

Exhibit for a term expiring July 1, 1980.

Commissioner Labrecque said that we should invite trustees to come to Marquette as a point of view on their business. It was moved by Commissioner Labrecque, supported by Commissioner Gauthier, carried unanimously to stop using the stapler on agenda packets.

During the afternoon four citizens wishing to address the Commission, the Chairman said that no address should be entered in a non-discriminatory manner and asked what the legal status of bicycles are in areas where there is a sidewalk. Police Chief Johnson said that he would have to check the ordinances to determine their status.

The meeting was adjourned at 5:15 p.m. and this is the end of the meeting.

Robert K. Johnson, Mayor
Commissioner Labrecque

OFFICIAL PROCEEDINGS OF THE
MARQUETTE CITY COMMISSION
Monday, September 9, 1985
7:00 p.m.

A regular meeting of the Marquette City Commission was duly called and held at 7:00 p.m. on Monday, September 9, 1985 in Commission Chambers of City Hall.

PRESENT: Mayor Kulisheck. Commissioners Acocks,
Berube, Coyne, Johnson, LaBrecque, Leadbetter.
ABSENT: None.

During the time set for announcing additional agenda items, Mayor Kulisheck added a proclamation regarding All Sports Booster Week and Item 11, appointments to various boards and commissions. Commissioner Berube added Item 12, a letter from Charles Weinrick. Commissioner Acocks said that the bills should be removed from the consent agenda and moved to Item 13. Commissioner LaBrecque said that the award of a bid for an animal control vehicle should be removed from the consent agenda and moved to Item 14.

Mayor Kulisheck then proclaimed September 28 as All Sports Booster Day in Marquette and gave details on activities of the booster club on that day.

Mayor Kulisheck then announced that this was the time set for a public hearing on a rezoning for Marquette General Hospital. The recommendation from the Planning Commission was read. Bill Nemacheck, Assistant Hospital Administrator, showed slides and explained the Hospital's short-range plan and the proposed project which included expansion of the Magnetic St. and College Ave. parking lots and the construction of a four-story 84,000 square foot limited licensure bed facility. He said that hospital studies show that the parking will be more than adequate for the Hospital's needs, and asked the Commission's support for the concept of a bridge over College Ave. The hearing was closed. It was moved by Commissioner LaBrecque, supported by Commissioner Johnson, and carried unanimously to concur with the Planning Commission's recommendation and to rezone Lots 1 and 99 of Normal Addition and Lots 63, 64, 65, and 66 of College Heights Addition to Planned Unit Development and to approve the preliminary development plan for the proposed Hospital expansion. It was then moved by Commissioner Johnson, supported by Commissioner Acocks, and carried unanimously to concur with the Planning Commission recommendation and to direct the City Manager and Attorney to negotiate a lease with the Hospital for an air rights agreement for the walkway over College Ave.

A recommendation from the Planning Commission, regarding approval of a portion of the final development plan for the previous rezoning, was read. It was moved by Commissioner Johnson, supported by Commissioner Acocks, and carried unanimously to concur with the Planning Commission's recommendation and to approve the final development plan for expansion of the Magnetic Street parking lot.

Mayor Kulisheck then announced that this was the time and date set for a public hearing on two amendments to the Zoning Ordinance. There were no citizens wishing to address the Commission. One letter of support was read. It was moved by Commissioner Berube, supported by Commissioner Johnson, and carried to adopt ordinance #386 as follows:

AN ORDINANCE TO AMEND CHAPTER 80, TITLE XII OF THE MARQUETTE CITY CODE TO PROVIDE REGULATIONS FOR TEMPORARY SALES AREAS OCCUPYING REQUIRED PARKING LOTS.

It was then moved by Commissioner Berube, supported by Commissioner Acocks, and carried unanimously to adopt ordinance #387 as follows:

AN ORDINANCE TO AMEND TITLE XII, CHAPTER 80 OF THE MARQUETTE CITY CODE TO PROVIDE A TIME LIMIT FOR VARIANCE AND CONDITIONAL USE PERMITS AND TO ALLOW FOR THE APPOINTMENT OF ALTERNATE MEMBERS TO THE BOARD OF ZONING APPEALS.

During the time set for citizens wishing to address the Commission, Ruth Melchiori said that the City could not continue to use the water rate ordinance because the ordinance is suspended. Paul Churchville asked to have the City Attorney draw up an agreement for the BMX track proposed north of Hawley Street. This item was deferred until the next meeting. Ken Baker asked to speak on item 5.

A communication from Pictured Rocks Cruises, Inc. requesting use of harbor facilities for a harbor cruise was read. This matter was referred to the City Manager for a report and recommendation. Various Commissioners supported the concept of a harbor cruise.

A communication from the Village Development Coordinating Committee, regarding the concept of underground utilities on North Third Street, was read. Commissioners expressed interest in meeting with the Village Coordinating Committee, Board of Light and Power, and other interested groups to discuss this concept at length.

A communication from the Janzen House Board requesting City approval for the Small Cities grant application to acquire a new heating system was read. Ken Baker addressed the Commission supporting the need for a new heating system. It was moved by Mayor Kulisheck, supported by Commissioner Berube, and carried unanimously to schedule a public hearing on this application for the September 30 meeting. City Manager Svanda said that this application would have no impact on other City grants.

Mayor Kulisheck then formally accepted the Anita Meyland Gazebo constructed at Presque Isle Park by the Lake Superior Art Association in honor of Anita Meyland, one of the founders of

Art on the Rocks. He said that he had attended the dedication of this gazebo and that it is a beautiful structure which will be used for many years by the residents of Marquette. He thanked the Lake Superior Art Association and all others involved for their contribution of this facility and noted the honor to Anita Meyland for all of her work on the arts in Marquette.

Mayor Kulisheck announced that this was the time set for discussion of the plan for redevelopment of the neck of Presque Isle Park. He said that the City Commission needs cost estimates for the proposed capital developments as well as for operating and income estimates. He said that the roof of the poolhouse needs fixing badly and that the City should have the responsibility of repairing it immediately. Following a discussion and comments by Commissioners Johnson and Coyne, it was moved by Commissioner Johnson, supported by Commissioner Acocks, and carried unanimously to authorize the City Manager to get bids for the repair of this roof. Mayor Kulisheck said that the City Commission greatly appreciates the support of the Shiras Institute in many areas throughout the City.

Mayor Kulisheck announced that this was the time and date set for discussion of the water and sewer rates initiatory petition. City Attorney Martin said that a Petition and Brief had been filed with the Circuit Court, and Judge Quinnell has indicated that he will render a decision in as timely a manner as possible.

A report and recommendation from the City Manager, regarding a public hearing for the McClellan Street Extension Project, was read. It was moved by Commissioner Leadbetter, supported by Commissioner Acocks, and carried unanimously to concur with the Manager's recommendation and schedule a public hearing on this project for 7:00 p.m. on Tuesday, October 15.

A report and recommendation from the City Manager, regarding Presque Isle Marina Repairs, was read. A request from the Harbor Committee for a work session was also read. Commissioners agreed to have a work session with the Harbor Committee at 7:00 p.m. on Wednesday, September 25, 1985. Commissioners asked that as much information as possible regarding Marina rates, financing options, and policies of the State Waterways Commission be available for that meeting.

Mayor Kulisheck then made the following appointments with the Commission's concurrence:

- POLICE-FIRE RETIRMENT BOARD - Don Grisham for a term expiring July 1, 1989.
- LOCAL OFFICER'S COMPENSATION COMMISSION - Robert Stow for a term expiring August 8, 1992.
- PUBLIC ACCESS COMMITTEE - Loreene Zeno-Koskey for a term expiring January 1, 1989.

A communication from Charles Weinrick, regarding a fence on the

City right-of-way, was read. It was moved by Commissioner Berube, supported by Commissioner Acocks, and carried unanimously to allow this fence to remain until the Planning Commission has reviewed the situation.

Total bills payable in the amount of \$493,098.14 were presented. It was moved by Commissioner Acocks, supported by Commissioner Johnson, and carried unanimously to pay these bills as presented with the exception of the one to Mayor Kulisheck in the amount of \$195.49 and to include the bill to Crittenden Construction in the amount of \$386,946.29. City Manager Svanda explained that the bill from Crittenden had been received too late for posting on the bills payable, but if payment was delayed until the next Commission meeting, an interest charge would be added. He also noted a change order that had increased this bill by \$6,144.37.

It was then moved by Commissioner Berube and supported by Commissioner Acocks to pay the above excluded bill to Mayor Kulisheck and to allow Mayor Kulisheck to abstain from voting. The following vote was taken:

Ayes: Commissioners Acocks, Berube, Coyne, Johnson, LaBrecque, Leadbetter.

Nays: None.

Abstention: Mayor Kulisheck.

The motion was carried.

A report and recommendation from the City Manager, regarding bids for an animal control vehicle, was read. Police Chief Johnson said that this vehicle would be the only four-wheel drive vehicle owned by the Police Department. It was moved by Commissioner Acocks, supported by Commissioner Coyne, and carried unanimously to accept the low bid from Frei Chevrolet in the amount of \$9,814.

It was then moved by Commissioner Leadbetter, supported by Commissioner Acocks, and carried unanimously to approve the consent agenda as follows:

A. Approval of the minutes of the August 26, 1985 regular Commission meeting.

B. Approval of amendment #1 for engineering services for the proposed Public Works Service Center and authorization of the Mayor and City Clerk to execute it.

Commissioner LaBrecque questioned advertising for City positions in papers outside the Marquette area.

Commissioner Johnson said that the bike club was running a very good radio ad on bicycle safety but that some bikers were still riding their bikes at night without reflectors or lights and that some were still traveling the wrong way on one-way streets. She suggested that businessmen selling bicycles in the City should prevent purchasers with copies of the rules of the road. She noted many good activities in the City this weekend.

and asked if there had been any damage to the Lower Harbor Park during the rainstorm due to the heavy traffic. She said that the newly sloped and sodded area at the park looks very good. She asked if something could be done to spruce up the barricade at Sunset Point, noted that there were many geese at Presque Isle Park this weekend, that there is a drainage problem in the University Shopping Center parking lot on Third Street, and said that she has received many calls on noise complaints. She said that Marquette is a very nice place to live and that many people appreciate the quality of life here.

Commissioner LaBrecque noted the new sound system and asked for viewer comments on how it is working.

Commissioner Coyne asked about a yard sale taking place continuously on S. Front Street. He also said that, as a member of the Marquette West Rotary Club, he thanks the City for their support of the Seafood Festival. He said the festival went well, but there are still some bugs that need to be worked out.

Mayor Kulisheck thanked the Marquette West Rotary Club and others for their participation in the Seafood Festival.

Commissioner Berube thanked the Marquette West Rotary Club for their work in the Lower Harbor Park to save the grass during the rainstorm and said that the park needs bike racks for major events. He thanked the Central U.P. Steelheaders for an excellent fishing tournament on Lake Superior over Labor Day weekend. He said that the teachers and School Board should work together to find a solution so that the children can go back to school.

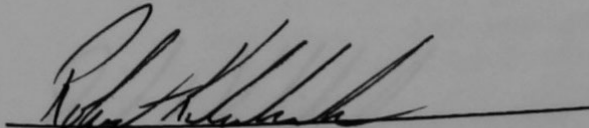
Commissioner Acocks noted the continuing yard sale on South Front Street and washouts along the bypass.

Commissioner Johnson said that there has been bad erosion of sand at the corner of Wilkinson and Summit streets. It was moved by Commissioner Acocks and supported by Commissioner Berube that Mr. Turausky do something with the air conditioning in the Commission Chambers. The following vote was taken:

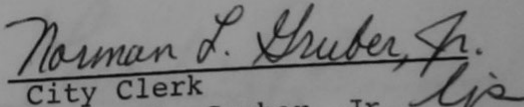
Ayes: Mayor Kulisheck, Commissioners Acocks, Coyne, Johnson, LaBrecque, Leadbetter.
Nay: Commissioner Berube.

The motion was carried.

There being no citizens wishing to address the Commission, the meeting was adjourned at 8:45 p.m.



Mayor
Robert Kulisheck



City Clerk
Norman L. Gruber, Jr.

and asked if there was any other business to be done at the meeting. The Mayor then asked if there was any other business to be done at the meeting. The Mayor then asked if there was any other business to be done at the meeting.

Commissioner Johnson noted the City's new system and asked for views on how to proceed. He then asked for views on how to proceed. He then asked for views on how to proceed.

Commissioner Johnson thanked the Mayor and the City for their support of the festival. He then thanked the Mayor and the City for their support of the festival. He then thanked the Mayor and the City for their support of the festival.

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OFFICIAL PROCEEDINGS OF THE
MARQUETTE CITY COMMISSION
Wednesday, September 25, 1985

A special meeting of the Marquette City Commission was duly called and held at 7:00 p.m. on Wednesday, September 25, 1985 in Commission Chambers of City Hall.

PRESENT: Mayor Kulisheck. Commissioners Acocks,
Berube, Coyne, Johnson, LaBrecque.
ABSENT: Commissioner Leadbetter.

Mayor Kulisheck announced that this meeting had been called to deal with the final details with regard to the property for the Propylon Housing Project.

City Manager Svanda explained the property transactions that have taken place to date with regard to the Propylon Project. He said that the issue that is still pending is the City's acquisition of the Norwood Street property owned by Propylon, and that this needs to be acted on by the Commission to meet the deadline on Monday.

Mayor Kulisheck asked if there were any citizens wishing to address the Commission. There were none.

It was moved by Commissioner Berube and supported by Commissioner Johnson to accept the deed for the Propylon property on Norwood Street and the property exchange in the amount of*\$24,000. Commissioner Coyne asked about the legality of this meeting. Mayor Kulisheck said that notice of this meeting had been given in sufficient time in compliance with the Open Meetings Act. The following vote was taken:

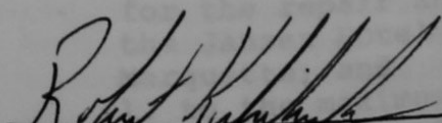
Ayes: Mayor Kulisheck. Commissioners Acocks, Berube,
Coyne, Johnson, LaBrecque.

Nays: None.

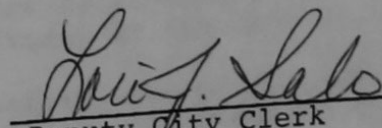
The motion was carried.

During the time set for citizens wishing to address the Commission, Geraldine DeFant, representing the Propylon Board, said that they are looking forward to an October 5 groundbreaking date for construction and thanked the Commission for their cooperation and help in making this possible. Mayor Kulisheck commended Geraldine DeFant for her hard work and said that the Propylon Project will be a valuable contribution to a better community.

The meeting was adjourned at 7:10 p.m.



Mayor
Robert Kulisheck



Deputy City Clerk
Lori J. Salo

*Amended at the October 15, 1985 meeting to \$23,000.

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A special meeting of the Marquette City Commission was duly called and held at 7:00 p.m. on Wednesday, September 12, 1985 in Commission Chambers of City Hall.

