



OFFICIAL PROCEEDINGS OF THE
MARQUETTE CITY COMMISSION
Monday, January 13, 1986

A regular meeting of the Marquette City Commission was duly called and held at 7:00 p.m. on Monday, January 13, 1986 in Commission Chambers of City Hall.

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

It was moved by Commissioner Acocks, supported by Commissioner Johnson, and carried unanimously to approve the minutes of the December 30, 1985 meeting as presented and to waive their reading.

Total bills payable in the amount of \$247,576.66 were presented. It was moved by Commissioner Johnson, supported by Commissioner Acocks, and carried unanimously to pay these bills as presented. During the time set for announcing additional agenda items, Mayor Coyne added item 12, a communication from Chad Norton, and Commissioner Constance added item 13, discussion of replacement of retired Fire Department personnel.

Mayor Coyne then made the following proclamation:

MARTIN LUTHER KING, JR. DAY

WHEREAS, the United States Congress has designated Monday, January 20, the birthday of Martin Luther King, Jr., a National holiday, and

WHEREAS, Dr. King, grandson of a slave and nobel laureate, spoke to us about war and peace, social justice and racial discrimination, about our obligation to the poor, and about nonviolence as a way of perfecting social change in a world of brutality and war; and

WHEREAS, through his efforts profoundly changed his nation,

THEREFORE, I, J. Michael Coyne, Mayor of Marquette, do hereby proclaim January 20 as a special day, Martin Luther King, Jr. Day, and urge all citizens to honor and remember his ideals and to strive to convert his "dreams" into our reality.

Mayor Coyne then announced that this was the time set for a presentation by the Sister City Committee. Committee Chairman Pryse Duerfeldt presented a doll from our Sister City Yokaichi which had been specially done for Marquette in historical fashion and which represented many desirable qualities that the citizens of Yokaichi wish for the City of Marquette. On

Jan. 13, 1986

1

behalf of Yokaichi and the Sister City Relations Committee, he wished the Commission and City residents a happy new year. He then described the upcoming series of exchange visits with Yokaichi. Mayor Coyne thanked Dr. Duerfeldt for all of his work as Chairman of the Sister City Relations Committee and asked him to continue this work in the future.

During the time set for citizens wishing to address the Commission, Peter Embley said that the Commissioners do not use the tools available in the Commission Chambers and that the agenda should be electronically presented to the public. He said the Commissioners do not understand the water rates and that the City Manager does not know the cost of a cubic foot of water. The public comment section was closed.

During the time for Commissioners to respond to public comment, Commissioner Berube said that the water bill at his home showed that the new rates were 51 cents lower for his house than the old rates and that the cost of a cubic foot of water could be obtained by dividing the cost of operating the system by the number of cubic feet pumped. Commissioner Constance said that the rates are set on the basis of the amount needed to run the system, that the City Commission agenda is on the cable television channel, and that the sound system in the Commission Chambers does not seem to be working well. Commissioner Johnson said that the agenda contents are available to the general public before each meeting. Commissioner Berube suggested asking Bresnan Communications to provide better coverage of Commission meetings. Commissioner Acocks said that the timing of announcements appearing on Channel 10 had been improved.

A report and recommendation from the City Manager, regarding the allocation of costs for repair of a private sewer at 120 E. Crescent Street, was read. City Manager Svanda answered questions regarding this matter at length. It was then moved by Commissioner Berube, supported by Commissioner Acocks, and carried unanimously to initiate a single lot special assessment district for repairs to a private sewer at 120 East Crescent Street in accordance with Section 22.22 of the City Code. It was then moved by Commissioner Berube, supported by Commissioner Johnson, and carried unanimously to schedule a public hearing for the regular City Commission meeting on February 24, 1986 on a single lot special assessment on 120 East Crescent Street. It was then moved by Commissioner Berube, supported by Commissioner Acocks, and carried unanimously to initiate a general special assessment district to study the pocket of private sewer ownership in the area of 120 East Crescent Street. It was then moved by Commissioner Berube, supported by Commissioner Acocks, and carried unanimously to schedule a public hearing for the regular City Commission meeting on February 24, 1985 on the general special assessment district to study the private sewers in the area of 120 East Crescent Street.

A report and recommendation from the City Manager, regarding approval of the Downtown Development Authority and Downtown Parking Structure budgets, was read. It was moved by Commissioner Berube, supported by Commissioner Constance, and carried unanimously to adopt the fiscal year 1985-86 Downtown Development Authority budget and the December 1, 1985 through June 30, 1986 Downtown Parking Structure Budget as recommended. Commissioners discussed the operation of the new parking structure at length including problems with the elevator and the fact that all the maintenance for the structure will be derived from a special assessment district or from rental of parking spaces in the structure and that no City tax money is required for this purpose.

