to the County Board of Commissioners supporting the Olympic Training Site be ratified as being the position of the City Commission including the adoption of the following resolution:

WHEREAS, the concept of Olympic Games is one that emphasizes the positive aspects of human relationships; and

WHEREAS, all mankind benefits from engaging in the Olympic Games, not only through competition, but also because the total body of knowledge concerning humankind is increased through research in physiology, sociology, psychology, and other areas; and

WHEREAS, Olympic training efforts often lead to the development of products that contribute to heightened participant safety and satisfaction in leisure-time activities; and

WHEREAS, Olympic training facilities warrant support for their establishment and maintenance in order that training and research can be accomplished in a well disciplined, scientific manner;

NOW THEREFORE BE IT RESOLVED that the Marquette City Commission concurs with efforts being made to secure the designation of "Olympic Training Site" for Northern Michigan University, Marquette County and the Upper Peninsula, and the Great Lakes Sports Academy.

BE IT FURTHER RESOLVED that the Marquette City Commission supports the efforts and activities of the Great Lakes Training Site Association in the training of aspiring athletes.

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

WHEREAS, athletic competition benefits participants and observers by providing opportunities for healthy interaction with others; and

WHEREAS, the spirit of the international Olympic Games demonstrates some of the highest ideals of mankind; and WHEREAS the people of the great state of Michigan would benefit from the establishment of events known as the State of Michigan Games to be modeled on the concept of the Olympic Games;

NOW THEREFORE BE IT RESOLVED that the Marquette City Commission calls on Governor Blanchard and the Michigan legislature to establish an athletic competition to be known as the State of Michigan Games, and that such an event be conducted at Northern Michigan University and the surrounding area.

A letter from the Michigan Waterways Division, regarding an upcoming meeting for public input to be held in Houghton, was read. Mayor Pro Tem Ling directed that, if possible, Commissioner Berube, Parks and Recreation Director Turausky, and Marina Committee Member Tom Knauss, represent the City of Marquette at this meeting.

A communication from the Downtown Marquette Special Interest Group, requesting a 24-hour liquor license at Pastystock '84, was read. It was moved by Commissioner Kulisheck, supported by Commissioner Coyne, and carried to approve the concept of Pastystock '84 to be held on August 26, 1984 and to approve a 24-hour liquor license as requested.

A communication from the Marquette Transit Authority Employees, requesting approval to consume alcoholic beverages at the Tourist Park for an employee picnic, was read. It was moved by Commissioner Coyne, supported by Commissioner Kulisheck, and carried to grant the Marquette Transit Authority employees permission to consume alcoholic beverages at the Tourist Park on August 18 as requested.

Mayor Pro Tem Ling announced that this was the time set for discussion of the cable television franchise transfer. Commissioner Kulisheck said that the material received from the staff was very good and that he had several concerns which he identified. Mayor Pro Tem Ling responded to several of these concerns. Each of the other Commissioners addressed the issue of the proposed franchise agreement stating their approval of it or concerns about it. Peter Embley addressed the Commission saying that the City's investment

in the Board of Light and Power is serving Tele-Communications and cable television. Following a lengthy discussion, it was moved by Commissioner LaBrecque and supported by Commissioner Coyne to approve the proposed franchise agreement with Tele-Communications in principle and to authorize the City Manager, City Attorney, and City Clerk to formalize the document for final approval by the City Commission. It was agreed to defer action on the ordinance transferring the franchise from Marquette Cablevision to Tele-Communications until the final version of the franchise agreement is presented for approval.

A report and recommendation from the City Manager, regarding solid waste disposal, was read. City Manager Svanda summarized the report saying that rail transportation would be more expensive and leave less options than tractor-trailer transportation. He also responded to questions about the licensing moratorium for the Dafter landfill. It was moved by Commissioner Kulisheck, supported by Commissioner Johnson, and carried to set the regular meeting on August 27 as the time and date for a public hearing on the location, operation, and design of the proposed transfer facility on lots 19 and 20 of the Marquette Industrial Park.

A report and recommendation from the City Manager, regarding bids for replacement seats at the Lakeview Arena, was read. It was moved by Commissioner Coyne, supported by Commissioner Kulisheck, and carried to award the bid for these seats to Superior School Equipment Company of Farmington Hills, Michigan in the amount of \$6,415.20.