PRESENT: Mayor Kulischek, Commissioner Accoke,
Berube, Coyne, Johnson, LaRocque,
ABSENT: Commissioner LaRocque

Mayor Kulischek announced that this meeting had been called to deal with the final details with regard to the property for the Propylon Housing Project.

City Manager Svanda explained the property transactions that have taken place to date with regard to the Propylon Project. He said that the issue that is still pending is the City's acquisition of the Norwood Street property owned by Propylon, and that this needs to be acted on by the Commission to meet the deadline on Monday.

Mayor Kulischek asked if there were any citizens wishing to address the Commission. There were none.

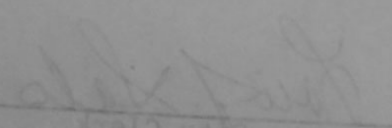
It was moved by Commissioner Berube and supported by Commissioner Johnson to accept the deed for the Propylon property on Norwood Street and the property exchange in the amount of \$224,000. Commissioner Coyne asked about the legality of this meeting. Mayor Kulischek said that notice of this meeting had been given in sufficient time in compliance with the Open Meetings Act. The following vote was taken:


Ayes: Mayor Kulischek, Commissioners Accoke, Berube,
Coyne, Johnson, LaRocque.
Nays: None.

The motion was carried.

During the time set for citizens wishing to address the Commission, Germaine Defant, representing the Propylon Board, said that they are looking forward to an October 2 groundbreaking date for construction and thanked the Commission for their cooperation and help in making this possible. Mayor Kulischek commended Germaine Defant for her hard work and said that the Propylon project will be a valuable contribution to a better community.

The meeting was adjourned at 7:10 p.m.


Lori J. Sajo
Deputy City Clerk


Mayor
Robert Kulischek

OFFICIAL PROCEEDINGS OF THE
MARQUETTE CITY COMMISSION
Monday, September 30, 1985

A regular meeting of the Marquette City Commission was duly called and held at 7:00 p.m. on Monday, September 30, 1985 in Commission Chambers of City Hall.

PRESENT: Mayor Kulisheck. Commissioner Acocks, Berube, Coyne, LaBrecque, Leadbetter.
ABSENT: Commissioner Johnson.

It was moved by Commissioner Acocks, supported by Commissioner Berube, and carried to excuse Commissioner Johnson as she is ill.

During the time set for announcing additional agenda items, Mayor Kulisheck asked that item 10, the bills payable, be removed from the consent agenda. Commissioner LaBrecque asked that item 10e, bids for fencing, be removed from the consent agenda. Mayor Kulisheck added item 12, appointments to various committees and City Manager Svanda added item 13, a letter from the Lower Harbor Development Committee.

Mayor Kulisheck then announced that this was the time and date set for a public hearing on a small cities grant application for a heating system for the Janzen House. A letter from the Janzen House manager supporting this application was read. Greg Seppanen, a member of the Save the Janzen Board, supported the application. The hearing was closed. It was moved by Mayor Kulisheck, supported by Commissioner Coyne, and carried to adopt the following resolution:

WHEREAS, the City of Marquette is an eligible applicant for funding under the Michigan State Housing Development Small Cities Block Grant Program; and
WHEREAS, funding is available through the Block Grant Program to fund housing rehabilitation projects; and
WHEREAS, the City of Marquette has, through its Community Development Plan, identified the need for housing rehabilitation; and

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

NOW, THEREFORE, BE IT RESOLVED, that the City of Marquette authorizes its Manager, Mr. David A. Svanda, as designated signatory, to submit an application to the Michigan State Housing Development Authority for the Small Cities Program in the amount of \$44,120 to be used as a grant to the Citizens to Save the Janzen for the repair and replacement of a heating system at the Janzen Hotel on Spring Street in the City of Marquette; and

1. to the maximum extent feasible, the project will principally benefit persons of low and moderate income through increased employment opportunities; and
2. local funds and any other funds to be invested in

the project have not been expended and will not be expended prior to the date of the beginning of the project period if a grant is awarded; and
3. that such funds are an integral part of a funding package.

During the time set for citizens wishing to address the Commission, Mike Pond asked if item 13 could be moved earlier in the agenda because he had to leave to attend another meeting. Mayor Kulisheck said that it could be heard at the end of the public comment section. Marion Bashaw said the water rates are too high. Jim Kiesby, representing the Marquette Tennis Association, presented a check for \$638.00 to cover the cost of materials for the Sandy Knoll School tennis courts. He noted the volunteer effort to place these materials on the tennis courts. Mayor Kulisheck thanked him and the Association members for their support of tennis in Marquette. Paul Churchville asked to speak on item 10g and noted the participation of the City Manager and City Attorney in a Celebrity BMX race. City Manager Svanda thanked all volunteers who work on the BMX track and program saying that this is a valuable addition to the community. Ken Schellhauser complained about the removal of WOR from the cable system. Joseph Denn from Negaunee Township asked if the marina launch ramp rates were going to be raised to cover the cost of repairs to the Marina piers. Edward Bernard said that the water rates are too high.

A letter from the Lower Harbor Development Committee, regarding the status of the development at the Lower Harbor Park, was read. Mike Pond, representing the Committee, explained what is being planned for the remainder of this year on the development. Parks and Recreation Director Turausky discussed the City's planned expenditures for the work that is taking place in the Lower Harbor Park.

A communication from the Press on Regardless Pro Rally was read. Following a brief discussion, it was moved by Commissioner Acocks, supported by Mayor Kulisheck, and carried to allow the Press on Regardless to use the Mount Marquette Road as requested.

A communication from the Marquette Harbor Committee, regarding repairs at the Presque Isle Marina, was read. Committee Chairman Perry Laing answered questions about the proposed project and its financing. Joseph Denn said that there needs to be more water circulation to protect the piers from ice damage. It was moved by Commissioner Coyne, supported by Commissioner Acocks, and carried to authorize the Marina Committee to proceed with the repair as proposed in their report and to report back to the Commission on the progress and expenditures at each regular Commission meeting.

Mayor Kulisheck then announced that this was the time and date set for discussion of the water and sewer rates. A recommenda-

tion from City Manager Svanda regarding a new rate structure was read. Dwayne Stebbins and Ruth Melchiori both said that the water rates are too high. Mayor Kulisheck made a statement to the public regarding the proposed water rates and the Commission's desire to create a more equitable rate structure. City Manager Svanda explained what needs to be done to complete development of the water rate structure. He also explained three related policy issues. The Commission discussed each of these issues separately and agreed that the policy should prohibit meter changeouts as a way of circumventing the rate structure, that the past due policy should be to continue to allow a two-month period for payment with bills with one-month delinquency receiving a penalty, and being stamped past due, and that the total water-combined rate policy should be applied to lawn meter billings. It was then moved by Mayor Kulisheck, supported by Commissioner Coyne, and carried to authorize \$5,000 for Mr. Mayer to complete his rate study and to have the administration develop the new rate structure and policy based on this study.

Mayor Kulisheck then commented on the water rate petition that had been submitted. He said that rate setting is an administrative action and legally could not be subject to a vote of the people. He said that the new rates that had been proposed in the petition would not bring in enough revenue to operate the system and that the Circuit Court Judge should rule soon on whether the water rate petition has to be placed on the ballot. He suggested that the Commission concur with whatever the Judge's decision is. There was a consensus on the part of other Commissioners that this was an appropriate course of action.

A report and recommendation from the City Manager, regarding an application for funding from the Michigan Equity Program, was read. Following a brief discussion, it was the consensus of the Commission that the application should be for improvements to the neck of Presque Isle area.

A report and recommendation from the City Manager, regarding the termination of a lease with Bresnan Communications for space in the Marquette Transportation Center, was read. A letter of understanding from Bresnan Communications, setting forth conditions for this termination, was also read. It was moved by Commissioner LaBrecque, supported by Commissioner Acocks, and carried to accept the letter of understanding from Bresnan and to approve it.

A report and recommendation from the City Manager, regarding reroofing and replacement of deteriorated facia at the Shiras Pool bathhouse building, was read. It was moved by Commissioner Berube, supported by Commissioner Acocks, and carried to take \$15,895.00 from the contingency fund for this purpose and to award the bid to the low bidder, Bell Roofing Co. of Marquette.

A report and recommendation from the City Manager, regarding

preliminary engineering services for the reconstruction of Third Street, was read. It was moved by Commissioner LaBrecque, supported by Commissioner Leadbetter, and carried to concur in this recommendation and to approve an agreement with Sundberg, Carlson, and Associates and to authorize the Mayor and City Clerk to execute it.

A report and recommendation from the City Manager, regarding bids for railroad track removal between Washington and Wright Streets, was read. It was moved by Commissioner Leadbetter, supported by Commissioner Kulisheck, and carried to concur in this recommendation and to award the bid to the low bidder R.T. Volkmann, Inc.

Mayor Kulisheck then called a five-minute recess at 9:00 p.m. Following the recess, the items on the consent agenda were presented. It was moved by Commissioner Coyne, supported by Commissioner Acocks, and carried to approve the consent agenda as follows:

CONSENT AGENDA

- Approval of the minutes of the September 9 regular and September 25 special City Commission meetings.
 - Approval of a resolution approving a ground lease and contract of lease between the City of Marquette and the City of Marquette Building Authority (see resolution below).
 - Award of bids for liquid calcium chloride to the low bidder McKesson Chemical of Appleton, Wisconsin.
 - Award of bids for two heavy duty single-axle plow dump trucks to the low bidder, Superior Ford of Marquette, Michigan.
 - Approval of a lease with North State BMX Corporation for a bicycle race track and authorization of the Mayor and City Clerk to sign the lease.
- The following resolution was adopted as a part of item 10c:

WHEREAS, pursuant to the provisions of Act No. 31, Public Acts of Michigan, 1948 (First Extra Session), as amended ("Act 31"), the City Commission of the City of Marquette has authorized and directed the incorporation of the City of Marquette Building Authority; and

WHEREAS, plans and specifications for a two-story parking facility to be acquired, constructed, furnished and equipped by the City of Marquette Building Authority on lands to be leased from the City of Marquette have been prepared and have been presented to this City Commission; and

WHEREAS, a proposed Ground Lease between the City of Marquette and the City of Marquette Building Authority has been prepared and presented to this City Commission; and

WHEREAS, a proposed Contract of Lease between the City of Marquette Building Authority has been prepared and presented to this City Commission; and WHEREAS, it is necessary and desirable for the City of Marquette to enter into both the proposed Ground Lease and the proposed Contract of Lease with the City of Marquette Building Authority.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Ground Lease is hereby approved and the Mayor and City Clerk are each hereby directed to execute the Ground Lease on behalf of the City of Marquette and to deliver the same to the City of Marquette Building Authority.

2. The Contract of Lease is hereby approved and the Mayor and City Clerk are each hereby directed to execute the Contract of Lease on behalf of the City of Marquette and to deliver the same to the City of Marquette Building Authority.

3. The Mayor and City Clerk shall execute and deliver as many copies of the Ground Lease and the Contract of Lease as they shall, in their discretion, deem necessary or desirable.

4. Copies of the Ground Lease and the Contract of Lease this day presented to the City Commission shall be attached to the minutes of this meeting and placed on file in the office of the City Clerk.

5. All resolutions and parts of resolutions insofar as they may be in conflict herewith are hereby rescinded.

Total bills payable in the amount of \$1,093,466.26 were presented. It was moved by Commissioner Berube, supported by Commissioner Acocks, and carried to pay the bills as presented with the exception of the one to Robert Kulisheck in the amount of \$12.50. It was then moved by Commissioner Berube and supported by Commissioner LaBrecque to pay the above excluded bill and to allow Mayor Kulisheck to abstain from voting. The following vote was taken:

Ayes: Commissioners Acocks, Berube, Coyne, LaBrecque, Leadbetter.

Nays: None.

Abstention: Mayor Kulisheck.

The motion was carried.

Mayor Kulisheck then announced that this was the time set to consider a report and recommendation from the City Manager regarding bids for the Shiras Zoo deer pen and Presque Isle tennis court fence replacement. Commissioner LaBrecque said that, in view of the small difference between the low bid and the next low, the City should award the bid to the local contractor. During a lengthy discussion, City Attorney Martin said that the Charter indicates that the bid should go to the low bidder. It was moved by Commissioner Berube, supported by Commissioner LaBrecque, and carried to award the bid for chain link fencing for the Presque Isle tennis court to Century Fence of Waukesha, Wisconsin and the bid for fencing for the Shiras

Zoo deer pen to Marquette Fence Company.

Mayor Kulisheck then announced that this was the time set for discussion of the evaluation of the City Manager and City Attorney. He said that written evaluations had been completed and reviewed by each of the Commissioners. It was then moved by Mayor Kulisheck, supported by Commissioner Coyne, and carried to authorize the City Manager to be given a 6 percent raise to \$46,640 per year and the City Attorney to be given a 4.5 percent raise to \$42,845 per year. DeWayne Stebbins said that the City Manager and City Attorney should not be rewarded for defeating the water rate petition and that they don't serve the citizens as well as they serve the Commission. Mayor Kulisheck noted that it is the job of the City Manager and Attorney to serve the elected officials of the City. Several Commissioners voiced support for the City Manager and Attorney.

Mayor Kulisheck then reappointed Clarice DePetro and Wayne Giuliani to the Commission on Aging for three-year terms ending September 30, 1988.

Mayor Kulisheck reported on trips made by himself and other members of the Commission to the Michigan Municipal League Conference and to inspect economic and waterfront development in several lower peninsula cities. He said that at the Michigan Municipal League meeting, Governor Blanchard, during his address, mentioned Marquette three times as an example of outstanding economic development and renovation. He said that on a trip to Grand Rapids, the Commissioners had looked at real estate developments done by Ed Havlik who has proposed to renovate the old Marquette Inn. He said that the group had also visited Holland and Grand Haven to look at waterfront development and that the development in those cities is very good and could also be done in Marquette.

Commissioner Leadbetter said that people concerned with changing WOR to VH-1 on the cable should call Bresnan Communications with their comments and that if enough people called, Bresnan would probably put WOR back on the cable system.

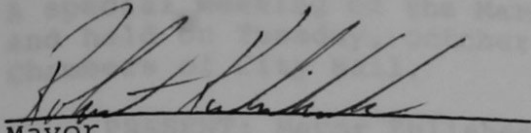
Commissioner LaBrecque supported hot water from U.P. Generating being used to heat the Shiras Pool and also the Presque Isle Marina.

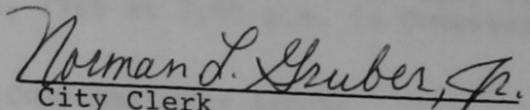
Commissioner Berube noted many calls on the loss of WOR from the cable system and suggested that a letter be sent to Bresnan Communications supporting WOR. Mayor Kulisheck directed that this letter be sent. He also said that the trip for City officials was a low budget trip and did not cost the taxpayers a lot of money. He said the Harbor Committee should be kept apprised of the expenditures in the lower harbor redevelopment process.