A report and recommendation from the City Manager, regarding a new liquor license, was read. It was moved by Commissioner Leadbetter, supported by Commissioner Constance, and carried unanimously that the request for a new Resort Class C licensed business with dance permit for Marquette Lodge No. 405 Benevolent and Protective Order of Elks of the United States at 1500 West Washington Street, Marquette, be approved.

A report and recommendation from the City Manager, regarding an amendment to the Presque Isle Marina repair project professional services contract, was read. It was moved by Commissioner Acocks, supported by Commissioner Berube, and carried unanimously to approve this amendment in an amount not to exceed \$275.00 for replacement of control points. Commissioner Berube noted that this money is coming from the Marina users, not from City funds.

A report and recommendation from the City Manager, regarding bids for the sale of a 1970 catchbasin cleaner, was read. It was moved by Commissioner Acocks, supported by Commissioner Berube, and carried unanimously to concur in the recommendation and approve the sale to the high bidder, Bacco Construction, in the amount of \$3,525.00.

City Manager Svanda then reported on progress on the Neck of Presque Isle Improvement Project. He said that the project had been expected to cost \$380,000 and that grants committed so far were in excess of that amount. He said one reason for that was that the Shiras Institute grant had been increased beyond the amount expected so that the project could include placing a concrete bottom and heating the water in the swimming pool. He said that the staff was preparing a request for proposals and would be presenting a recommendation for retaining an architect soon. Mayor Coyne noted the City's gratitude to the Kaufman Foundation and the Shiras Institute for their support of this project.

Commissioners then agreed to hold a work session at 7:00 p.m. on Thursday, January 23, 1986 in Commission Chambers of City Hall to review the fiscal year 1984-85 City audit and financial report.

Mayor Coyne then announced that this was the time set to make appointments to the City income tax Task Force. He said that he has asked the Task Force to look at the pros and cons of a City income tax, investigate the revenue potential related to a City income tax, to determine the experience of other cities like Marquette who have income taxes, and to determine the possible effect on other City taxes. He said that he had asked for the report to be done by April 1. He said that the Task Force would be chaired by Bill Birch and that the members would be Sue LeGalley, Chuck Foreman, Wayne Johnson, Ray Beauchamp, Gary Dahlke, Tom Teichman, Jack Tourville, Art Saari, Pryse Duerfeldt, Diane Anderbur, Regis Walling, and Charles Coffey. He noted that these persons, in addition to representing various City interests, represented Marquette, Chocolay, and Sands Townships. He noted that the other Commissioners had been very helpful in preparing the list of appointees to this Task Force.

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

Parks and Recreation Advisory Board: Lon Emerick for a term expiring January 29, 1989.

Downtown Development Authority: Gary Bantle and John Wagner for terms expiring January 12, 1990.

Board of Review: Charles Schneider and Lynn Batchelder for terms expiring February 1, 1989.

A communication from Chad Norton thanking various City officials for their help and support in opening his business, Ten O'Clock Charlie's on North Third Street, was read. Commissioner Johnson said that she had received complaints that there was dancing on the premises, that the business's customers were parking on Ohio Street, that the parking lot had not been completed, and that all business owners should be treated alike. City Planner Gruber responded to several questions regarding zoning enforcement activities and completion of the parking lot, enforcement of the zoning ordinance, and completion of the required soundproofing. City Manager Svanda noted that Mr. Norton had been very cooperative and worked with the City in the development of his project, whereas another business owner on Third Street had defied City officials and ordinances in establishing and opening his business.

Mayor Coyne then announced that this was the time set to discuss replacing the two firefighter vacancies. City Manager Svanda explained that, because of two retirements and previous directives from the City Commission, he was looking at the possibility of restructuring the Fire Department with the goal of reducing the budget. He said that the possibility of going to a part full time-part volunteer department was investigated. Commissioner Constance said that he thought this was an appropriate move. Other Commissioners commented saying that they

felt the Fire Department should be staffed with 22 full-time firefighters at the very least and that the possibility of instituting an auxiliary firefighter program over a long term should be investigated.

Commissioner Johnson said that the Housing Inspector was not required to check on the number of occupants in a building, noted a complaint from a person who said he could not afford to meet property maintenance code requirements, said that speeding is a problem in town, asked if something could be done to prevent further accidents at the east end of the bypass, thanked the City's auditors for the audit and comprehensive financial report and said copies of this report are at the Library and the City Clerk's office, commended Harlan Larson for his upgrading of the Ramada Inn, and said that the Village Inn is a fine attraction at the north end of the Village shopping area.

Commissioner Constance said that the water and sewer utility task force members have been appointed and that they are Peter O'Dovero, Roger Crimmins, Chuck Coffey, Steve Pelto, Sam Elder, Robert Downs, John Blemberg, and a representative from Sundberg, Carlson, and Associates to be named yet. He noted that Mr. Stebbins and Mr. Potvin had not wanted to serve on this Task Force for various reasons.