A report and recommendation from the City Manager, regarding technical revisions to the 1983-84 fiscal year budget, was read. It was moved by Commissioner Johnson, supported by Commissioner Coyne, and carried to concur in the City Manager's recommendation to decrease the estimated revenues from the Board of Light and Power payment in lieu of taxes by \$136,550.00 and to make the recommended budget adjustments in the major and local street funds.

Mayor Pro Tem Ling then made the following appointments with the Commission's concurrence: Neil Nystrom to the Parking Study Committee and Marian Guelff to the Peter White Public Library Board. Peter Embley addressed the Commission saying that they should make appointments from the community as a whole, not just from the recommendations made by the various boards.

A communication from Marquette General Hospital, requesting approval of a 24-hour liquor license and permission to consume alcoholic beverages at the Tourist Park on September 8 from noon until 6:00 p.m., was read. It was moved by Commissioner Coyne, supported by Commissioner Ling, and carried to grant these approvals as requested.

Mayor Pro Tem Ling then announced that this was the time set to discuss the sale of alcohol at the Arena during events held there. Following a lengthy discussion of this matter, the Commissioners

agreed to appoint a Committee to study the matter.

A letter from Steve Nagelkirk regarding the farm produce vendor's license was read. Commissioners Johnson and LaBrecque agreed that the problem was in the lower harbor park site for the farmers market. Following further discussion, the City Manager was directed to report on this matter at the next meeting.

Commissioner Coyne said that he was concerned about a possible safety problem at the Luge Run near the Kaufman Ski Hill.

Commissioner Johnson said she had received a call from a lady who had fallen off the bus while exiting and said that the lowest step on the exit should be painted. The same lady had experienced safety problems at various intersections downtown. Commissioner Johnson then said that trucks parked on the sidewalk at a business on Champion Street would cause children to walk in the street near the Fisher School, that traffic is going too fast all over town but especially on Fourth Street, and that she usually listens to the talk show on WDMJ between 9:00 and 10:00 in the morning and that this show is providing a good service to the community. She noted the passing of City Assessor Jim MacDonald and said that he had worked for the City for a long time. She said that the rain in the past week has helped the lawns and gardens throughout the City and that people should make extra efforts to control the noxious weeds on their property.

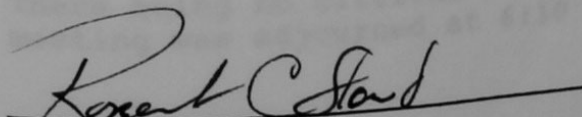
Commissioner Kulisheck said that the beaches, especially at the "Hot Pond", are very dirty because of the presence of many geese.

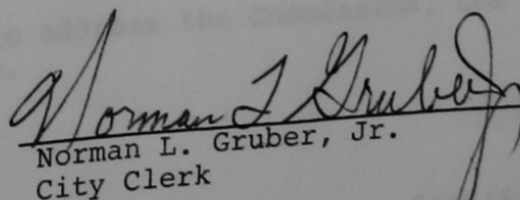
Commissioner LaBrecque said that the vision obstruction at the corner of Bluff and Lincoln had been taken care of promptly.

Commissioner Johnson said that three persons had contacted her following the election concerned about the secrecy of the voting booths that are in use.

City Manager Svanda said that former Assessor Jim McDonald had been a valuable asset to the City and had worked for the City for 27 years in various capacities. He said that it would be difficult to replace him. Mr. Svanda also cautioned that people calling to talk on the WDMJ talk shows may be giving only opinions and not necessarily the facts. He said that Assistant Manager Chuck Addy had done the clean up at the Bluff and Lincoln Street intersection because he is renting an apartment in that building.

There being no citizens wishing to address the Commission, the meeting was adjourned at 9:30 p.m.


Robert C. Stow, Sr.
Mayor


Norman L. Gruber, Jr.
City Clerk

OFFICIAL PROCEEDINGS OF THE
MARQUETTE CITY COMMISSION
Monday, August 20, 1984

A special ceremonial meeting of the Marquette City Commission was duly called and held on Monday, August 20, 1984 at 5:00 p.m. in Commission Chambers of City Hall.

Present: Mayor Stow. Commissioners Berube, Coyne,
Johnson, Kulisheck, Ling.
Absent: Commissioner LaBrecque.