During the time set for citizens to address the Commission,

Ruth Melchiori said that the Commission is insensitive to old and poor water rate payers. Paul Churchville thanked the Commission for their support of the BMX track.

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


Mayor
Robert Kulisheck


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

It was moved by Commissioner [Name] and carried to [Name] [Name] of the City.

Mayor Kulisheck announced that [Name] is to hold a public hearing on the [Name] Project. He named [Name] as the hearing officer. [Name] statements regarding the [Name] various aspects of the project were read. Robert Kaspala and Project Engineer [Name] Sundberg, Carlson, and [Name] project were read.

Robert Larabee said that there will be [Name] McClellan Street and that [Name] and if this project goes through [Name] Kambly said that this project [Name] and that the traffic is a [Name] the City should reduce the [Name] Street. Michael Pond, 188 [Name] Street every day to go to work [Name]. He said this project will [Name] significantly for him to go to [Name] City Engineer and member of the [Name] need for this project. Joseph [Name] America Bank supported the project [Name] especially in the area of the [Name] intersection.

The hearing was adjourned at 7:12 p.m.

There being no citizens wishing to [Name] meeting was adjourned at 7:34 p.m.


Mayor
Robert Kulisheck

OFFICIAL PROCEEDINGS OF THE
MARQUETTE CITY COMMISSION
Tuesday, October 15, 1985

A special meeting of the Marquette City Commission was duly called and held on Tuesday, October 15, 1985 at 7:00 p.m. in Commission Chambers of City Hall.

PRESENT: Mayor Kulischeck. Commissioners Acocks,
Berube, Coyne, Johnson, LaBrecque.
ABSENT: Commissioner Leadbetter.

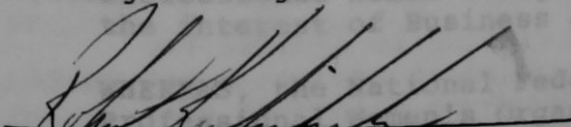
It was moved by Commissioner Acocks, supported by Commissioner Johnson, and carried to excuse Commissioner Leadbetter as he is out of the City.

Mayor Kulischeck announced that the purpose of this special meeting is to hold a public hearing on the McClellan Avenue Extension Project. He turned the meeting over to City Clerk Gruber who acted as the hearing officer for this meeting. Mr. Gruber read several statements regarding the legalities of this hearing. Explanations of various aspects of the project were presented by City Engineer Robert Haapala and Project Engineer Ray Roberts, representing Sundberg, Carlson, and Associates. Two letters of support for the project were read.

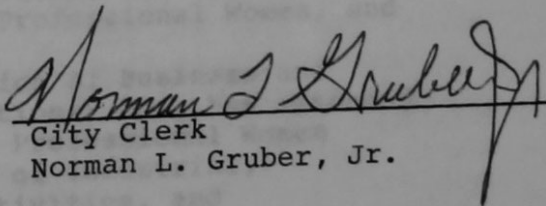
Robert Larabee said that there will be much more traffic on McClellan Street and that there are many homes for sale there now and if this project goes through, there will be more for sale. Peter Embley said that this project does not suit the needs of the public, and that the traffic is a consequence of poor past planning. He said the City should reduce the tax assessment of houses on McClellan Street. Michael Pond, 1500 West Avenue, said that he uses McClellan Street every day to go to work and that it is long with many stops. He said this project will improve the distance and travel time significantly for him to go to work. He also said that as a former City Engineer and member of the Planning Commission, he supports the need for this project. Joseph VanDine, representing the First of America Bank, supported the project as being good for business, especially in the area of the Washington and McClellan Street intersection.

The hearing was adjourned at 7:32 p.m.

There being no citizens wishing to address the Commission, the meeting was adjourned at 7:34 p.m.



Mayor
Robert Kulischeck



City Clerk
Norman L. Gruber, Jr.

OFFICIAL PROCEEDINGS OF THE
MARQUETTE CITY COMMISSION
Tuesday, October 15, 1985

A special meeting of the Marquette City Commission was duly called and held on Tuesday, October 15, 1985 at 7:00 p.m. in Commission Chambers of City Hall.

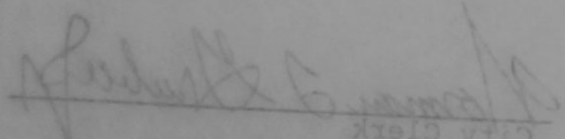
PRESENT: Mayor Kulisheck, Commissioners Acock, Berube, Coyne, Johnson, Labrecque.
ABSENT: Commissioner Leadbetter.


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

Mayor Kulisheck announced that the purpose of this special meeting is to hold a public hearing on the McClellan Avenue Extension Project. He turned the meeting over to City Clerk Gruber who acted as the hearing officer for this meeting. Mr. Gruber read several statements regarding the legitimacy of this hearing. Explanations of various aspects of the project were presented by City Engineer Robert Haspala and Project Engineer Ray Roberts, representing Sundberg, Carlson, and Associates. Two letters of support for the project were read.

Robert Larabee said that there will be much more traffic on McClellan Street and that there are many homes for sale there now and if this project goes through, there will be more for sale. Peter Embley said that this project does not suit the needs of the public, and that the traffic is a consequence of poor past planning. He said the City should reduce the tax assessment of houses on McClellan Street. Michael Pond, 1500 West Avenue, said that he uses McClellan Street every day to go to work and that it is long with many stops. He said this project will improve the distance and travel time significantly for him to go to work. He also said that as a former City Engineer and member of the Planning Commission, he supports the need for this project. Joseph Vandine, representing the First of America Bank, supported the project as being good for business, especially in the area of the Washington and McClellan Street intersection.

The hearing was adjourned at 7:32 p.m.
There being no citizens wishing to address the Commission, the meeting was adjourned at 7:34 p.m.


Norman L. Gruber, Jr.
City Clerk


Mayor
Robert Kulisheck

OFFICIAL PROCEEDINGS OF THE
MARQUETTE CITY COMMISSION
Tuesday, October 15, 1985

A regular meeting of the Marquette City Commission was duly called and held on Tuesday, October 15, 1985 at 7:35 p.m. in Commission Chambers of City Hall.

PRESENT: Mayor Kulisheck. Commissioners Acocks,
Berube, Coyne, Johnson, LaBrecque.
ABSENT: Commissioner Leadbetter.

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

Total bills payable in the amount of \$673,560.23 were presented. It was moved by Commissioner Acocks, supported by Commissioner Johnson, and carried to pay the bills as presented with the exception of the one to Commissioner Berube in the amount of \$63.21. It was then moved by Commissioner Acocks and supported by Commissioner Johnson to pay the above excluded bill to Commissioner Berube and to allow him to abstain from voting. The following vote was taken:

Ayes: Mayor Kulisheck. Commissioners Acocks, Coyne,
Johnson LaBrecque.

Nays: None.

Abstention: Commissioner Berube.

The motion was carried.

During the time set for announcing additional agenda items, Mayor Kulisheck said that comments by Commissioners would be considered prior to item 3 as well as at the end of the meeting. City Clerk Gruber noted the receipt of a liquor license transfer request which was added as item 3a.

Mayor Kulisheck then made the following proclamations:

NATIONAL BUSINESS WOMEN'S WEEK

WHEREAS, the National Federation of Business and Professional Women's Organizations, Inc. has worked to elevate the standards for women in business and the professions, and

WHEREAS, the National Federation of Business and Professional Women's Organizations, Inc. has promoted the interest of Business and Professional Women, and

WHEREAS, the National Federation of Business and Professional Women's Organizations, Inc. has extended opportunities to Business and Professional Women through education along lines of industrial, scientific, and vocational activities, and

WHEREAS, the National Federation of Business and Professional Women's Organizations, Inc. is currently focusing on the issues of economic self-sufficiency, comparable worth, employer responsiveness, and high-tech futures, and

WHEREAS, the Marquette, Michigan Business and Professional Women's Organization has actively worked to promote these objectives within the City of Marquette,

NOW THEREFORE, I, ROBERT J. KULISHECK, MAYOR OF THE CITY OF MARQUETTE, do hereby proclaim the week of October 19 through the 26th as National Business Women's Week and urge all Citizens to support its goals.

WATER QUALITY AWARENESS WEEK

WHEREAS, The Governor and Legislature of the State of Michigan has proclaimed that the week of October 20-26, 1985, shall be designated Water Quality Awareness Week; and

WHEREAS, The Michigan Water Pollution Control Association is sponsoring Water Quality Awareness Week to focus attention on the role of local wastewater treatment facilities to protect our water resources; and

WHEREAS, Water Quality Awareness Week should be the time for the citizens of our community to learn more about what the Marquette Area Wastewater Facility is doing to protect the water resources of the State; and

WHEREAS, The Marquette Area Wastewater Facility through its wastewater treatment plant staff will provide that opportunity by promoting treatment plant tours, informative material and various media coverage; now

THEREFORE BE IT RESOLVED, That I, Robert Kulisheck, Mayor of Marquette, do hereby proclaim the Week of October 20-26, 1985, as Water Quality Awareness Week, and urge all citizens to become aware of our efforts to protect the environment.

During the time set for citizens wishing to address the Commission, Robert Larabee asked to speak on item 9 and asked to have it moved up on the agenda. Mayor Kulisheck said it would be considered before item 3. Peter Embley said that there should be a television monitor and two cameras for broadcasting Commission meetings. He said that peace should be an agenda item at each Commission meeting.

During the time set for Commissioners wishing to comment, Mayor Kulisheck made a statement regarding the Committee for Rate Equity and Efficiency in Government's proposed recall petition. He said that this Committee has made several false statements and proceeded to refute each of these statements. Commissioner Johnson said that the Commissioners cannot be heard when they turn their heads away from the microphones.

A report and recommendation from the City Manager, regarding bids for water and sewer improvements in Sherman Street, was read. Robert Larabee said that the project would have to wait until next spring because the only bid received was very high. He asked how early the project could be done in the spring and if he could have temporary water service in the meantime. Public Works Director Etelamaki said that the project could be started next April and described the cost to the utility of a temporary water service. Mr. Larabee said that he only wanted to run a hose from his mother's house to fill his hot water heating system. It was moved by Commissioner Johnson, supported by Commissioner Acocks, and carried to reject the bid for this project, to rebid it as part of the McClellan Street Project, and to allow Mr. Larabee a temporary hookup for non-occupancy of the house he is constructing on Sherman Street.

A communication from the Liquor Control Commission, regarding a liquor license change, was read. It was moved by Commissioner Berube, supported by Commissioner Coyne, and carried to adopt a resolution approving the request from Windmill Lanes, Inc. for dropping Haydee Miller as joint stockholder with James S. Miller in 1985 Class C licensed business located at 124 Main Street, Marquette, Michigan.

A communication from the Liquor Control Commission, regarding transfer of a liquor license, was read. It was moved by Commissioner Johnson, supported by Commissioner Coyne, and carried to adopt a resolution approving the request from M & B Enterprises of Marquette, Michigan, Inc., a Michigan Corporation, for transfer ownership of a 1985 12-month resort C licensed business with official permit food from Greenleaf's, Inc. at 1412 Presque Isle Ave. of Marquette, Michigan.

A recommendation from the Planning Commission, regarding the vacation of Seventh Street south of Fisher Street, was read. It was moved by Commissioner Johnson, supported by Commissioner Berube, and carried to set the regular Commission meeting on October 28 as the time and date for a public hearing on this proposed street vacation.

A recommendation from the Planning Commission, regarding a fence agreement at 1030 Lincoln Ave., was read. It was moved by Commissioner Berube, supported by Commissioner Acocks, and carried to concur in the recommendation of the Planning Commission to approve this agreement and to authorize the Mayor and City Clerk to execute it.

A recommendation from the Planning Director and Parks and Recreation Director, regarding the sale of property east of Williams Park, was read. It was moved by Commissioner Johnson and supported by Commissioner Berube to approve the sale of this property, to authorize the Mayor and City Clerk to execute the deed, and to waive the land sales policy as recommended by the Planning Commission and Parks and Recreation Advisory Committee. Commissioner Berube said that there should be a public hearing to notify the neighbors before selling any part of a City park. The following vote was taken:

Ayes: Mayor Kulisheck. Commissioners Acocks, Johnson, LaBrecque.

Nays: Commissioners Berube and Coyne.

The motion did not pass for the lack of a five vote majority as required by the Charter for sale of City property.

Mayor Kulisheck announced that this was the time set for a report on repairs at the Presque Isle Marina. Parks and Recreation Director Turausky verbally reported that the repairs have not started yet, but that several meetings have been held in preparation for the start of repairs.

A report and recommendation from the City Manager, regarding requests for water service line replacements, was read. Following a discussion regarding the Commission's desire to do these repairs versus the amount of money available to pay for the repairs, it was moved by Commissioner Berube and supported by Commissioner Acocks to do the repairs at 1060 W. Ridge, 421 E. Prospect, and 425 E. Prospect, at a total estimated cost of \$5,200, and to take this amount from the contingency fund. The following vote was taken:

Ayes: Mayor Kulisheck. Commissioners Acocks, Berube, Johnson.

Nays: Commissioner Coyne and LaBrecque.

The motion was carried.

A report and recommendation from the City Manager, regarding adjustments to the Downtown Improvement Project Special Assessment rolls, was read. It was moved by Commissioner Coyne and supported by Commissioner Johnson to concur in the recommendation and reduce roll #487 as follows: the 100 Block of North Front Street reduced by 13.11%, the 100 Block of West Washington Street and the west side of the 100 Block of South Front Street reduced by 17.46% and to reduce Roll #488 as follows: the 200 Block of West Washington Street reduced by 11.67%, and to allow Commissioner Berube to abstain from voting due to a conflict of interest. The following vote was taken:

Ayes: Mayor Kulisheck. Commissioners Acocks, Coyne, Johnson, LaBrecque.

Nays: None.

Abstention: Commissioner Berube.

The motion was carried.

A report and recommendation from the City Manager, regarding

cooperative control of Lower Harbor improvement projects, was read. It was moved by Commissioner LaBrecque, supported by Commissioner Johnson, and carried to concur with the City Manager's recommendation and to authorize L. Blondeau & Sons to place the additional fill planned for the project site and to waive the bidding requirements of the Charter on the basis that there is no advantage to the City from competitive bidding in this instance.

A report and recommendation from the City Manager, regarding bids for acquisition of a police department computer system, was read. It was moved by Commissioner Berube, supported by Commissioner Acocks, and carried to concur with the recommendation and award the bid to Mark System, Inc. in the amount of \$36,802.00 with \$16,000 to be paid from the current fiscal year budget and the remainder, \$20,802.00, to be financed over the next three fiscal years from the First of America Bank of Marquette and to authorize the Mayor and City Clerk to execute the software license agreement contract and financial documents for the financing.

Mayor Kulisheck announced that this was the time set for scheduling a public hearing on single lot special assessments. It was moved by Mayor Kulisheck, supported by Commissioner Acocks, and carried to schedule the regular Commission meeting on October 28 as the time and date for a public hearing on the single lot special assessments. City Manager Svanda explained what assessments were being made.