Commissioner Acocks said that the minutes of some of the boards and commissions are not adequate and asked if more detail could be put in them.

Commissioner Berube said that the firefighters had asked to have the fire bell returned to the Fire Department.

Mayor Coyne congratulated Norm and Pat Gruber on the birth of their daughter Elizabeth Ann. He then said that he had received a copy of the program for the Marquette Senior High School orchestra who would be appearing in Ann Arbor this weekend and that the program is a fine representation of the City of Marquette, its students, and its citizens and that many people will be sure to see it in Ann Arbor.

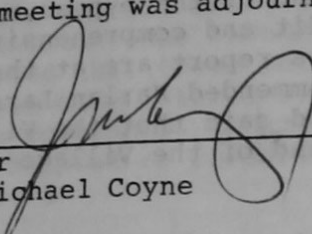
Commissioner Johnson also noted that congratulations should also go to Mike and Sheila Etelemaki on the birth of their daughter Erika. She also complimented the Public Works Department for their excellent work in snow removal this winter.

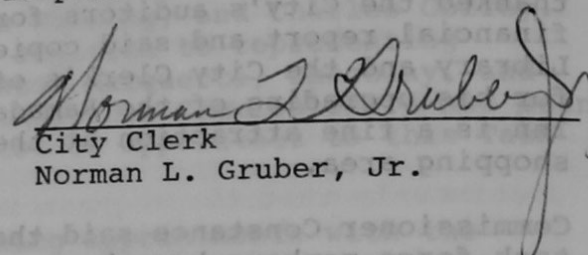
During the time set for citizens wishing to address the Commission, Norman Potochnik, representing Sundberg, Carlson, and Associates, presented a report on the elevator at the parking ramp. He said that of ten recorded shutdowns, five of them had been due to malfunctioning of the hydraulic valves which have all been replaced and that only one had been obviously due to vandalism. He said he believes that the problems have been corrected and that the elevator is working properly. Mayor Coyne thanked him for watching the Commission meeting, for

Jan. 13, 1986 5

caring enough to come to the meeting to make his report, and for doing the report in the first place. Peter Embley said that the City should become involved in health maintenance organizations. Sam Elder said that a sign with flashing lights near the Altamont Street overpass would help prevent accidents at the east end of the bypass. He also said that when the rock and rubble along Lakeshore Boulevard, which had been washed away by the Thanksgiving weekend storm, is replaced that it should be done in a more attractive manner.

The meeting was adjourned at 9:23 p.m.


Mayor
J. Michael Coyne


City Clerk
Norman L. Gruber, Jr.

OFFICIAL PROCEEDINGS OF THE
MARQUETTE CITY COMMISSION
Monday, January 27, 1986

A regular meeting of the Marquette City Commission was duly called and held on Monday, January 27, 1986 at 7:00 p.m. in Commission Chambers of City Hall.

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

It was moved by Mayor Coyne, supported by Commissioner Acocks, and carried to excuse the absence of Commissioner Leadbetter. Commissioner Constance noted that his name had been omitted from those present at the January 13 Commission meeting. It was moved by Commissioner Acocks, supported by Commissioner Berube, and carried to approve the minutes as presented with the addition of Commissioner Constance to those present.

Total bills payable in the amount of \$497,204.23 were presented. It was moved by Commissioner Johnson, supported by Commissioner Berube, and carried to pay the bills as presented with the exception of the one to J. Michael Coyne in the amount of \$22.00. It was then moved by Commissioner Johnson and supported by Commissioner Berube to pay the above excluded bill to Mayor Coyne and to allow him to abstain from voting. The following vote was taken:

Ayes: Commissioners Acocks, Berube, Constance, Johnson, LaBrecque.

Nays: None.

Abstention: Mayor Coyne.

The motion was carried.

During the time set for announcing additional agenda items, Commissioner Johnson asked that item 8, discussion of the water rate billings, be added.

During the time for citizens wishing to address the Commission, Sara McClellan asked to speak on item 2. Paul Churchville read an extensive letter on the payment in lieu of taxes. Dorothy Contois asked to speak on item 8. Following the public comment section, Commissioner Johnson asked how the Charter relating to the payment in lieu of taxes could be amended. Attorney Martin described the amendment procedure. Commissioner Constance thanked Mr. Churchville for his extensive research and work on the payment in lieu of taxes issue and said that more study needs to be done by the Commission on this issue. It was moved by Commissioner Constance, supported by Commissioner Acocks, and carried to schedule a work session on the payment in lieu of taxes. It was agreed that this meeting would not be held for at least 30 days to allow the City Manager to prepare background material.