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

Mayor Stow introduced Sister City Relations Director Pryse Duerfeldt who welcomed the visiting delegation from Yokaichi. Dr. Duerfeldt said that he and his wife and Mayor Stow and his wife had just returned from Yokaichi where they had met the delegates prior to their leaving Japan. He then introduced each of the 19 delegates and members of their host families and the delegation's translators.

Mayor Stow greeted the delegation and then introduced the City Commissioners. He also introduced City Manager Svanda who greeted the visitors and introduced City staff members who were present. Mayor Stow then called upon Yokaichi Vice-Mayor Shinzo Marii who presented a communication to Mayor Stow and the citizens of Marquette from Mayor Mochida of Yokaichi. He also presented a communication to Dr. Duerfeldt from Mayor Mochida. He then presented gifts to Mayor Stow and to Dr. Duerfeldt and gifts to the citizens of Marquette. Members of the delegation then presented various gifts to the City Commissioners.

Mayor Stow then presented a gift from the City of Marquette to the City of Yokaichi. He read a proclamation recognizing the Fifth Anniversary of the Sister City Relationship between Marquette and Yokaichi and making the members of this year's delegation from Yokaichi Honorary Citizens of Marquette. He presented formal copies of this proclamation to Vice-Mayor Marii. He then presented honorary citizenship plaques and individual gifts to the Vice-Mayor and the remaining members of the delegation. He next called on Commissioner Johnson, who greeted the delegation and presented a gift to each member. Mayor Stow invited the delegation host families and city staff to a reception to be held at his home following the meeting.

There being no citizens wishing to address the Commission, the meeting was adjourned at 6:10 p.m.

Robert C. Stow
Robert C. Stow, Sr.
Mayor

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

Resolved, That the Commission on the Status of the City of Marquette, Michigan, be and it is hereby authorized to conduct a study of the status of the City of Marquette, Michigan, and to report thereon to the City Council at its next regular meeting.

That the Commission on the Status of the City of Marquette, Michigan, be and it is hereby authorized to conduct a study of the status of the City of Marquette, Michigan, and to report thereon to the City Council at its next regular meeting.

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That the Commission on the Status of the City of Marquette, Michigan, be and it is hereby authorized to conduct a study of the status of the City of Marquette, Michigan, and to report thereon to the City Council at its next regular meeting.

OFFICIAL PROCEEDINGS OF THE
MARQUETTE CITY COMMISSION
Monday, August 27, 1984

A regular meeting of the Marquette City Commission was duly called and held on Monday, August 27, 1984 at 7:00 p.m. in Commission Chambers of City Hall.

Present: Mayor Stow. Commissioners Berube, Coyne,
Johnson, Kulisheck, LaBrecque, Ling.
Absent: None.

It was moved by Commissioner Johnson, supported by Commissioner Coyne, and carried unanimously to accept the minutes of the August 13 regular and August 20 special meetings as presented.

Total bills payable in the 1983-84 fiscal year in the amount of \$103,379.24 and in the 1984-85 fiscal year in the amount of \$170,893.46 were presented. It was moved by Commissioner Johnson, supported by Commissioner LaBrecque, and carried unanimously to approve the bills as presented with the exception of the one to Scot Food in the amount of \$154.95 in the 1984-85 fiscal year. It was then moved by Commissioner LaBrecque and supported by Mayor 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 Stow. Commissioners Berube, Coyne, Johnson,
Kulisheck, LaBrecque.

Nays: None.

Abstention: Commissioner Ling.

The motion was carried.

During the time set for announcing additional agenda items, City Clerk Gruber said that he had received communications from Carol Williams and Buzz Tiseo, and from Paul Nelson. These were added as items 13 and 14 respectively.

Mayor Stow then announced that this was the time and date set for a public hearing on a Downtown Tax Increment Finance District. A recommendation from the City Manager that this district be established and a communication from the Downtown Development Authority supporting establishment of the district were both read. There were no citizens wishing to address the Commission and the hearing was closed. It was moved by Commissioner Johnson, supported by Commissioner Berube, and carried unanimously to adopt the following resolution:

WHEREAS, the City of Marquette has determined that it is necessary for the best interest of the public to halt property value deterioration and increase property tax valuation where possible in the business district, to eliminate the causes of that deterioration and to promote economic growth; and

WHEREAS, the City of Marquette has created and provided for the operation of a Downtown Development Authority to accomplish these objectives; and,

WHEREAS, the said Downtown Development Authority is authorized to use tax increment financing to accomplish these said objectives; and,

WHEREAS, the Downtown Development Authority wishes to establish a tax increment financing district within the boundaries of the downtown development area; and,

WHEREAS, appropriate notice has been posted and published as required by Public Act 197 of 1975, as amended, and a Public Hearing thereon was held on August 27, 1984,

THEREFORE, IT IS RESOLVED, that upon submission of a Tax Increment Financing Plan and/or Development Plan as provided in Act 197, and upon approval of said plan(s) by the City of Marquette, the City shall enact an ordinance approving said Tax Increment Financing Plan or Development Plan following notice, hearing and disclosure provisions required by Act 197.