It was then moved by Commissioner Acocks, supported by Commissioner Berube, and carried to approve the consent agenda as follows:

- A. Reconsideration of the minutes of the September 25, 1985 special meeting to change the amount to be received from Propylon for a property purchase from \$24,000 to \$23,000 and approval of the September 30, 1985 regular City Commission meeting minutes.
- B. Approval of a property exchange with Upper Peninsula Power Company for land used for the Dead River Bridge on Lakeshore Boulevard and authorization of the Mayor and City Clerk to execute the required documents.
- C. Approval of amendment #3 to the professional engineering services agreement with Sundberg, Carlson, and Associates, Inc. for the downtown parking structure and authorization of the Mayor and City Clerk to execute it.
- D. Approval of change order #4 for the downtown parking structure construction contract with Crittenden Construction and authorization of the Mayor and City Clerk to execute it.

Commissioner Acocks then said that she had received several complaints about speeding throughout the City. She said that

police reports show that tickets are being issued for speeding. Police Chief Johnson said that they would continue to emphasize enforcement in this area.

Mayor Kulisheck noted the proliferation of three and four wheel all-terrain vehicles operated by young, unlicensed children on City streets. Chief Johnson said that operation of these unlicensed vehicles on City streets is illegal and that off-road vehicle registration numbers issued by the DNR can be turned in when complaining about operation of these vehicles.

Commissioner Acocks said that bicyclers riding at night without lights are very dangerous, especially in the Shiras Hills area, and that the Marquette Golf and Country Club has approved a link for the snowmobile path across their property to allow snowmobilers access to the west part of the City.

Commissioner Berube said that the police issue many speeding tickets on Lakeshore Boulevard on Sunday mornings. He said that the vandalism taking place at the Propylon Project is very bad. He then said that the water and sewer rate issues have been handled honestly and fairly by the City, that there has been a ruling by the judge, and that this dispute should be put behind the Commissioners and the residents of the City so that we can all get on with making Marquette a great place to live.

Commissioner Coyne said he agreed with Commissioner Berube. He noted that Bresnan Communications has put WOR back on the cable system and said that they are being responsive to citizen interests. He said that the Canada Geese which are present throughout the City are getting to be more of a problem because of the mess they cause and asked the City Manager to review the policy on geese. He asked if the City Commission agendas were being placed on Channel 10. City Clerk Gruber said that they are. He asked why it sometimes takes a long time to approve liquor licenses, and Mr. Gruber responded that sometimes meeting the legal requirements such as fingerprinting or clearing the City's financial claims against the business being transferred can take a substantial amount of time.

Commissioner Johnson said that she is glad to see WOR back on the air and that Bresnan is sensitive to the City's needs. She noted that the City of Cadillac had been awarded first place for their lakefront development and said that Marquette had played a part in that by contributing a tree to this development. She asked what the dates for the fall leaf pickup are. Public Works Director Etelamaki said that the leaves would be picked up between Monday, October 21 and Friday, October 25 and that people are requested to put the leaves out with no bags or branches included so that the leaves can be composted. Commissioner Johnson also said that she had received a call from a young lady who feels the fire hall bell currently at the NMU football field should be placed in the Courthouse annex. She asked if there is followup for variances granted at the Board of Appeals, and City Planner Gruber said that there is.

Commissioner Johnson also asked if there is a tree replacement plan for this summer's construction projects. Mr. Etelamaki said that all of the trees removed will be replaced. She also asked what a person has to do to get on the City's freezeup correction list, and the response was that they should call the City Hall.

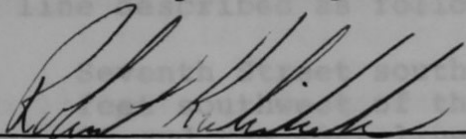
Commissioner LaBrecque said that he could not make the October 24 work session of the Village Coordinating Committee. Mr. Svanda said that an attempt can be made to try to reschedule this meeting for late afternoon.

Commissioner Coyne said that the Mayor should send a letter of congratulations to Cadillac on their receipt of an award for lakefront development.

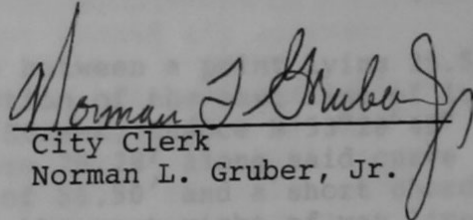
City Manager Svanda said that three and four wheel all-terrain vehicle registration numbers can be reported and that these are not allowed on City streets. He noted that the water and wastewater plants will be open on Saturday, October 26 for Water Quality Awareness Week and that tours of the plant will be conducted at that time. He also said people can arrange for special tours at other times. He noted that Assistant City Manager Chuck Addy has left the employ of the City.

Commissioner Johnson said that all of the Commissioners are elected to serve the interests of the citizens of Marquette and that they do so even when they don't agree with each other.

There were no citizens wishing to address the Commission, and the meeting was adjourned at 9:02 p.m.



Mayor
Robert Kulisheck



City Clerk
Norman L. Gruber, Jr.

Mayor Kulisheck then announced that this was the time and date set for a public hearing on special assessment roll 1497 containing single lot special assessments. City Manager Svanda supported the adoption of this roll. The hearing was closed. Public Works Director Etelamaki answered questions regarding what the various assessments in the roll were for. It was moved by Commissioner Coyne and supported by Commissioner Johnson to adopt the following resolution of confirmation and adoption. The Commissioners Berube and Leadbetter to abstain from voting. The following vote was taken:

Ayes: Mayor Kulisheck, Commissioner Johnson, LaBrecque.
Nays: None.

Commissioner Johnson also asked if there is a tree replacement plan for this summer's construction projects. Mr. Bannasick said that all of the trees removed will be replaced. She also asked what a person has to do to get on the City's freestump correction list, and the response was that they should call the City Hall's maintenance department at 234-1111.

Commissioner Johnson said that he would not make the October 24 work session of the Village Coordinating Committee. Mr. Svanda said that an attempt can be made to try to reschedule this meeting for late afternoon.

Commissioner Cope said that the Mayor should send a letter of congratulations to Geddis on their receipt of an award for lakefront development.

City Manager Svanda said that three and four wheel all-terrain vehicle registration numbers can be reported and that these are not allowed on City streets. He noted that the water and sewer wastewater plants will be open on Saturday, October 26 for the Water Quality Awareness Week and that tours of the plant will be conducted at that time. He also said people can arrange for special tours at other times. He noted that Assistant City Manager Chuck Abby has left the employ of the City.

Commissioner Johnson said that all of the Commissioners are elected to serve the interests of the citizens of Marquette and that they do so even when they don't agree with each other.

There were no citizens wishing to address the Commission, and the meeting was adjourned at 9:02 p.m.

Robert Kulisek, Mayor
Norman L. Gruber, Jr., City Clerk

OFFICIAL PROCEEDINGS OF THE
MARQUETTE CITY COMMISSION
Monday, October 28, 1985

A regular meeting of the Marquette City Commission was duly called and held at 7:00 p.m. on Monday, October 28, 1985 in Commission Chambers of City Hall.

PRESENT: Mayor Kulisheck, Commissioners Acocks, Berube, Coyne, Johnson, LaBrecque, Leadbetter.

ABSENT: None.

Total bills payable in the amount of \$831,511.47 were presented. It was moved by Commissioner Johnson, supported by Commissioner Acocks, and carried unanimously that these bills be paid as presented.

During the time set for announcing additional agenda items, Commissioner Acocks asked that items c, d, and e be removed from the Consent Agenda.

Mayor Kulisheck then announced that this was the time and date set for a public hearing on the vacation of the Seventh Street right-of-way south of Fisher Street. There being no citizens wishing to speak on this matter, the hearing was closed. It was moved by Commissioner Johnson, supported by Commissioner Acocks, and carried unanimously to concur with the Planning Commission recommendation and to vacate Seventh Street south of a line described as follows:

Seventh Street south of a line between a point lying 25.56 feet southwest of the intersection of the east line of lot 99 and the east line of Grove Street, thence N 53°28'49" E. 66.71 feet to a curve, thence 26.28' along said curve to the right, having a radius of 51.50' and a short chord of N 68°05'56"E, 26.00 feet to the east right of way line of Seventh Street, said point being 14.88' southwest of the intersection east right of way line of Seventh Street and the south right of way line of Fisher Street.

Mayor Kulisheck then announced that this was the time and date set for a public hearing on special assessment roll #492 containing single lot special assessments. Ray Beauchamp supported the adoption of this roll. The hearing was closed. Public Works Director Etelamaki answered questions regarding what the various assessments in the roll were for. It was moved by Commissioner Coyne and supported by Commissioner Acocks to adopt the following resolution of confirmation and to allow Commissioners Berube and Leadbetter to abstain from voting. The following vote was taken:

Ayes: Mayor Kulisheck, Commissioners Acocks, Coyne, Johnson, LaBrecque.

Nays: None.

Abstention: Commissioners Berube and Leadbetter.
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, of the filing with the City Clerk of the special assessment roll for the following improvement:

twenty eight (28) single lot special assessments in various locations throughout the City

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

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

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

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

RESOLVED, that said special assessment roll, to-wit: Special Assessment Roll 492 and the respective assessments therein, are hereby confirmed:

FURTHER RESOLVED, that such assessments which are \$500 or less shall be paid in one annual installment, those which are \$500 to \$1,000 may be paid in five equal annual installments, those which are \$1,000 to \$5,000 may be paid in eight equal annual installments, and those which are over \$5,000 may be paid in ten equal annual installments; all such installments to be due at the time fixed for the payment of regular city taxes, together with interest on such installments at the rate 10% per annum from the date of confirmation of such special assessment rolls.

Mayor Kulisheck then made the following proclamations:

YOUNG AUTHORS WEEK

WHEREAS, cultivating the ability to express one's self in writing is one of the most important aspects on an individual's educational process; and

WHEREAS, the PROGRAM FOR YOUNG AUTHORS has been developed in the elementary schools in Alger and Marquette Counties

by educators who recognize the need to foster writing skills among young people; and

WHEREAS, the program in its tenth year climaxes its activities each spring with a CONFERENCE FOR YOUNG AUTHORS to honor the children's writing efforts; and

WHEREAS, this program involves annual participation of 2,000 or more elementary school students whose writing abilities are greatly enhanced through authorship activities,

NOW, THEREFORE, DO WE PROCLAIM, that the week of November 11, 1985 be designated as SUPPORT YOUNG AUTHORS WEEK in the City of Marquette, Michigan, as a fitting recognition of this splendid program.

CHRISTMAS SEAL MONTH

WHEREAS, 1985 marks the 78th anniversary of the Christmas Seal, the symbolic emblem of the American Lung Association, which has aided generations of our people in the Nation's first voluntary citizen supported effort to fight disease; and

WHEREAS, the American Lung Association of the Upper Peninsula of Michigan was originally known as the Anti-Tuberculosis Society and campaigned effectively against tuberculosis with the citizens of the City of Marquette sharing in the victory through their contributions to Christmas Seals; and

WHEREAS, through the contributions to the Christmas Seal Campaign, the American Lung Association of the Upper Peninsula now battles such crippling diseases as emphysems, lung cancer, chronic bronchitis, and asthma; and

WHEREAS, the Association has the goal of control and prevention of all lung diseases and their related cause through programs of smoking cessation, research and medical training, occupational lung diseases and hazards, and health education in our schools; and

NOW, THEREFORE, BE IT RESOLVED, that I, Robert Kulisheck, Mayor of the City of Marquette declare that the month of December, 1985 be Christmas Seal month in recognition of the volunteers of the American Lung Association of the Upper Peninsula for their work on behalf of the health and well-being of the people; and

IN TESTIMONY THEREOF, I have subscribed my name and caused the Official Seal of the City to be hereupon affixed this twenty-eighth day of October, 1985.

MODEL RAILROAD GOLDEN ANNIVERSARY MONTH

WHEREAS, the hobby of model railroading has captivated the interest of several generations of our citizens; and

WHEREAS, this hobby is enjoyed by men, women, and children of all ages who thrill to the sight of miniature trains travelling through scaled down landscapes including cities, mountains, plains, and other miniature reproductions of the countryside; and

WHEREAS, model railroading is a creative family hobby which encourages developing skills requiring manual dexterity in assembling and detailing scale models of equipment, structures, and scenery as well as carpentry, electricity, and electronics; and

WHEREAS, model railroading fosters an awareness of our nation's history and the role played by the railroads in shaping the world we live in; and

WHEREAS, the National Model Railroad Association, which has represented the interests of model railroaders and established common standards for the model railroad industry since its founding in 1935, is celebrating its 50th anniversary;

NOW, THEREFORE, I, Robert J. Kulisheck, Mayor of the City of Marquette, Michigan do hereby proclaim the month of November, 1985 to be

MODEL RAILROAD GOLDEN ANNIVERSARY MONTH

and urge all citizens to seek out and participate in Model railroad activities celebrating this hobby and the Golden Anniversary of the National Model Railroad Association.

During the time set for citizens wishing to address the Commission, DeWayne Stebbins responded to Mayor Kulisheck's letter to the editor which had been in the newspaper. He also answered questions by Mayor Kulisheck and asked Mayor Kulisheck to participate in a debate on public access television. Mayor Kulisheck said that he felt the Commission's position was already well-established because of television broadcasts of the City Commission meetings. Peter Embley said that Mayor Kulisheck was not fair to Mr. Stebbins and discussed the cable television system in Burlington, Vermont. Sam Elder said that the recall petition of five of the seven City Commissioners was not in the best interest of the City. He said that the water and sewer budget needs to be tightened up and that rates need to be equitable. Commissioner Coyne said the basic problem with the water and sewer rates is the lack of understanding on the part of some people. He said that the Commission has been working hard to resolve any inequities in the system and

thanked Mr. Elder for working with the Commission and understanding that the Commission is working towards equitable rates. Commissioner Acocks agreed with Commissioner Coyne. Commissioner Berube said that the County Elections Committee does not review the statements made on a recall petition to see if they are true only if they are specific and that such a petition can contain statements that are not true. Commissioner Johnson said that public officials have to take criticism and still act in the best interest of the citizens and that she feels the City Commissioners do that. Mark Keegan of 105 Fisher Street said that he was moving to an old house that has poor water pressure. He asked that the Commissioners have it fixed before winter. Commissioners agreed to discuss this in the meeting.

A report from the Harbor Committee, regarding the status of repairs at the Presque Isle Marina, was read. Commissioners asked that the City Manager look into the status of this project.