A communication from the Lakeview Arena Advisory Board, requesting permission to have a bar open during the National Junior Hockey Tournament, was read. A letter of support from the Midget National Hockey Tournament Committee was also read. Tom Beard, President of Marquette Junior Hockey, answered questions regarding the dance to be held on Saturday evening. It was moved by Commissioner Constance and supported by Commissioner Berube to approve the request to have a bar open at the requested various hours during the National Junior Hockey Tournament scheduled for April 11, 12, and 13 at the Lakeview Arena. The following vote was taken:

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

Nays: Commissioners Johnson and LaBrecque.

The motion was carried.

Mayor Coyne announced that this was the time set to discuss the progress of planning for the Lower Harbor Marina. City Manager Svanda said that he felt it was important to present all of the information currently available, in a public meeting. He then described the background relating to the City's activities in the cinder pond area and storm damage to the two non-city docks that are used for boat mooring in the Lower Harbor. He said that there have been 18 groups identified as having concerns in that area and that these groups need to have common goals for development of the area. He listed five goals that the City has for the short and long term solutions to the docking problems. Parks and Recreation Director Turausky gave a report on a meeting with the State Waterways Commission and on a grant to update the current marina plan for the cinder pond area. Mayor Coyne said that he wants the Commission to discuss Marina issues in the Lower Harbor and to provide time for public input on this issue. He said that he supports some private dockage as opposed to all City-operated marina. Commissioner LaBrecque asked questions about two letters written by the City Planner to the private dock associations. City Manager Svanda responded that these letters were required by the Zoning Ordinance and that they were not intended to prevent the docks from being rebuilt. Sara McClellan, President of the Association Dock, said that public use of Lake Superior is good and should be encouraged and enlarged. She said there needs to be careful planning for maximum use of the waterfront. Mayor Coyne noted that the City works very well with many parties as evidenced by activities in the Central Business District and said that this should be extended to the waterfront area. It was moved by Commissioner Acocks, supported by Commissioner Johnson, and carried to authorize the expenditure of \$1,500 as a match for a study to update the Cinder Pond Marina Plan, with this money to come from the contingency fund.

Mayor Coyne then announced that this was the time set to discuss the 1984-85 fiscal year audit and retaining an auditing firm for the next fiscal year. It was moved by Commissioner LaBrecque, supported by Commissioner Johnson, and

carried to accept the 1984-85 fiscal year audit as presented. Commissioners thanked John Blemberg, representing Anderson, Tackman, and Company, for an excellent presentation of the Audit. It was then moved by Commissioner Acocks, supported by and Company to do the audit for the 1985-86 fiscal year because the City Accountant will be retiring and that firm can provide stability during the change in accountants. City Manager Svanda discussed the Certificate of Compliance the City is seeking and explained the advantages to the City of receiving it.

A report and recommendation from the City Manager, regarding the fiscal year 1986-87 budget development schedule, was read. It was moved by Commissioner Berube, supported by Commissioner Acocks, and carried to adopt the fiscal year 1986-87 budget development schedule as presented. City Manager Svanda asked if there were any points the Commissioners wished to emphasize during budget development. Commissioner Berube said that the taxes should be decreased by 2.5 mills. Commissioner Constance suggested a work session of the Commission prior to the City Manager going over the budget with the Department Heads. Commissioner Johnson suggested that snowplowing priorities should be reviewed. It was agreed to have a work session with the City Manager on budget development on Thursday, February 6 at 7:30 p.m.

A report and recommendation from the City Manager, regarding amendment #1 to the Third Street design engineering services contract, was read. It was moved by Commissioner Berube, supported by Commissioner Johnson, and carried to approve amendment #1 to this contract and to authorize the Mayor and City Clerk to execute it. Commissioner Constance said that it was important for the Village business owners to make a cash commitment to this project.

A report and recommendation from the City Manager, regarding amendment A to the McClellan Avenue design services contract, was read. It was moved by Commissioner Johnson, supported by Commissioner Berube, and carried to approve this amendment and to authorize the Mayor and City Clerk to execute it.

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

A. Award the bid for sale of a metal building located in the right-of-way of future McClellan Avenue to C. Oberstar Excavating, Inc., the high bidder, for \$2,600.

B. Approve the request from the Chocolay Area Business Association for a 24-hour liquor license for the Marquette Armory for February 15, 1986.

Jan. 27, 1986 9

Mayor Coyne then announced that this was the time set to discuss the water rate billing procedures. Commissioner Berube asked if the water rates taking effect January 1, 1986 means that the rates took effect for water sold after January 1 or for bills sent out after January 1 for water that had been sold in late 1985. Dorothy Contois spoke at length on the effective date of the water and sewer rates and said that water sold as early as October of 1985 had been billed at the new rates effective January 1, 1986 when the billing for that water was sent out. It was moved by Commissioner Constance, supported by Commissioner Acocks, and carried to schedule a public hearing for February 10, 1986 on an ordinance to amend the water rate ordinance to change the effective date of the new water rate schedule to January 1, 1986 and all billing cycles thereafter.