Mayor Stow then announced that this was the time and date set for a public hearing on the proposed Solid Waste Transfer Facility and for Commission review of the second draft of an agreement with Peninsula Sanitation. One letter opposing the proposed location, one letter supporting it, and a communication from the DNR regarding licensing of the transfer facility were read. Gary Gorsalitz, representing SCAIP, a neighboring property owner, said that he was concerned that the facility might affect property values. John Veight, representing Public Service Garage, said that the decision to locate the facility in the Marquette Industrial Park had been made too quickly. He was concerned about traffic volume and the effect of this on his business. He asked that the decision be reconsidered. Russ Doutree, owner of Doutree Disposal Service, was concerned about his potential use of the facility in terms of hours and days of operation and what would be done in case of breakdown. He asked why it could not be built at the City landfill. Tom Roy, an employee of Quality Concrete, supported the project and made comments about the businesses of the individuals who had signed the letter objecting to this facility. Peter O'Dovero said that he owned land south of the bypass which may have residential development in the future and that this would be detrimental to that development. Randy Paavola of 619 W. Baraga Avenue and the effect this might have on his property values. The hearing was closed. Commissioner Ling asked about the moratorium on licensing of Solid Waste Facilities in Marquette County pending DNR approval of a County Solid Waste Plan. Wayne Premeau said that the concerns in the DNR letter had been taken care of and answered questions. Following a very lengthy discussion, it was moved by Commissioner Ling and supported by Commissioner Berube to reaffirm

the Commission's previous action to locate the Solid Waste Transfer Facility on lots 19 and 20 in the Marquette Industrial Park. Mayor Stow announced that he has a potential conflict of interest in this matter and would not be able to vote. The following vote was taken:
Ayes: Commissioners Berube, Kulisheck, Ling.
Nays: Commissioners Coyne, Johnson, LaBrecque.
Abstention: Mayor Stow.

The motion was not carried. Mayor Stow announced that due to the failure of this motion, the action taken by the Commission at the last regular meeting to approve the location of this facility on Lots 19 and 20 in the Marquette Industrial Park would stand.

Mayor Stow then asked for comments on the proposed contract with Peninsula Sanitation. City Attorney Martin and City Manager Svanda both indicated their approval of the proposed agreement with changes that they outlined verbally. Following further discussion, it was moved by Commissioner Ling and supported by Commissioner Kulisheck to approve the proposed contract with Peninsula Sanitation in principle. Mayor Stow said that his conflict of interest would extend to this motion also. The following vote was taken:

Ayes: Commissioners Berube, Kulisheck, Ling.
Nays: Commissioners Coyne, Johnson, LaBrecque.
Abstention: Mayor Stow.

The motion was not carried. Following further discussion, it was moved by Commissioner LaBrecque and supported by Commissioner Berube to reconsider the previous motion. The following vote was taken:

Ayes: Commissioners Berube, Kulisheck, LaBrecque, Ling.
Nays: Commissioners Coyne, Johnson.
Abstention: Mayor Stow.

The motion to approve the contract in principle was carried.

During the time set for citizens wishing to address the Commission, Commissioner Ling asked that item 6 be considered before item 3 because there were people waiting in the audience to discuss this item. Mr. McQuaid asked to speak on item 8 and Buzz Tiseo asked to speak on item 13.

Mayor Stow called a five-minute recess at 8:52 p.m.