A report and recommendation from the City Manager, regarding a grant application to the Michigan Equity Program, was read. It was moved by Commissioner Acocks, supported by Commissioner Berube, and carried unanimously to adopt the following resolution:

WHEREAS, The Michigan Department of Commerce has made available certain funds through the Michigan Equity Program for use by cities, villages, and townships for projects designed to promote economic development and the construction of tourism facilities, and

WHEREAS, the City of Marquette has at a regular meeting held this date considered the project known as the "Neck of Presque Isle" having certain tourism generating features; and

WHEREAS, the rehabilitation of the Shiras Pool and Shiras Pool building, construction of a Nature Study Center are activities which will promote tourism in the area, and

WHEREAS, all persons are afforded an opportunity to use these facilities regardless of residency, and

WHEREAS, the construction or reconstruction of these facilities is consistent with the requirements of the Michigan Equity Program, Public Act 112 of 1985;

NOW THEREFORE, BE IT RESOLVED

That the City of Marquette make application to the Michigan Department of Commerce for a grant under the Michigan Equity Program in the amount of \$100,000.00 for the "Neck of Presque Isle", with said project including

the rehabilitation of the existing Shiras Pool Building, the rehabilitation of the existing pool, the expansion of parking facilities, and the construction of a Nature Study Center.

AND FURTHER,

The City of Marquette hereby certifies that local funds for this project will not be expended prior to the beginning of the project period; and

That the City of Marquette agrees as a condition to receipt of the grant to pledge \$80,000 towards the project with such pledge being null and void if funds are not acquired in the stated amount through the Michigan Equity Program.

And, that the City Manager act as designated signatory for all documents relating to this application.

A report and recommendation from the City Manager, regarding an application to the Clean Michigan Fund for landfill closure funds, was read. It was moved by Commissioner Berube, supported by Mayor Kulisheck, and carried unanimously to adopt the following resolution:

WHEREAS, The State of Michigan, Department of Natural Resources, has established a Clean Michigan Fund which provides funds for the closure of landfills; and

WHEREAS, the City of Marquette is an eligible applicant for funding under the Michigan Department of Natural Resources Clean Michigan Fund; and

WHEREAS, The City of Marquette is proceeding with the closure of its landfill; and

WHEREAS, The City of Marquette has at a regular City Commission meeting on the above date considered an application to the Michigan Department of Natural Resources for the reimbursement and/or contribution to costs related to the closure of the landfill,

NOW, THEREFORE, BE IT RESOLVED, That the City Commission directs the City Manager to make application to the Clean Michigan Fund for \$574,120.00 as a reimbursement and contribution to the City of Marquette, Michigan for cost incurred and/or obligated for the closure of the City's landfill, and further directs that the City Manager act as designated signatory in that regard.

A report and recommendation from the City Manager, regarding an additional segment of the City snowmobile trail, was read. It

was moved by Commissioner Acocks, supported by Commissioner Leadbetter, and carried unanimously to approve the Phase II segment of the snowmobile trail and to authorize the Mayor to execute a trail permit to allow use of City property for a portion of this segment.

A report and recommendation from the City Manager, regarding bids for Lower Harbor Park improvements, was read. It was moved by Commissioner Berube, supported by Commissioner Coyne, and carried unanimously to concur with the recommendation and award the bid for installing water and sewer mains and storm sewer lines at the Lower Harbor Park to the low bidder, Smith Landscaping, Inc. and to authorize the expenditure of \$10,000 from the Lower Harbor Improvement Fund to be used along with the budgeted amount to pay for this project.

A report and recommendation from the City Manager, regarding bids for three 1986 Police patrol vehicles, was read. It was moved by Commissioner Acocks, supported by Commissioner Johnson, and carried unanimously to award these bids to the low bidder, Superior Ford, in the amount of \$30,952.19.

A report and recommendation from the City Manager, regarding bids for hydraulic dump body and material spreader, was read. It was moved by Commissioner LaBrecque, supported by Commissioner Acocks, and carried unanimously to concur in the recommendation and to award the bid for the hydraulic dump body to Monroe Truck Equipment, the low bidder, in the amount of \$9,506.00, and the bid for the material spreader to the low bidder, Johnson-Wilson Company in the amount of \$4,575.50.

A report and recommendation from the City Manager, regarding bids for snowplowing and snow removal for municipal parking lots, was read. It was moved by Commissioner Johnson, supported by Mayor Kulisheck, and carried to award the bid for Contract I to the low bidder, Larry J. LeBoeuf, at the unit prices bid, and for Contract II to the low bidder, Associated Constructors, at the unit prices bid.

Mayor Kulisheck then announced that this was the time set to consider the consent agenda. It was moved by Commissioner Acocks, supported by Commissioner Coyne, and carried unanimously to approve the consent agenda as follows:

- A. Approval of the minutes of the October 15 regular and special City Commission meetings.
- B. Approval of an amendment to the City/Township water contract and authorization of the Mayor and City Clerk to execute the documents amending the contract upon approval of the amendments by Marquette Township.

Mayor Kulisheck then made the following appointments with the Commission's concurrence:

PETER WHITE PUBLIC LIBRARY BOARD - Kay Elzinga to replace

Marian Guelff for a term expiring May 1, 1989.
CANVASS BOARD - Terry Szczepanski to replace Ray Camilli
for a term expiring January 1, 1989.

He thanked Ms. Guelff and Mr. Camilli for their service on these boards.

Commissioner Coyne then suggested that the Commission act on the water problems list that was considered at the last meeting. It was moved by Commissioner Berube, supported by Commissioner Acocks, and carried unanimously to reconsider the motion adopted at the last regular meeting on repair to water service lines at 1060 W. Ridge, 421 E. Prospect, and 425 E. Prospect. The reconsidered motion was then unanimously defeated. Public Works Director Etelamaki reported on the cost of doing the additional water service lines that require replacement and the feasibility of doing them before winter sets in. It was moved by Commissioner Coyne, supported by Commissioner Acocks, and carried unanimously to authorize repair of the water service lines at 1060 W. Ridge, 421 E. Prospect, 425 E. Prospect, 425 High, 905 W. Magnetic, and 335 W. Ridge at an estimated cost of \$11,300, to authorize the expenditure of this money from the contingency fund, and to put the remaining water service line replacement as the top priority for work next construction season.

Commissioner Coyne then encouraged all citizens to vote in the City election next week. He noted the open house and grand opening of the downtown parking ramp and said that there is great enthusiasm downtown for the future. He noted the poor quality of the new sound system. City Clerk Gruber said that the system needs to have two more microphones installed and needs to be balanced yet.

Commissioner Berube urged people to come downtown and join in the celebration of the open house of the dedication of the new parking structure. He also urged parents to be careful with children on Halloween.

Commissioner Acocks asked when Front Street would be repaired in front of the Dursema's house where the water service line had been repaired. Public Works Director Etelemaki said that the asphalt plant is still open, and repairs are intended to be completed this fall. Commissioner Acocks also noted complaints about the leaf pickup procedure. She asked why leaves were asked to be left loose and not put in bags. Public Works Director Etelamaki and Public Works Superintendent Lawry both answered questions regarding the problem of plastic bags and composting leaves.

Commissioner Johnson noted an open house at the Shiloh Family Home tomorrow. She also complimented Commissioner Coyne for bringing up water problems. She asked about the land sale at Williams Park. It was moved by Commissioner Berube, supported

by Commissioner Johnson, and carried to schedule a public hearing on this proposed land sale for the second regular Commission meeting in November. Commissioner Johnson asked what happened to the old chime clock at the Arena, said that children fishing off the County Road 550 bridge were in a dangerous area, noted complaints that people walk unleashed dogs on the bike path, said that there is a lot of trash behind the Vineyard on Grove Street, and that there is an informal dumping area in the woods in that area.

Commissiner LaBrecque said that he has received many phone calls about bar patrons being rowdy after visiting bars, particularly on Third Street.

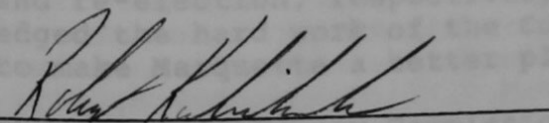
Commissioner Leadbetter discussed the sound system, saying that Commissioners will have to learn to work with the system. He said that the recall petition that has been proposed by a group of citizens is part of the political process. He said that he feels the people advocating recall are misinformed but that they are not out to get individual Commissioners. He asked the public to seriously consider the issue and not sign the recall petitions.

Mayor Kulisheck said that there are regularly recurring problems at Hurley Field and asked if an inexpensive net would keep foul balls from hitting neighbors' houses and breaking their windows. He also noted continuing vandalism at the Propylon site and said that NMU has a Michigan Masterpieces display on campus currently.

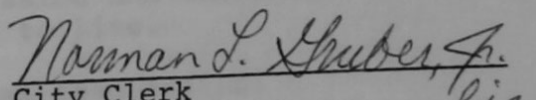
Mark Keegan thanked the Commission for their action in repairing his water service line.

Commissioner Berube said that the Tourist Park should be renamed to a more appropriate historical name.

There being no other citizens to address the Commission, the meeting was adjourned at 9:00 p.m.



Mayor
Robert Kulisheck



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

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Commission meeting in November...
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Commissioner Johnson said that he has received many...
calls about... being rowdy...
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Commissioner Johnson discussed the sound system...
Commissioner Johnson will have to learn to work with the system...
said that the recall petition that has been proposed by a group...
of citizens... the political process, he said that he...
feels the people... recall are... but that...
they are... get individual... He asked the...
public... consider the... and...
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There...
meeting was adjourned at 9:00 p.m.

~~Robert Knishbeck called...~~
~~Mayor...~~
~~City Clerk~~
Norman L. Fisher, Jr.
Robert Knishbeck called...
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OFFICIAL PROCEEDINGS OF THE
MARQUETTE CITY COMMISSION
Tuesday, November 12, 1985

A regular meeting of the Marquette City Commission was duly called and held at 7:00 p.m. on Tuesday, November 12, 1985 in Commission Chambers of City Hall.

PRESENT: Mayor Kulisheck. Commissioners Acocks, Berube, Coyne, Johnson, LaBrecque.

ABSENT: None.

Mayor Kulisheck announced that this was the time to seat the Commissioners-elect.

City Clerk Gruber administered the oath of office to Commissioners-elect Joe Constance and Helen Johnson. He then announced that this was the time set for election of Mayor and noted that the election would be by paper ballot with each Commissioner signing his ballot to comply with the Open Meetings Act. On the first ballot, Commissioner Coyne was elected Mayor unanimously. The Clerk administered the oath of office to Mayor-elect Coyne.

Mayor Coyne then granted permission for the Clerk to conduct the election for Mayor Pro Tem. On the first ballot, Commissioner Berube was elected Mayor Pro Tem. The Clerk administered the oath of office to Mayor Pro Tem elect Berube.

Mayor Coyne then announced that this was the time set for recognition of outgoing Mayor and Commissioner Kulisheck. He presented a gavel placque commemorating Mayor Kulisheck's term as Mayor of Marquette and a placque commemorating his six years of service as a Commissioner. He also presented a United States flag that had flown over the City Hall during Mayor Kulisheck's term, and a proclamation proclaiming Mayor Kulisheck the City's most prolific proclinator. Mayor Kulisheck expressed his congratulations to Mayor Coyne and Mayor Pro Tem Berube and also to Commissioners Constance and Johnson for their election and re-election, respectively, to the Commission. He acknowledged the hard work of the Commission and the staff in helping to make Marquette a better place to live.

The roll of the new Commission was then called:

PRESENT: Mayor Coyne. Commissioners Acocks, Berube, Constance, Johnson, LaBrecque, Leadbetter.

ABSENT: None.

Mayor Coyne then called a three-minute recess at 7:12 p.m. to allow photos to be taken of the new Commission.

Following the recess, it was moved by Commissioner Johnson, supported by Commissioner Acocks, and carried unanimously to

accept the minutes of the October 28 regular Commission meeting as presented.

Total bills payable in the amount of \$1,062,979.00 were presented. It was moved by Commissioner Acocks, supported by Commissioner Johnson, and carried unanimously to pay these bills as presented.

During the time set for announcing additional agenda items, Commissioner Acocks asked that item 8, discussion of the parking ramp elevator problems, be added. Commissioner Johnson asked that item 9, a report on the status of the water rate revision study, be added. City Clerk Gruber asked that items 10, a communication from Peninsula Sanitation, and 3a, a proclamation on National Community Education Day, be added.

City Manager Svanda thanked Mayor Kulisheck for his involvement on the City Commission and said that he had learned a great deal from Mayor Kulisheck during his term of office. Commissioner Acocks also thanked Mayor Kulisheck and said that he had been a good speaker and excellent at conducting Commission meetings. Commissioner Leadbetter also thanked Mayor Kulisheck for his efforts on behalf of the citizens of Marquette. Commissioner Berube noted Mayor Kulisheck's long hours of work behind the scenes on City problems.

Mayor Coyne then made the following proclamations:

FINNISH NATIONAL BASKETBALL TEAM DAY

WHEREAS, The Finnish-American Sport Foundation is sponsoring a tour of the United States by the Finnish National Basketball team; and

WHEREAS, The Finnish National Basketball team will travel from the East to West coasts of our country, visiting the campuses of universities to play exhibition basketball games; and

WHEREAS, The Finnish National Basketball team will visit the campus of Northern Michigan University on November 15 and 16, 1985, and will play the Northern Michigan basketball team in an exhibition game at 4 P.M. on November 6, 1985; and

WHEREAS, The visit and competition fosters a greater understanding between the participants and representatives of each country, which in turn will help to bring about greater world wide understanding; and,

WHEREAS, This visit is particularly meaningful due to the large number of city and area residents who are of Finnish descent;

NOW THEREFORE, I, J. Michael Coyne, Mayor of the City of Marquette, Michigan, U.S.A. do hereby proclaim Saturday, November 16, 1985 as Finnish National Basketball Saturday, in the City of Marquette, and encourage all Marquette Citizens to join with me in welcoming the Finnish National Basketball Team to Marquette and making their stay an enjoyable one.

WORLD PEACE WEEK

WHEREAS the United States and the Soviet Union among all nations lead in the development and accumulation of weapons with the ability to devastate and possibly end human life on Earth;

WHEREAS the increased speed and accuracy of nuclear weapons on both sides greatly increase the danger that nuclear war will occur;

WHEREAS scientific evidence suggests that the detonation of even a small number of nuclear weapons already in existence would result in dramatic climatic changes which likely would end human life;

WHEREAS President of the United States Ronald Reagan and General Secretary of the Soviet Union Mikhail Gorbachev share responsibility for the avoidance of nuclear war, the peaceful resolution of global conflict, and the instigation of joint cooperation projects;

WHEREAS leaders of the National Council of Churches of Christ in the USA, the World Council of Churches, and the United States Catholic Conference have called upon citizens everywhere to light porchlights, candles, and other lights on November 19 and 20, 1985 from dusk to dawn to openly display their desire for world peace;

NOW, THEREFORE, I, J. Michael Coyne, Mayor of the City of Marquette, do hereby invite all citizens to light porchlights, candles or other lights from dusk to dawn on November 19 and 20, 1985 while President Reagan and General Secretary Gorbachev meet in summit in order to openly express their deepest hope that President Reagan and General Secretary Gorbachev will heed the desire of people around the world to work, raise children, build communities, and pursue a quality of life free from the threat of war by reaching an understanding on an arms control agreement which significantly cuts nuclear stockpiles and makes strides toward halting the arms race between the United States and the Soviet Union.