Commissioner Johnson noted complaints on the water rate implementation and about people damaging the cross country ski trails at the Cemetary and Presque Isle by using the "skating" technique.

Commissioner Constance said that a study of using the Marquette water supply for the three cities in the County done in 1979 showed a cost of 26 to 32 million dollars and that this was too expensive to justify further investigation. He said that the Water and Sewer Task Force has met twice and has toured the water and sewer plants. Commissioner Berube said that a new marina built in a downstate city was very detractive to the City and urged good planning so that the marinas built in the Lower Harbor compliment the City. He supported Commissioner Constance's letter to the editor in the Mining Journal.

City Manager Svanda noted the receipt of a grant for a new heating system for the Janzen Hotel. Commissioner Berube said that the staff does an excellent job in obtaining grants for the City.

During the time set for citizens wishing to address the Commission, Perry Laing, Chairman of the Harbor Committee, said that the Harbor Committee does not intend to compete with private enterprise, but wants to work together to provide more Marina spaces. He also asked if citizens have to pay for water and sewer lines by special assessment as well as through the water and sewer rates. City Manager Svanda said that the special assessment was fairly recent and that prior to that policy, all water and sewer lines had been built at the cost of the utility. Paul Churchville said that he was pleased that the Commission will be looking at the payment in lieu of taxes.

Mayor Coyne thanked the Harbor Committee and Perry Laing for their hard work in attempting to provide marina spaces for City residents.

Mayor

Norman L. Gruber, Jr.

The meeting was adjourned at 8:15 p.m. with the Mayor presiding. The Mayor thanked the members of the committee for their work and for the information they had provided. He also thanked the members of the public who had attended the meeting and for their input. The Mayor then announced that the committee would be meeting again on Monday, June 15, at 8:00 a.m. in the Mayor's office. He also announced that the committee would be holding a public hearing on Tuesday, June 16, at 10:00 a.m. in the City Council Chamber. The Mayor then adjourned the meeting.

City Clerk
Norman A. Gier, Jr.

U. Michael Commission
The Commission on the Urban Future of the City of Marquette is composed of the following members: Mayor Norman A. Gier, Jr., Chairman; U. Michael, Vice Chairman; and the following members: [List of names follows, but is illegible in this scan].

The Commission was organized on June 1, 1986, to study the urban future of the City of Marquette and to make recommendations to the Mayor and the City Council. The Commission has held several public hearings and has received many suggestions from the public. The Commission is currently working on a report which will be submitted to the Mayor and the City Council by the end of the year.

The Commission is grateful for the support and assistance of the Mayor, the City Council, and the public. The Commission is also grateful for the support and assistance of the following organizations: [List of organizations follows, but is illegible in this scan].

The Commission is currently working on a report which will be submitted to the Mayor and the City Council by the end of the year. The report will contain the Commission's findings and recommendations. The Commission is also working on a series of public hearings to discuss the report with the public. The Commission is grateful for the support and assistance of the Mayor, the City Council, and the public.

OFFICIAL PROCEEDINGS OF THE
MARQUETTE CITY COMMISSION
Monday, February 10, 1986

A regular meeting of the Marquette City Commission was duly called and held on Monday, February 10, 1986 at 7:00 p.m. in Commission Chambers of City Hall.

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

Approval of the minutes was deferred until the next meeting because they had not been presented correctly.

Total bills payable in the amount of \$269,635.51 were presented. It was moved by Commissioner Acocks, supported by Commissioner Johnson, and carried unanimously to pay the bills as presented.

During the time set for announcing additional agenda items, Commissioner Acocks asked that item 14, discussion of a water authority, be added. Commissioner Constance asked that item 15, discussion of last week's budget session, be added. Commissioner Johnson asked that item 16, discussion of water filtration, be added.

Mayor Coyne announced that this was the time and date set for a public hearing on an amendment to the water and sewer rate ordinance. Ruth Melchiori addressed the Commission regarding water and sewer rates. The hearing was closed. A report and recommendation from the City Manager was read. Mayor Coyne said that, in view of information brought to light this afternoon, he and the City Manager now feel that option 1 in the Water and Sewer Accountant's report is the most preferable option. Following lengthy discussion, it was moved by Commissioner Leadbetter and supported by Commissioner Constance to adopt the ordinance amendment and to approve option 3 as the method of implementing this ordinance. The following vote was taken:

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

Nay: Commissioner Johnson.