Following the recess, Mayor Stow announced that this was the time set for discussion of the location of the new Acocks Medical Facility. Commissioner Ling said that the City should put forth its best effort to have the center located in Marquette. County Commissioner Frank Valente addressed the Commission saying that he is representing the City of Ishpeming and supporting their campaign to have the new facility located in Ishpeming. Stuart Skoog, a member of the Ishpeming City Council, said that the facility would be most economically located in Ishpeming. It was moved by Commissioner Ling, supported by Mayor Stow, and carried unanimously that the City Manager and City Planner be directed to draw up a plan supporting the location of the proposed Acocks Medical Facility on the Brookridge site and to so notify the City's representatives on the County Board with the reasons for locating

the facility in Marquette being: 1) the land is currently owned by the County, 2) 42% of the people in the County live in the City, and over 50% in the City and the two adjoining townships, and 3) that the medical facilities required by the residents of the facility are located in Marquette.

A communication from William Chalfont, regarding drinking at the Lakeview Arena, was read. Three other letters concerning this topic were also read. Following a discussion, it was moved by Commissioner Johnson and supported by Commissioner Coyne to close the Donor's Room before, during, and after all youth-oriented activities. The following vote was taken:

Ayes: Commissioners Berube, Coyne, Johnson, Kulisheck, LaBrecque, Ling.

Nays: Mayor Stow.

The motion was carried. There was a lengthy discussion during which the Commission agreed that the problem is a community-wide problem which could not be solved by the City Commission. It was moved by Commissioner Coyne, supported by Commissioner Johnson, and carried unanimously that an Ad-hoc committee be established to study the substance abuse problem in Marquette and report to the City Commission within three months.

Commissioner LaBrecque said that because there were people waiting to discuss item 8, it should be considered at this time.

A report and recommendation from the City Manager, regarding water distribution and sewage collection system problems, was read. Public Works Director Etelamaki answered questions regarding this report. Dick McQuaid, who lives at 730 High Street, said that there are seven houses served off of a one-inch water pipe and that his neighbor has lost water service altogether. He said he would not let his lawn be dug up so that her service could be repaired. Mrs. Berry talked about the sewer problems at her home and Tom Dehlin was concerned about water problems at his home on Front Street. Public Works Director Etelamaki said that the most serious water supply problems could be solved in a temporary manner for about \$20,000 but that in order to rebuild the water mains in the affected parts of the City would cost between \$400,000 and \$500,000. He said that correcting the freeze-up problems that are the responsibility of the City would cost about \$150,000 and that the cost of correcting all of the immediate problems in the City sewer and water systems would be in excess of \$3,000,000. The Commission directed the City Manager to pursue funding in order to provide temporary solutions to the water supply problems and to repair the City-caused freeze-up problems.

A communication from the Marquette Arts Council, regarding funding for the Marquette Municipal Band, was read. Commissioners agreed that this met their requirement for the additional \$500 allocation from the City Commission approved at the July 9 meeting.

A communication from the Planning Commission, regarding the vacation of an alley in Block 6 of West End Addition, was read. It was moved by Commissioner Ling, supported by Commissioner Johnson,

and carried unanimously to set the next regular meeting as the time and date for a public hearing on this vacation and to request a communication from the Board of Light and Power regarding their recommendation.

A recommendation from the City Attorney, regarding a cooperative agreement for a remedial investigation and feasibility study and remedial action for the clean-up of the Cliff's Dow dump site, was read. City Attorney Martin said that the agreement was in the City's interest because if the City did not enter into this agreement, the potential responsibility was much greater due to the City's ownership of this property. It was moved by Commissioner Ling, supported by Commissioner Coyne, and carried unanimously to enter into the cooperative agreement with the parties to the remedial investigation and feasibility study for the old Cliff's Dow dump site, to authorize the Mayor and City Clerk to execute it, and to authorize the City Attorney to pursue the City's interest in this matter.

A report and recommendation from the City Manager, regarding an agreement with the Marquette West Rotary Club for use of the Lower Harbor Park, was read. It was moved by Commissioner Johnson, supported by Commissioner Berube, and carried unanimously to approve the agreement with the Marquette West Rotary Club for the use of the Lower Harbor Park for a Seafood Fest on September 8 and 9, 1984 and to authorize the Mayor and City Clerk to execute it.

A report and recommendation from the City Manager, regarding miscellaneous concrete bids, was read. It was moved by Commissioner Berube, supported by Commissioner Coyne, and carried unanimously to award this bid to Pajula and Maki Contractors of Ishpeming at the unit prices indicated.

A report and recommendation from the City Manager, regarding bids for Christmas decorations and lighting fixtures, was read. It was moved by Commissioner Berube, supported by Commissioner Coyne, and carried unanimously to concur in the Manager's recommendation and award the bids for items 1, 2, and 4 to Bronner's Christmas decorations of Frankenmuth, Michigan and the bid for item 3 to ABC True Value of Marquette, Michigan.