During the time set for citizens wishing to address the Commission, Perry Laing said that it is too hard to come to the City Hall to get solid waste disposal permits and that they should be sold at the solid waste transfer station. Charles Coffey

read a lengthy comment regarding the water rate issue. Peter Embley said that the Commissioners would be recalled in January and urged formation of health maintenance organization. Ray Beauchamp said that everyone is happy with the new parking ramp downtown and that the positive attitude downtown is a result of good cooperation between the City Commission, the staff, and interested downtown parties. He said that there had been real revitalization in that area and introduced Main Street Director Lori Bulera. Ms. Bulera thanked the Commission for their faith in the downtown and said that this faith has made downtown renovation work. She distributed "I Parked First in the Ramp" snowbrushes to the Commissioners.

Mayor Coyne then asked the Commissioners how and when they felt it was appropriate to respond to citizen comments. The Commissioners agreed to allow the entire citizen comment section to be completed before responding to any of the citizens' comments.

The Commission then discussed the concept of selling solid waste disposal permits at the transfer station. City Manager Svanda said that they were sold at the City Treasurer's office in order to keep the funds under the direct control of the City. Commissioners agreed that he should report on possible ways to sell these permits at the transfer station at the next meeting.

A communication from the Liquor Control Commission, regarding a liquor license transfer, was read. Following a discussion, it was moved by Commissioner Berube and supported by Commissioner Acocks to approve the request from Chad K. and Janice Shier Norton for transfer location of 1985 Class C licensed business from 503 N. Third to 521 N. Third, Marquette. The following vote was taken:

Ayes: Mayor Coyne, Commissioners Acocks, Berube, Constance, LaBrecque, Leadbetter.

Nays: Commissioner Johnson.

The motion was carried.

A recommendation from the Harbor Committee and a concurring recommendation from the City Manager, regarding repairs to the Presque Isle Marina, was read. Harbor Committee Chairman Perry Laing answered questions at length regarding the proposed repair project. Following discussion, it was moved by Commissioner Berube, supported by Commissioner Leadbetter, and carried unanimously to authorize the expenditure of \$37,200 for the demonstration repair project to pier III at the Presque Isle Marina based on the following expenditures: \$25,000 to Gallagher Marine for repair work, \$6,000 to Sundberg, Carlson, and Associates for steps 1, 2 and 3 of the itemized professional services breakdown, and \$6,200 to Sundberg, Carlson, and Associates for item 6 of the itemized professional services breakdown, and to waive the bidding requirements on the basis of there being no advantage to the City for competitive bidding in this instance.

A communication from the Michigan Sesquicentennial Commission was read. It was moved by Commissioner Johnson, supported by Commissioner Acocks, and carried unanimously to appoint City Manager Svanda as the contact person for the Sesquicentennial.

A recommendation from the City Attorney, regarding an amendment to the Uniform Traffic Code, was read. It was moved by Commissioner Berube, supported by Commissioner Acocks, and carried unanimously to schedule a public hearing on this amendment for the regular Commission meeting on November 25.

Mayor Coyne then announced that this is the time set to discuss the parking ramp elevator problems. Commissioner Acocks said that the elevator does not always work and that there is water leaking in the roof of the elevator structure. Public Works Director Etelamaki said that both items are being worked on. Commissioner Berube asked about retainage on the final payment for this work. Commissioner Johnson asked if the lines were painted properly to delineate the parking spaces. Mr. Etelamaki said that all of these items would be considered before the final payments are authorized and that the lines were correct.

Mayor Coyne then announced that this was the time set to discuss the status of the water rate study. City Manager Svanda reported that Mr. Mayer's study would be distributed later this week and that Mr. Mayer will be at the November 25 meeting to discuss his study. He said that the Commission is still on a schedule that will allow adoption of the new rates and their implementation by January 1, 1986. Commissioner Acocks said that there should be a strong effort to communicate the results of this study to the public. Commissioner Berube suggested putting it on Channel 8 and Commissioner Constance suggested having another work session and inviting representatives from the "Citizens for Water Rate Equity" and hiring an independent CPA to review the work done by Mr. Mayer.

A communication from Peninsula Sanitation, regarding an application to the Clean Michigan Fund, was read. It was moved by Commissioner Berube, supported by Commissioner Acocks, and carried unanimously to adopt the following resolution:

WHEREAS, The State of Michigan, Department of Natural Resources, has established a Clean Michigan Fund which provides for solid waste recycling and composting; and

WHEREAS, Peninsula Sanitation, Inc. is an eligible applicant for funding under the Michigan Department of Natural Resources Clean Michigan Fund; and

WHEREAS, The City of Marquette has at a regular City Commission on the above date considered an application to the Michigan Department of Natural Resources contribution costs related to solid waste recycling and composting in the City of Marquette.

NOW, THEREFORE, BE IT RESOLVED,

That the City Commission direct Peninsula Sanitation, Inc. to make an application to the Clean Michigan Fund for contributing to Peninsula Sanitation, Inc. for costs incurred for establishing the solid waste recycling and composting project.

Commissioner Constance said that he is concerned with the water rate issue and that the Commission has not been malicious in their attempt to solve this issue, but that there is misunderstanding of the issue by some citizens.

Commissioner Johnson reported complaints about bicycles going the wrong way on Third Street and said that some people feel that they do not have enough garbage to justify being charged \$3.00 a month for solid waste disposal.

Commissioner Leadbetter congratulated Mayor Coyne and Mayor Pro Tem Berube on their elections and said that he looked forward to working with the Commission in the best interests of the City.

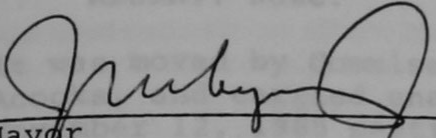
Commissioner LaBrecque said that the Commissioners should be looking at a City-wide income tax and that this should be on the agenda for the next Commission meeting.

Commissioner Acocks welcomed Commissioners Constance and Johnson to the Commission, and she congratulated Commissioner Johnson for her re-election and Mayor Coyne and Mayor Pro Tem Berube for their elections. She said that she looks forward to solving the water rate issue in the near future.

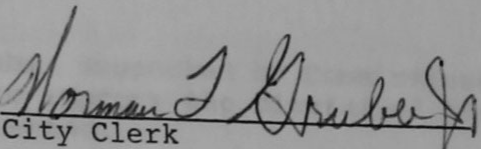
Commissioner Berube congratulated Commissioner Constance and Johnson and Mayor Coyne for their elections. He thanked the Commissioners for electing him as Mayor Pro Tem and said that he will miss Mayor Kulisheck as he did very much for the City. Mayor Coyne thanked the Commissioners for electing him as Mayor and said that he feels it is an honor, a privilege, and a responsibility. He congratulated Mayor Pro Tem Berube and Commissioners Johnson and Constance on their elections. He said that the Commissioners are all doing their jobs to the best of their abilities and that they are working on solving serious long-standing problems. He said projects for this year include the Lower Harbor Park, work in the neck of Presque Isle Park, improvements on Third Street, growth of the downtown which is just starting, and growth of the Olympic Training site. He said that there are many positive things throughout the City. He also said that the City is faced with problems such as solid waste disposal, water and sewer rates, improving the infrastructure, toxic waste sites, and water filtration. He said that the City has a good working relationship with neighboring governments and is forming partnerships with other city interests to help make Marquette a better place to live.

City Manager Svanda congratulated Commissioners Constance and Johnson on their election to the Commission and Mayor Coyne and Mayor Pro Tem Berube on their election also. He introduced the City Treasurer, Elizabeth Hobson, who is replacing retiring Janet Melka. He said that Mrs. Melka had provided the City with long and loyal service and that she will be missed by the City administration. He noted that the City's United Way Campaign was ended successfully and that this campaign had been carried out by Catherine Jensen who works in his office.

There being no citizens wishing to address the Commission, the meeting was adjourned at 9:02 p.m.



Mayor
J. Michael Coyne



City Clerk
Norman L. Gruber, Jr.

presented. It was moved by Commissioner Johnson, seconded by Commissioner Berube, and carried unanimously as presented.

During the time set for announcing the agenda, Commissioner Berube asked that there be no agenda items on the agenda.

Mayor Coyne then announced that this was the last of a public hearing on an amendment to the Uniform Traffic Code. There being no persons to address the Commission, the hearing was closed. Commissioner Labrecque asked whether it should be adopted as a City ordinance if it is already a state law. Attorney Martin said that if it is a City ordinance, the City will receive the fines that are levied for violations of the City. It was moved by Commissioner Johnson, seconded by Commissioner Labrecque, and carried unanimously to adopt ordinance 2188 as follows:

AN ORDINANCE TO AMEND TITLE IV, CHAPTER 14, THE UNIFORM TRAFFIC CODE FOR CITIES, VILLAGES, AND VILLAGES IN THE STATE OF MICHIGAN AS AMENDED, BY ADDING THEREIN SECTION 1.702 TO REMOVE THE USE OF SAFETY BELTS.

Commissioner Johnson asked that Section 1.702, which allows physicians to grant exceptions to the costume requirements, be read.

Mayor Coyne then announced that this was the last of a public hearing on the sale of property. A report and recommendation from the Parks and Recreation Director was read. There being no persons to address the Commission, the hearing was closed. Commissioner Labrecque, seconded by Commissioner Johnson, and carried unanimously to approve the sale of the property.

The meeting was adjourned at 9:03 p.m. and the City Commission
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J. Michael Coyne
Mayor

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OFFICIAL PROCEEDINGS OF THE
MARQUETTE CITY COMMISSION
Monday, November 25, 1985

A regular meeting of the Marquette City Commission was duly called and held on Monday, November 25, 1985 at 7:00 p.m. in Commission Chambers of City Hall.

PRESENT: Mayor Coyne. Commissioners Acocks, Berube, Constance, Johnson, LaBrecque, Leadbetter.
ABSENT: None.

It was moved by Commissioner Berube, supported by Commissioner Acocks, and carried unanimously to approve the minutes of the November 12, 1985 meeting as presented.

Total bills payable in the amount of \$439,147.16 were presented. It was moved by Commissioner Acocks, supported by Commissioner Berube, and carried unanimously to pay the bills as presented.

During the time set for announcing additional agenda items, Commissioner Berube asked that item 16 be moved to position 3a on the agenda.

Mayor Coyne then announced that this was the time set for a public hearing on an amendment to the Uniform Traffic Code. There being no persons to address the Commission, the hearing was closed. Commissioner LaBrecque asked why this needed to be adopted as a City ordinance if it is already a state law. City Attorney Martin said that if it is a City ordinance, the City will receive the fines that are levied for violations in the City. It was moved by Commissioner Leadbetter, supported by Commissioner LaBrecque, and carried unanimously to adopt ordinance #388 as follow:

AN ORDINANCE TO AMEND TITLE IV, CHAPTER 34, THE UNIFORM TRAFFIC CODE FOR CITIES, TOWNSHIPS, AND VILLAGES IN THE STATE OF MICHIGAN AS AMENDED, BY ADDING THERETO SECTION 5.76B TO REQUIRE THE USE OF SAFETY BELTS.

Commissioner Johnson asked that Section 3e, which allows physicians to grant exemptions to the seatbelt requirement, be read.

Mayor Coyne then announced that this was the time and date set for a public hearing on the sale of property at Williams Park. A report and recommendation from the Planning Director and Parks and Recreation Director was read. There being no one to address the Commission, the hearing was closed. It was moved by Commissioner LaBrecque, supported by Commissioner Johnson, and carried unanimously to approve the sale of this property, to

authorize the Mayor and City Clerk to execute the deed, and to apply the proceeds to the development of Williams Park.

Mayor Coyne then made the following proclamations:

NATIONAL BIBLE WEEK

WHEREAS, at this time crime continues to instill fear daily in many American people in their homes, on the streets, and in all manner of public or private places; and

WHEREAS, in our time acts of terrorism have disturbed the tranquility of our nation and many nations of the world; and

WHEREAS, we live in an age when peace is threatened by those who trust war-making more than they trust the goodwill of human beings toward one another; and

WHEREAS, many Americans turn directly to the Bible to learn God's Word for our times and for such understanding as, they believe, can solve the problems of crime and terrorism and war as well as other problems of the human condition; and

WHEREAS, the Laymen's National Bible Committee has developed materials and media messages around the theme, "BRING YOUR MIND AS WELL AS YOUR HEART TO THE BIBLE", for National Bible Week to help people discover the truths for daily life found in the Bible;

NOW, THEREFORE, I, MICHAEL COYNE, MAYOR OF MARQUETTE, do hereby proclaim November 24 to December 1, 1985, as BIBLE WEEK in Marquette, and urge all citizens to participate in this annual observance by reading the Bible to become familiar with its teachings and principles.

During the time set for citizens wishing to address the Commission, Sam Elder asked to speak on item 8, Michael Cinelli and Mark Carlson both asked to speak on item 3a.

A communication from Michael Cinelli, regarding an assessment for sewer repairs at 717 W. Bluff Street, was read. Mr. Cinelli addressed the Commission supporting the comments in his letter and saying that the City's policy on how repairs such as this are billed, should be changed. Mark Carlson addressed the Commission at length explaining the occurrences involved in this incident. It was moved by Commissioner Berube, supported by Commissioner Johnson, and carried unanimously to schedule a public hearing on a single lot special assessment at 717 W. Bluff Street for the regular meeting on December 9 and to waive the due date for the sewer repair bill that has been issued to

Mr. Cinelli. Commissioners indicated information they wish to receive at that hearing. A report from the Harbor Committee regarding repairs to the Presque Isle Marina was then read.

A communication from the Planning Commission, regarding a proposed amendment to the zoning ordinance reducing the size of parking spaces in the City, was read. It was moved by Commissioner Berube, supported by Commissioner Acocks, and carried unanimously to schedule a public hearing on this proposed amendment for the December 9 regular Commission meeting.

A communication from Marquette General Hospital, regarding a 24-hour liquor license, was read. It was moved by Commissioner Johnson, supported by Commissioner Acocks, and carried unanimously to approve a 24-hour liquor license for Marquette General Hospital, Inc. at the Marquette National Guard Armory on December 14, 1985.

A report and recommendation from the City Manager, introducing proposed revised water and sewer rates, was read. Following a brief discussion, it was moved by Commissioner Berube, supported by Commissioner Acocks, and carried unanimously to follow the schedule proposed for review and adoption of the revised water and sewer rates and to schedule a public hearing for the December 9 regular Commission meeting on the amendment to the water and sewer rate ordinance. Water Rate Consultant John Mayer addressed the Commission giving a brief summary of his report.

A report and recommendation from the City Manager, regarding the feasibility of a City income tax, was read. Following comments by City Commissioners, Sam Elder said that he was glad to see a proposal to appoint a Task Force to review a City income tax because he is very concerned about unemployment and the lack of jobs in Marquette. Commissioners agreed that persons interested in serving on a Task Force should contact the City Manager's office. City Manager Svanda was directed to prepare a report and recommendation for the next regular meeting on the appointment of a Task Force.