The motion was carried, and ordinance #391 was adopted as follows:

391

AN ORDINANCE TO AMEND CHAPTER 58, TITLE VII, SECTION 3,
OF THE CODE OF THE CITY OF MARQUETTE.

Mayor Coyne then made the following proclamation:

Feb. 10, 1986 12

SCHOOL FAMILY DAY

WHEREAS, the citizens of Marquette recognize the essential role of teachers and school support staff in our system of free, universal and public education, and

WHEREAS, our community's teachers and school support staff have devoted themselves to helping our young people succeed, and

WHEREAS, the citizens of Marquette wish to express their thanks and appreciation for a job well done,

NOW THEREFORE, I, J. MICHAEL COYNE, Mayor of the City of Marquette, do hereby proclaim March 4, 1986 as SCHOOL FAMILY DAY in the City of Marquette.

During the time set for citizens wishing to address the Commission, Alice Robinson asked for support for the Committee to Save St. John's Church building. Ruth Melchiori talked about water and sewer rates. Peter Embley said that people did not know what the public hearing was about, that the City needs a public utility authority, and that the City should buy U.P. Generating and give it to a port authority.

In response to public comments, Commissioner Acocks asked the City Manager how Mr. Mayer, the water and sewer rate consultant, had been paid. City Manager Svanda said that the money to pay for Mr. Mayer had been taken from the water and sewer utility. Commissioner Acocks noted that Mrs. Melchiori had not paid for Mr. Mayer's services. Mayor Coyne said that the City cannot do anything about historical designation for St. John's Cathedral without the consent of the owner. Commissioner Constance said that the large sewer user discount in the rate structure is being eliminated over a three-year period to prevent heavy impacts on large users. He also noted that there is an agenda packet available in the Clerk's office prior to each Commission meeting.

A communication from the Lake Superior Art Association, requesting use of Presque Isle Park for the Annual Art on the Rocks exhibit and sale, was read. It was moved by Commissioner Johnson, supported by Commissioner Acocks, and carried unanimously to grant permission for Presque Isle Park to be used for Art on the Rocks on the weekend of July 26 and 27, 1986.

A communication from Marquette County Transit Authority, regarding a Guarantee Deposit agreement, was read. It was moved by Commissioner Berube, supported by Commissioner Acocks, and carried unanimously that the signatories to the interlocal agreement establishing the County Transit Authority are not responsible for any costs incurred by the Transit Authority which it cannot pay since this is specified by the interlocal agreement.

A recommendation from the Marquette City Planning Commission, regarding a rezoning at Marquette General Hospital, was read. It was moved by Commissioner Acocks, supported by Commissioner Johnson, and carried unanimously to schedule a public hearing on the rezoning to allow construction of a magnetic resonance imager for the regular Commission meeting on March 10, 1986.

A recommendation from the Marquette City Planning Commission, regarding a zoning designation for property recently annexed to the City, was read. A second communication from the Villa Capri Restaurant, thanking the Commission and staff for assistance in the annexation process, was read. It was moved by Commissioner Acocks, supported by Commissioner Berube, and carried unanimously to concur with the Planning Commission recommendation that the area in the Villa Capri annexation be designated BG-General Business, under the Marquette City Zoning Ordinance.

Mayor Coyne announced that this was the time set for a verbal report from the Downtown Development Authority on Lower Harbor development. Pat Frenn, Chairman of the DDA, said that many groups are interested in the development of the Lower Harbor, that the development of this area is particularly important to the DDA, and that they are requesting Commission designation to lead the effort of planning for that area. It was moved by Commissioner Constance, supported by Commissioner Berube, and carried unanimously that the DDA be designated the coordinating group for Lower Harbor planning.

A report and recommendation from the City Manager, regarding coordination and implementation of improvements to the Lower Harbor Park and Lakeshore Boulevard, was read. There was a lengthy discussion regarding the desirability of bidding for architectural and engineering services for this project. It was moved by Commissioner Constance and supported by Commissioner Acocks to send this item back to the City Manager to go through the bidding process. The following vote was taken:

Ayes: Commissioners Berube, Constance.

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

The motion was defeated.

It was then moved by Commissioner Acocks and supported by Commissioner Berube to accept the proposal from Sundberg, Carlson, and Associates and to authorize the Mayor and City Clerk to execute it. The following vote was taken:

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

LaBrecque, Leadbetter.

Nay: Commissioner Constance.

The motion was carried.

It was then moved by Commissioner Berube and supported by Commissioner Acocks that \$26,250 be appropriated from the Lower Harbor Improvement Fund to accomplish the dredge and fill operation in the Lower Harbor Park, that L. Blondeau and Sons Trucking be utilized to accomplish this activity, and to

Feb. 10, 1986 14

waive the competitive bidding process because there would be no advantage to the City. The following vote was taken:

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

Nay: Commissioner Constance.