Mayor Stow then announced that he had received resignations from the Economic Development Corporation Board from Dr. Daniel Mazzuchi and from Lloyd Fairbanks. He said that both of these men would be missed because of their many civic activities in Marquette. He appointed Assistant Manager Chuck Addy as alternate to the Wastewater Treatment Facility Advisory Board, Joe Constance to the Parking Committee, Ray Vonck to the Lakeview Arena Advisory Board, and Ken Lafayette to the Carp River Forge Advisory Board. He said that there were openings on the Tree Committee, the Local Officer's Compensation Commission, and the Substance Abuse Advisory Committee and that interested parties should contact the City Clerk's office.

A communication from Carol Williams and Buzz Tiseo, requesting permission to consume alcoholic beverages at the Marquette Tourist

Park on Sunday, September 2 from approximately 11:30 a.m. to 2:00 p.m., was read. Buzz Tiseo answered questions regarding the upcoming Minx-Bud Light Triathlon. It was moved by Commissioner Berube, supported by Commissioner Coyne, and carried unanimously to approve the request as submitted.

A communication from Paul Nelson, requesting permission to consume beer at the Tourist Park for a softball tournament, was read. Mr. Nelson supported his request. It was moved by Commissioner Ling, supported by Commissioner Berube, and carried unanimously to permit the consumption of beer at the Tourist Park on September 1 and 2 by the Stroh's/The Pub softball team as requested.

Commissioner Berube said that the brick that says Andrew J. Smalls, TCI, is advertising and that the rules for placing bricks in the sidewalk downtown had prohibited advertising. He also thanked Dr. Dan Mazzuchi and Lloyd Fairbanks for their many civic activities while they were here in Marquette.

Commissioner Coyne said that he would also miss Dr. Mazzuchi and Mr. Fairbanks. He supported the Seafood Festival in the Lower Harbor on September 8 and 9 and said that 15% of the proceeds of this event would be used for Lower Harbor Park Development. He also said that TCI had promised to help in developing the Lower Harbor Park.

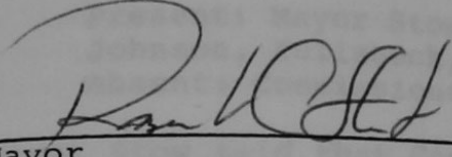
Commissioner Johnson said that the loss of Dr. Mazzuchi and Mr. Fairbanks would be felt throughout the community and wished them best wishes in their new communities. She said that the City's ordinances on weed control, trees, drinking in public parks, and noise needed more publicity. She said that the City Manager should meet with student groups at Northern Michigan University regarding drinking and noise. She said that with school starting, parents should see that their children cross streets properly. She said that the sign on the ore dock over Front Street needs replacing and that a person that had had student neighbor problems last year is more pleased by the students this year due to efforts of the landlord to change the students attitudes. She noted continuing problems on the corner of Third and Crescent Streets.

Commissioner Kulisheck invited the other Commissioners and members of the public to attend a grand opening of the Janzen Hotel on Sunday, September 9, 1984 to see all that has been done to that building as a result of the civic efforts to improve it. He suggested that the City take the position that if there are continuing problems at rock concerts, the concerts will be cancelled and that the people who enjoy them will not be able to attend any more.

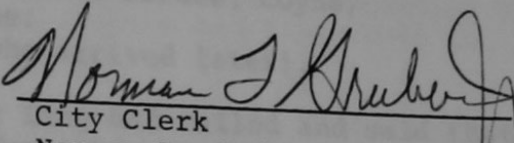
Commissioner LaBrecque complimented Assistant City Engineer Mike Golisek for his report on the water and sewer problems in the City. He also said that lots of the youth drinking problems are the result of youths from other cities in the Upper Peninsula coming to Marquette to party.

Mayor Stow said that he will be responding to letters that had arrived while he was out of town this summer. He also noted the loss to the community from Dr. Mazzuchi and Mr. Fairbanks leaving and said that the Sister City visit which had just completed had been a very meaningful exchange between our two communities.

There being no citizens wishing to address the Commission, the meeting was adjourned at 11:06 p.m.



Mayor
Robert C. Stow, Sr.



City Clerk
Norman L. Gruber, Jr.