A report and recommendation from the City Manager, regarding mutual fire aid agreements with surrounding townships, was read. It was moved by Commissioner Berube, supported by Commissioner LaBrecque, and carried unanimously to approve the agreements with Marquette, Sands, and Chocolay Townships and to authorize the Mayor and City Clerk to execute them.

A report and recommendation from the City Manager, regarding an EDC Project for Heritage Hotel Associates, was read. It was moved by Commissioner Acocks, supported by Commissioner Leadbetter, and carried unanimously to adopt the following resolution:

WHEREAS, The Economic Development Corporation of the City of Marquette (the "Issuer") by resolution dated November 19, 1985, submitted and recommended and Amended Project Plan for the Heritage Hotel Associates Project (the "Amended Project Plan") for approval by this City Commission (the "Governing Body"); and

WHEREAS, this Governing Body must consider approval of the Amended Project Plan and issuance of the bonds after a public hearing, notice of which (a) must be published once in a newspaper of general circulation in the City of Marquette at least ten (10) days before the hearing, (b) must be mailed to the last known owner of each parcel of real property in the Project District Area at the last known address as shown by the tax assessment records and (c) must be posted in at least ten (10) conspicuous and public places in the Project District Area, which mailing and posting must be done at least ten (10) days before the hearing.

NOW, THEREFORE, IT IS HEREBY RESOLVED, that a public hearing be held on December 9, 1985, to consider the Amended Project Plan and the issuance of bonds in connection with this Project, and that public notice be given in accordance with applicable law, in substantially the form attached to this resolution.

BE IT FURTHER RESOLVED, that a copy of the Amended Project Plan be available for public examination and inspection as set forth in the form of public notice.

A report and recommendation from the City Manager, regarding an employee grievance from the Marquette City Hall Chapter of AFSCME, was read. City Manager Svanda said that the written material was adequate and that he did not need to present it verbally. Edward Faccio, AFSCME Union Staff Representative, distributed copies of the job descriptions for the City Treasurer and Deputy City Treasurer. He said that the Deputy Treasurer only had to deposit monies in the absence of the Treasurer and that the Treasurer's job description includes the deposit of monies but that the Deputy Treasurer's does not. Mayor Coyne noted that Mrs. LaBonte had not requested a closed meeting for the discussion of this item. Commissioners asked questions and discussed this item at length. Following the discussion, City Attorney Martin ruled that the Union Contract was permissive and that the grievance could be decided tonight. It was then moved by Commissioner Johnson, supported by Commissioner Coyne, and carried unanimously to deny the grievance.

A report and recommendation from the City Manager, regarding the sale of solid waste disposal tickets, was read. Commissioners agreed that this report indicates that there need to be no changes in the current method of selling solid waste disposal tickets. City Manager Svanda, in response to a question, said

that people could purchase these tickets by mail from the City Treasurer's Office.

Mayor Coyne called a five minute recess at 9:00 p.m.

Following the recess, a report and recommendation from the City Manager, regarding bids for health and dental insurance, was read. It was moved by Commissioner Johnson, supported by Commissioner Acocks, and carried unanimously to concur in the City Manager's recommendation and to award the bid for the City's health and dental coverage to Blue Cross and Blue Shield with the dental coverage to be on a month by month basis and to be reviewed prior to the beginning of the next fiscal year.

Mayor Coyne noted that item 14 had been deleted from the agenda.

A report and recommendation from the City Manager, regarding a railroad crossing agreement with the Soo Line Railroad for improvements in the Lower Harbor Park Project, was read. It was moved by Commissioner Berube, supported by Commissioner Constance, and carried unanimously to approve this agreement, to authorize the Mayor and City Clerk to execute it, and to take the required \$3,800 from the Lower Harbor Improvement Fund.

Mayor Coyne then announced that this was the time set for discussion of the consent agenda format. City Manager Svanda said that the consent agenda format has been used for approximately six months and inquired if the Commission desired to continue to use it. Following discussion, it was moved by Commissioner Berube, supported by Commissioner Constance, and carried unanimously to follow the consent agenda format with the items to be placed on the consent agenda at the discretion of the City Manager and with most bids not put on the consent agenda.

During the time set for making appointments and noting resignations, Mayor Coyne said that he wanted to make it clear that he feels that appointments should be made by Commission prerogative, not just by the Mayor, unless statute dictates otherwise and that he would like to encourage Commissioners to submit candidates for openings. It was then moved by Commissioner Leadbetter, supported by Commissioner Coyne, and carried unanimously to reappoint Perry Laing to the Harbor Committee for a term expiring November 25, 1988 by acclamation.

Commissioner Acocks asked who the direct contact staff person is for problems at the new parking ramp. City Manager Svanda said that during the transition from the City to DDA control of the ramp, the City Manager's office or the Police Department could be contacted and in the future, members of the Downtown Development Authority should be contacted.

Commissioner Berube encouraged everyone who wants lower water and sewer rates to come to the work session tomorrow evening with ideas on how to lower the cost of operating the water and sewer system.

Commissioner Constance asked about the rules governing the citizen comment section of the agenda. Commissioners discussed the citizen comment rules at length and there was general consensus that this item was being handled appropriately.

Commissioner Johnson asked about enforcement of the winter parking ban, said that she has received concerns about too many home occupation permits in residential areas, noted the receipt of a governor's energy conservation award by Paul Seglund and the operators at the wastewater treatment plant, said that she had received many complaints on the operation of the parking ramp, and that there are large piles of leaves in the 200 block of Hewitt Street.

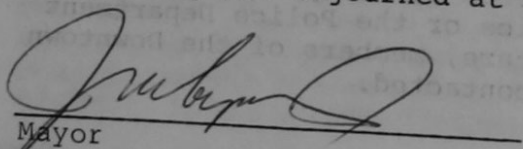
Commissioner LaBrecque said that the parking ramp might be a good place to hold the children's Christmas party. He also said that he had received a comment that there are not enough outdoor ice rinks.

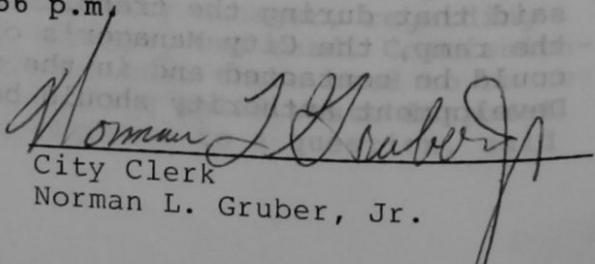
Mayor Coyne said that he had received a letter asking him to remind joggers to wear reflective clothing and to run facing traffic. He asked what a cracker shell is. City Manager Svanda said that they are shotgun shells designed only to make noise and that they are being used to encourage the geese to continue their migration south. Mayor Coyne also noted a complaint about high speed snow plows on Fourth Street and said that the Mayor and Mayor Pro Tem meet each Friday afternoon with the City Manager to review City business and that any one Commissioner could join them but that no more could due to the open meetings act. He expressed his thanks to all people who congratulated him upon his election.

City Manager Svanda said that there has not been much interest yet in the Sesquicentennial Celebration and that the last meeting in December is scheduled for December 30. Commissioners agreed that this was an appropriate date for the meeting.

During the time set for citizens wishing to address the Commission, George Hanson said that the City is in good hands. City Manager Svanda reminded citizens that water and sewer rate consultant John Mayer will be in City Hall from 9:00 a.m. to 4:00 p.m. on Tuesday, November 26 to discuss the proposed rate structure with any interested parties.

The meeting was adjourned at 9:56 p.m.


Mayor
J. Michael Coyne


City Clerk
Norman L. Gruber, Jr.

OFFICIAL PROCEEDINGS OF THE
MARQUETTE CITY COMMISSION
Monday, December 9, 1985

A regular meeting of the Marquette City Commission was duly called and held on Monday, December 9, 1985 at 7:00 p.m. in Commission Chambers of City Hall.

PRESENT: Mayor Coyne. Commissioners Acocks, Berube, Constance, Johnson, LaBrecque Leadbetter.
ABSENT: None.

It was moved by Commissioner Johnson, supported by Commissioner Berube, and carried unanimously to accept the minutes of the November 25 meeting as presented.

Total bills payable in the amount of \$334,039.24 were presented. It was moved by Commissioner Acocks, supported by Commissioner Johnson, and carried unanimously to pay these bills as presented.

During the time set for announcing additional agenda items, Commissioner Berube added item 13, a letter regarding the condition of the new curbing downtown.

Mayor Coyne then made the following proclamation:

NATIONAL BOWLING WEEK

WHEREAS, bowling is the number one participation sport in the United States attracting the interests of a wide variety of citizens from throughout the nation, and

WHEREAS, last year over 200 cities and towns participated in National Bowling Week with a goal of promoting bowling as a participation sport for young and old alike, and

WHEREAS, the fourth annual celebration of National Bowling Week will occur during the week of January 5, 1986, and

WHEREAS, Congress is expected to declare the week of January 5, 1986 as official National Bowling Week;

NOW, THEREFORE, I, J. Michael Coyne, Mayor of the City of Marquette do hereby proclaim the week of January 5, 1986 as NATIONAL BOWLING WEEK in the City of Marquette and do commend participation in this sport to all Marquette residents.

Mayor Coyne then announced that this was the time set for public hearing on a proposed amendment to the zoning ordinance. A recommendation from the Planning Commission was read. Mayor Coyne outlined the rules established by the Commission for holding public hearings. There being no citizens wishing to

address the Commission, the hearing was closed. It was moved by Commissioner Acocks, supported by Commissioner Constance, and carried unanimously to accept the Planning Commission recommendation and adopt ordinance #388 as follows:

388

AN ORDINANCE TO AMEND CHAPTER 80, TITLE XII, SECTION 80.42.2.C OF THE MARQUETTE CITY ZONING ORDINANCE RELATING TO PARKING SPACE LAYOUT, AND LOT DESIGN, CONSTRUCTION AND MAINTENANCE.

Mayor Coyne then announced that this was the time and date set for a public hearing on an Economic Development Corporation Project for Heritage Hotel Associates. A report and recommendation from the City Manager was read. Ed Havlik, representing United Development, supported his company's request at length. Thirteen people spoke in opposition to the proposed project and nine spoke in support of it. One person made ambivalent comments regarding the project. The hearing was closed.

Mayor Coyne called a five-minute recess at 9:17 p.m.

Following the recess, Commissioners made comments and questioned various people who spoke at the hearing at great length. Following this discussion, it was moved by Commissioner Acocks and supported by Commissioner Johnson to not support the added EDC funding. The following vote was taken:

Ayes: Commissioners Acocks, Johnson, LaBrecque.

Nays: Mayor Coyne. Commissioners Berube, Constance, Leadbetter.

The motion was defeated. It was then moved by Commissioner Berube and supported by Commissioner Constance to adopt the resolution approving the expanded EDC funding. The following vote was taken:

Ayes: Mayor Coyne. Commissioners Berube, Constance, Leadbetter.

Nays: Commissioners Acocks, Johnson, LaBrecque.

The motion was carried. The following resolution was adopted:

WHEREAS, notice has been given in compliance with Act 338, P.A. 1974, as amended (the "Act") and the United States Internal Revenue Code (the "Code") of a public hearing which was held on December 9, 1985, to consider an Amended Project Plan for the Heritage Hotel Associates Project (the "Project") the issuance of bonds in connection with the Project, and the method of financing the facility; and

WHEREAS, at said public hearing, the fullest opportunity was given for expression of opinion, for argument on the merits, and for introduction of documentary evidence pertinent to the Project Plan, and further, due consideration has been given to all communications received in writing with reference thereto; and

WHEREAS, the Act and the Code require that, prior to issuance of bonds, this governing body approve the Project Plan, the issuance of the bonds, and the nature and location of the Project.

NOW, THEREFORE, BE IT HEREBY RESOLVED:

1. That the Project Plan meets all the requirements set forth in Section 8 of the Act.
2. That the persons who will be active in the management of the Project for not less than one (1) year after the approval of the Amended Project Plan have sufficient ability and experience to manage the Plan properly.
3. That the proposed method of financing the Project is feasible and the Issuer has the ability to arrange the financing.
4. That the Project is reasonable and necessary to carry out the purposes of the Act.
5. That the Amended Project Plan for the Project constitutes a public purpose, and is hereby, in all respects, approved.
6. That the facility is the acquisition of land and an existing 50,000+ square foot building and the renovation and furnishing of the building for hotel and related uses.
7. That the bond proceeds will be used for the construction, equipping, furnishing, and financing of the Project.
8. That the maximum aggregate face amount of the obligations to be issued with respect to the facility will be \$4,000,000.
9. That the initial owner of the facility will be Heritage Hotel Associates, a Michigan limited partnership to be formed. The present principles are Edward F. Havlik and Virgil W. Owings.
10. That the Project will be located in the City of Marquette, at 214 N. Front Street.
11. That this City Commission consents to the nature and location of the Project in the City of Marquette.
12. That this City Commission approves the issuance of limited obligation revenue bonds and the plan of financing the facility pursuant to Section 103(k) of the Code.

13. That the Issuer is hereby authorized and directed to proceed with the Project, the Amended Project Plan therefor, and the financing thereof.

14. That all resolutions or parts of resolutions in conflict herewith be and the same are hereby rescinded.

Mayor Coyne then announced that this was the time and date set for a hearing on an amendment to the water and sewer rate ordinance. Don Potvin opposed the adoption of these proposed rates. The hearing was closed. It was moved by Commissioner Berube, supported by Commissioner Acocks, and carried unanimously to adopt ordinance #389 as proposed. The following ordinance was adopted:

389

AN ORDINANCE TO AMEND CHAPTER 58, TITLE VII OF THE CODE OF THE CITY OF MARQUETTE BY REPEALING SECTIONS 58.01 THROUGH 58.05 AND SECTIONS 58.07 THROUGH 58.08 OF CHAPTER 58 (ORDINANCE #363) AND ADOPTING A NEW CHAPTER 58, TITLE VII TO CHANGE THE WATER AND WASTEWATER RATES AND ADMINISTRATION PROCEDURES FOR THE WATER AND WASTEWATER UTILITY.

Commissioner Acocks asked when the rates will take effect. City Manager Svanda said that they would begin to take effect in January. Commissioner Constance said that the rates do not contain money for infrastructure repair and asked where that will come from. City Manager Svanda said that the Commission will have to begin deciding that during preparation of the next budget. It was then moved by Commissioner Constance, supported by Commissioner Berube, and carried unanimously to form a task force to look into cost saving possibilities in the water and sewer department operations.

During the time set for citizens wishing to address the Commission, Paul Churchville supported the EDC Project since EDC funding is available to all persons who request it.

A petition from citizens on Bancroft Street opposing putting the street through was read. Paul Gualdoni addressed the Commission opposing the project. It was moved by Commissioner Berube, supported by Commissioner Acocks, and carried unanimously to refer this petition to the Planning Commission for study and report.