City Attorney Martin noted that it took a unanimous vote of Commissioners present to waive the Charter bidding requirements. In response to questions from various Commissioners, City Manager Svanda and Public Works Director Etelemaki said that the Lower Harbor Improvement Committee had searched very diligently to find the lowest possible price for the dredge and fill activities and that the price that L. Blondeau and Sons were being hired at was substantially below the going rate for similar work in this area. It was then moved by Commissioner Berube, supported by Commissioner Leadbetter, and carried unanimously to reconsider the previous motion. The vote on the motion to appropriate \$25,250 from the Lower Harbor Improvement Fund to hire L. Blondeau and Sons Trucking and to waive the competitive bidding process was then carried unanimously.

A report and recommendation from the City Manager, regarding retaining professional engineering, architectural, and planning services for the design and construction of improvements to the neck of Presque Isle, was read. It was moved by Commissioner Johnson, supported by Commissioner Berube, and carried unanimously that Barry Polzin be retained to do this work in an amount not to exceed \$40,000 and that the Mayor and City Clerk be authorized to execute the agreement.

A report and recommendation from the City Manager, regarding allocation of costs for a private sewer repair at 120 E. Crescent Street, was read. Commissioners thanked City Manager Svanda and the Public Works Department for the preparation of this material and directed that it be sent to the property owners prior to the hearing on the special assessment district.

A report and recommendation from the City Manager, regarding allocation of costs for private sewer repair at 108 Palms Street, was read. It was moved by Commissioner Berube, supported by Commissioner Acocks, and carried unanimously to concur with the City Manager's recommendation to initiate a special assessment district in accordance with Section 22.22 of the City Code, to schedule a public hearing on this special assessment district for the regular meeting on March 31, 1986 and to apply the rate schedule indicated in the Manager's report.

Commissioners then agreed to schedule a work session on the payment in lieu of taxes for 7:30 p.m. on Tuesday, March 11, 1986.

Mayor Coyne then noted the resignation of Sharon Young from the Village Development Coordinating Committee and appointed Jim Bielinski to replace her.

Mayor Coyne then noted that this was the time set to discuss a water authority. It was moved by Commissioner Acocks, supported by Commissioner LaBrecque, and carried unanimously to ask cons of having a water authority by June 1 on the pros and might be established.

Mayor Coyne then said that this is the time set for discussion of last week's budget session. Commissioner Constance said that the City General Fund Budget, after adjusting for inflation, was only up 6.6% between 1980 and 1985. He said that the federal and state revenues to the City for the same period, adjusted for inflation, were up 36% while all city spending during that period was up 27%. He said that the budget is in jeopardy due to the threatened state and federal revenue sources to the City. Commissioner Berube said that there are 1.425 million dollars less available for this year's budget. He said that the Commissioners had asked the City Manager to cut the budget by 9% but that the Commission may not agree with all cuts and may have to produce funding from some other source.

Mayor Coyne then said that this was the time set to discuss the water filtration issue. Commissioner Johnson said the City can't afford a filtration plant, that the City has spent a great deal of money studying the water quality in Marquette, and that the study has shown that our water is safer than water from some filtration plants. City Manager Svanda outlined the activities in this area.

Commissioner Berube then noted the City's apologies for not immediately flying all City flags at half mast following the Challenger Space Shuttle disaster. He said that some of these flags had been riveted in place and that the Public Works and Parks and Recreation Departments had had to physically remove the flags from the flagpoles.

Commissioner Constance noted that he had received concerns regarding the cross country skiing versus the skating technique on trails at Presque Isle. Parks and Recreation Director Turausky explained the arrangements both at Presque and at the Fit Strip.

Commissioner Johnson asked about a letter from residents on Crescent Street regarding a parking problem for a rental unit, said that the tent set up at Presque Isle for the second annual Snowshoe Mania had provided a fun day for everyone involved, asked how often homes are inspected in regard to recent fires, and asked if there is followup on Board of Zoning Appeals variance grants.

Feb. 10, 1986 16

waive the competitive bidding process because there would be no advantage to the City. The following vote was taken:

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

Nay: Commissioner Constance.

City Attorney Martin noted that it took a unanimous vote of Commissioners present to waive the Charter bidding requirements. In response to questions from various Commissioners, City Manager Svanda and Public Works Director Etelemaki said that the Lower Harbor Improvement Committee had searched very diligently to find the lowest possible price for the dredge and fill activities and that the price that L. Blondeau and Sons were being hired at was substantially below the going rate for similar work in this area. It was then moved by Commissioner Berube, supported by Commissioner Leadbetter, and carried unanimously to reconsider the previous motion. The vote on the motion to appropriate \$25,250 from the Lower Harbor Improvement Fund to hire L. Blondeau and Sons Trucking and to waive the competitive bidding process was then carried unanimously.