A communication from the St. Christopher Home and School Club was read. It was moved by Commissioner Berube, supported by Commissioner Acocks, and carried to approve a 24-hour liquor license for the St. Christopher Home and School Club at the Marquette National Guard Armory on December 31, 1985.

Mayor Coyne then announced that this was the time set for a presentation by the Village Coordinating Committee. Gerald

Pinkos, Committee Chairman, explained the design project for the street and utility rehabilitation and said that the Committee had recently made a policy decision regarding the streetscape that would have straight curbs instead of a curvilinear curb layout. Following brief discussion, it was moved by Commissioner Acocks, supported by Commissioner Johnson, and carried to approve design option 2, the one with straight curbs throughout the street.

A report and recommendation from the City Manager, regarding a City income tax task force, was read. During the discussion, Commissioners agreed that there should be more senior citizen and at large representation. Commissioners agreed to make comments to the City Manager prior to the next meeting regarding possible changes in the structure of this task force.

A report and recommendation from the City Manager, regarding a lease for warehouse space, was read. It was moved by Commissioner Berube, supported by Commissioner Acocks, and carried unanimously to approve the lease with the First National Bank for warehouse space on Enterprise Street to be used for the Public Works Department, subject to a change in the vacation notice from thirty days to ninety days and to authorize the Mayor and City Clerk to execute it.

A report and recommendation from the City Manager, regarding change order #5 to the Bluff Street parking structure, was read. It was moved by Commissioner LaBrecque, supported by Commissioner Leadbetter, and carried unanimously to approve change order #5 as recommended and to authorize the Mayor to sign it. A communication from the Parking Structure Advisory Committee, regarding the completion of the parking structure, was also read.

Mayor Coyne then agreed, with the Commission's concurrence, to be appointed to represent the City on the Marquette County OEDP Committee.

Mayor Coyne then announced that this was the time and date set for a public hearing on special assessment roll #493. A report and recommendation from the City Manager and a letter from Michael J. Cinelli was read. Lee Carlson addressed the Commission regarding the assessments and asked that lot 4 be included in the assessment and that the interest cost be waived. The hearing was closed. It was moved by Commissioner Berube, supported by Commissioner Acocks, and carried unanimously to adopt the resolution approving this special assessment and to appropriate \$2,300 from the contingency fund to cover the City's share of the assessment. 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, of the filing with the City Clerk of the special assessment roll for the following improvement:

SINGLE LOT SPECIAL ASSESSMENT FOR SEWER REPAIRS
AT 717 WEST BLUFF STREET.

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

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

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

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

RESOLVED, that said special assessment roll, to-wit: Special Assessment Roll #493 and the respective assessments therein, are hereby confirmed:

FURTHER RESOLVED, that such assessments which are \$500 or less shall be paid in one annual installment, those which are \$500 to \$1,000 may be paid in five equal annual installments, those which are \$1,000 to \$5,000 may be paid in eight equal annual installments, and those which are over \$5,000 may be paid in ten equal annual installments; all such installments to be due at the time fixed for the payment of regular City taxes, together with interest on such installments at the rate of 10% per annum from the date of confirmation of such special assessment rolls.

A communication from Main Street Marquette, regarding the deteriorating condition of new curbs in the downtown, was read. It was moved by Commissioner Berube, supported by Commissioner Acocks, and carried unanimously to refer this letter to the City Manager for a report and recommendation.

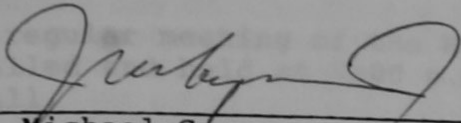
It was then moved by Commissioner Johnson and supported by Commissioner Leadbetter to defer the Commissioner comment section until the next City Commission meeting and, if there are important items, to have the individual Commissioners contact the City Manager during the week. The following vote was taken:

Ayes: Mayor Coyne. Commissioners Acocks, Johnson, LaBrecque, Leadbetter.

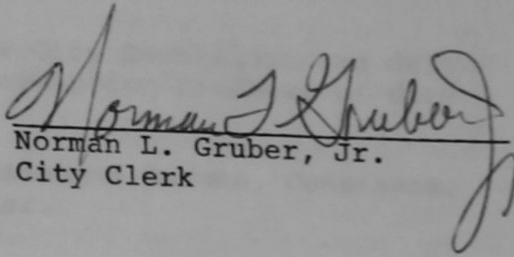
Nays: Commissioners Berube, Constance.

The motion was carried.

There being no citizens wishing to address the Commission, the meeting was adjourned at 11:45 p.m.



J. Michael Coyne
Mayor



Norman L. Gruber, Jr.
City Clerk

It was moved by Commissioner LeBreton, supported by Commissioner Johnson, and carried to excuse the absence of Commissioner Acocks as she is out of the city.

It was then moved by Commissioner LeBreton, supported by Commissioner Johnson, and carried to approve the minutes of the December 9, 1985 meeting as presented.

Total bills payable in the amount of \$41,312.00 were presented. It was moved by Commissioner LeBreton, supported by Commissioner Berube, and carried to authorize the City to pay the bills payable as submitted.

During the time set for announcements, Mayor Coyne announced that a committee headed by Commissioner LeBreton is studying the possibility of capped skating rinks and Commissioner LeBreton said that on 5, a discussion of the City's Charter, by which

During the time set for citizens wishing to address the Commission, Ruth Melchiori, 511 Lakewood Lane, said that the City needs a water and sewer authority and talked about water service.

A communication from the Investment Advisory Board, dated 1986 special assessment interest rates, was read. Paul Parolini, representing the advisory board, presented a report regarding this recommendation. It was moved by Commissioner Berube, supported by Commissioner Johnson, and carried to accept the recommendation of the Investment Advisory Board to set interest rates for special assessment properties at 12% in 1986 except for properties which have special assessments in the aggregate of \$10,000 or more to which the City's Investment Advisory Board will evaluate each such assessment based upon a cost and the risk to the City and they will be entered into the

Mayor Coyne said that he had forgotten to ask the Board for a response to the council's vote during the time he was asked to speak. Commissioner Johnson said that the Commission has attempted to equalize the water rates and that if there are other problems, people should inform the Commission so that further adjustments can be made.

Meeting was adjourned at 11:45 p.m. The Commission, the

SEAFAR BANK FOR INVESTMENT BANKING AND FINANCE
 1000 Lakeside Drive, Suite 1000
 Chicago, Illinois 60611
 Mayor Richard Daley
 City of Chicago
 111 North Dearborn Street
 Chicago, Illinois 60642

will a full financial plan be prepared in the next
 few days for the Board of Directors and the
 Mayor.

With regard to the other matters mentioned in the
 Mayor's letter, the Board will discuss them at
 its next meeting.

Very truly yours,
 Chairman

Enclosed for the Mayor are the following
 documents:

1. A copy of the letterhead memorandum dated
 11/15/85 which sets forth the proposed
 terms of the loan to the City of Chicago
 and the Board's recommendation that the
 loan be approved.

2. A copy of the letterhead memorandum dated
 11/15/85 which sets forth the proposed
 terms of the loan to the City of Chicago
 and the Board's recommendation that the
 loan be approved.

3. A copy of the letterhead memorandum dated
 11/15/85 which sets forth the proposed
 terms of the loan to the City of Chicago
 and the Board's recommendation that the
 loan be approved.

4. A copy of the letterhead memorandum dated
 11/15/85 which sets forth the proposed
 terms of the loan to the City of Chicago
 and the Board's recommendation that the
 loan be approved.

OFFICIAL PROCEEDINGS OF THE
MARQUETTE CITY COMMISSION
Monday, December 30, 1985

A regular meeting of the Marquette City Commission was duly called and held at 7:00 p.m. in Commission Chambers of City Hall.

PRESENT: Mayor Coyne. Commissioners Berube, Constance, Johnson, LaBrecque, Leadbetter.

ABSENT: Commissioner Acocks.

It was moved by Commissioner LaBrecque, supported by Commissioner Johnson, and carried to excuse the absence of Commissioner Acocks as she is out of the City.

It was then moved by Commissioner Leadbetter, supported by Commissioner LaBrecque, and carried to approve the minutes of the December 9, 1985 regular meeting as presented.

Total bills payable in the amount of \$663,323.63 were presented. It was moved by Commissioner Leadbetter, supported by Commissioner Berube, and carried unanimously to approve the bills payable as submitted.

During the time set for announcing additional agenda items, Mayor Coyne announced item 4, a communication regarding handicapped skating fees and Commissioner LaBrecque asked that item 5, a discussion of Ten O'Clock Charlie's Restaurant, be added.

During the time set for citizens wishing to address the Commission, Ruth Melchiori, 421 Lakewood Lane, said that the City needs a water and sewer authority and talked about water rates.

A communication from the Investment Advisory Board, regarding 1986 special assessment interest rates, was read. Burt Parolini, representing the Advisory Board, answered questions regarding this recommendation. It was moved by Commissioner Berube, supported by Commissioner Johnson, and carried to accept the recommendation of the Investment Advisory Board to set interest rates for special assessment projects at 10% for 1986 except for properties which have special assessments in the aggregate of \$10,000 or more in which case the City Commission will evaluate each such assessment based upon its merit and the risk to the City and then set an interest rate.

Mayor Coyne said that he had forgotten to ask if there was any response to the comments made during the time for citizens to speak. Commissioner Johnson said that the Commission has attempted to equalize the water rates and that if there are problems, people should inform the Commission so that further adjustments can be made.

A communication from the Michigan Liquor Control Commission, regarding a new resort Class C license for Alexander's Restaurant, was read. Commissioner Johnson asked if a license could be issued in close proximity to an existing license. Police Chief Johnson said that that was not a problem. It was moved by Commissioner Leadbetter, supported by Commissioner Constance, and carried that the request from Aaron Stein, Lawrence Stein, and Philip Stein for a new resort Class C license to be located at 1230 West Washington, Marquette, Michigan be approved.

During the time set for resignations and appointments, Mayor Coyne, with the Commission's concurrence, made the following appointments:

Handicapped Citizens Advisory Board: reappointment of Mike Beaudry to a term expiring January 10, 1989 and the new appointment of Cass Dagenais to a term expiring January 10, 1989.

Parks & Recreation Advisory Board: reappointment of Jim Stevens to a term expiring January 14, 1989 and the appointment of Jim Kiesby to a term expiring January 14, 1989.

Planning Commission: reappointments of Martha Conley and Lois Prusok to terms expiring February 15, 1989 and the appointment of Scott Pinkard to a term expiring February 15, 1989.

Board of Zoning Appeals: reappointments of John Ashby and Colleen Walker to terms expiring February 15, 1989 and the appointment as an alternate member of Robert Preston to a term expiring February 15, 1989.

Economic Development Corporation: reappointment of E. Peter Schumer to a term expiring January 1, 1992.

Mayor Coyne thanked the Commissioners for their input in making these appointments and noted several other openings on boards and commissions. He encouraged input from the Commissioners and expressions of interest from citizens wishing to serve on any of these boards.

A recommendation from the Senior and Handicapper Center, regarding the development of a recreational skating program, was read. It was moved by Commissioner Berube, supported by Commissioner Johnson, and carried to concur in the recommendation and approve discounted rates for ice time for the proposed Handicapped Pilot Project at the same rates as Junior Hockey and the Youth Figure Skating Program.

Mayor Coyne then announced that this was the time set to discuss Ten O'Clock Charlies. Commissioner LaBrecque noted that he had received complaints that Ten O'Clock Charlie's was open and that their parking lot was not done. City Planner Gruber

said that, although the business, which is located at 521 N. Third Street, is apparently open and the parking lot has not been completed, demolition was well-advanced on the building at 517 N. Third Street and the parking lot should be done by the end of the week. Following a discussion during which Commissioners expressed the desire to treat all persons equally, it was moved by Commissioner Berube, supported by Commissioner Constance, and carried to mail a letter to the owner of Ten O'Clock Charlies indicating the existence of a zoning violation as long as he remains open without the presence of the required parking.

Commissioner Johnson said that she had received phone calls about Ten O'Clock Charlies, that the cleanup of rubbish from a specific property by the Public Works Department would be assessed to the property owner, noted the need for a full-time housing inspector to deal with problems such as rubbish accumulations, said that Peninsula Sanitation is doing a very good job on solid waste collection, said that people should not put out garbage too early or put out more than five bags at a time, and said that the new water rates were going into effect in January and that people with problems with the rate structure should contact City Commissioners.

Commissioner Constance said that of 24 cities in Michigan with 20,000 or more population, the average millage rate was 61.33 while Marquette's was 52.85. He said that, since the City does not adjust the millage rate according to what other cities millage rates are, that the City's water and sewer rates should not be adjusted that way either but should be adjusted according to the amount needed to operate the system. He said that an article in the Mining Journal indicating that he was unavailable for comment on the Heritage House vote was misleading because he was willing to comment but had not been able to make connections with the reporter. He asked the City Manager to explain the cable television rate increase and suggested that the City Manager explore with Ishpeming and Negaunee the possibility of using the City's water supply system as a basis for providing water to those cities. City Manager Svanda said that a feasibility study had been done in the past indicating that such a system was not economically feasible. Mayor Coyne said that this should be re-evaluated now in light of the current economics and the demands of the State Health Department that each of the three cities build a water filtration plant.

Commissioner Berube said that in Birmingham, Michigan the cable television rates are much higher with less channels received, that the ski hill needs old Christmas trees to be used for windbreaks, and that there were 3% fewer highway deaths in Michigan this year due to the use of seatbelts and the crack-down on drunk driving.

Mayor Coyne asked what the budget is for snowplowing this year. Public Works Director Etelamaki said that the total winter

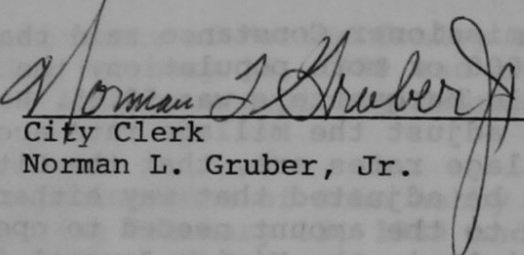
maintenance budget was \$600,000. Mayor Coyne pointed out that this is a cost that other cities with higher millages often don't have. Mayor Coyne complimented the Public Works Department for a good job of snow removal so far this winter and said that the neck of Presque Isle Project has received commitments for almost half a million dollars in grants. He suggested the Commission meet with the Native Americans regarding the development of a Native American Center there. He said that as Mayor, he had attended a meeting at K.I. Sawyer A.F.B. and noted that the air base works hard to be a good neighbor to cities in the area and that the City should be glad to have the base here.

Commissioner Johnson supported Bresnan Communications and said that the rates paid by Marquette citizens are very favorable in relation to the rest of the country.

Ruth Melchiori made the same comments that she had made earlier in the meeting saying that people couldn't hear her then. Commissioner Leadbetter responded saying that the water rates in Marquette are fair to all parties concerned.

The meeting was adjourned at 8:14 p.m.

Mayor
J. Michael Coyne


City Clerk
Norman L. Gruber, Jr.