A report and recommendation from the City Manager, regarding retaining professional engineering, architectural, and planning services for the design and construction of improvements to the neck of Presque Isle, was read. It was moved by Commissioner Johnson, supported by Commissioner Berube, and carried unanimously that Barry Polzin be retained to do this work in an amount not to exceed \$40,000 and that the Mayor and City Clerk be authorized to execute the agreement.

A report and recommendation from the City Manager, regarding allocation of costs for a private sewer repair at 120 E. Crescent Street, was read. Commissioners thanked City Manager Svanda and the Public Works Department for the preparation of this material and directed that it be sent to the property owners prior to the hearing on the special assessment district.

A report and recommendation from the City Manager, regarding allocation of costs for private sewer repair at 108 Palms Street, was read. It was moved by Commissioner Berube, supported by Commissioner Acocks, and carried unanimously to concur with the City Manager's recommendation to initiate a special assessment district in accordance with Section 22.22 of the City Code, to schedule a public hearing on this special assessment district for the regular meeting on March 31, 1986 and to apply the rate schedule indicated in the Manager's report.

Commissioners then agreed to schedule a work session on the payment in lieu of taxes for 7:30 p.m. on Tuesday, March 11, 1986.

Mayor Coyne then noted the resignation of Sharon Young from the Village Development Coordinating Committee and appointed Jim Bielinski to replace her.

Mayor Coyne then noted that this was the time set to discuss a water authority. It was moved by Commissioner Acocks, supported by Commissioner LaBrecque, and carried unanimously to ask for a report from the City Manager by June 1 on the pros and cons of having a water authority and how such an authority might be established.

Mayor Coyne then said that this is the time set for discussion of last week's budget session. Commissioner Constance said that the City General Fund Budget, after adjusting for inflation, was only up 6.6% between 1980 and 1985. He said that the federal and state revenues to the City for the same period, adjusted for inflation, were up 36% while all city spending during that period was up 27%. He said that the budget is in jeopardy due to the threatened state and federal revenue sources to the City. Commissioner Berube said that there are 1.425 million dollars less available for this year's budget. He said that the Commissioners had asked the City Manager to cut the budget by 9% but that the Commission may not agree with all cuts and may have to produce funding from some other source.

Mayor Coyne then said that this was the time set to discuss the water filtration issue. Commissioner Johnson said the City can't afford a filtration plant, that the City has spent a great deal of money studying the water quality in Marquette, and that the study has shown that our water is safer than water from some filtration plants. City Manager Svanda outlined the activities in this area.

Commissioner Berube then noted the City's apologies for not immediately flying all City flags at half mast following the Challenger Space Shuttle disaster. He said that some of these flags had been riveted in place and that the Public Works and Parks and Recreation Departments had had to physically remove the flags from the flagpoles.

Commissioner Constance noted that he had received concerns regarding the cross country skiing versus the skating technique on trails at Presque Isle. Parks and Recreation Director Turausky explained the arrangements both at Presque and at the Fit Strip.

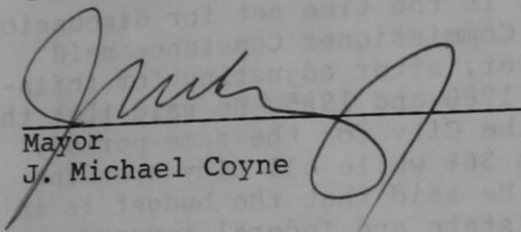
Commissioner Johnson asked about a letter from residents on Crescent Street regarding a parking problem for a rental unit, said that the tent set up at Presque Isle for the second annual Snowshoe Mania had provided a fun day for everyone involved, asked how often homes are inspected in regard to recent fires, and asked if there is followup on Board of Zoning Appeals variance grants.

Feb. 10, 1986 16

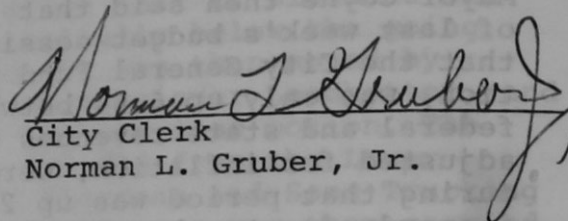
City Manager Svanda said that the flags that had to be removed had been riveted to the flagpoles due to vandalism and asked everyone's help in curbing vandalism. He also noted that Bresnan Communications has already begun work on improving the quality of televising Commission meetings.

During the time set for citizens wishing to address the Commission, Ruth Melchiori discussed the payment in lieu of taxes for the water and sewer utility.

The meeting was adjourned at 9:28 p.m.



Mayor
J. Michael Coyne



City Clerk
Norman L. Gruber, Jr.

OFFICIAL PROCEEDINGS OF THE
MARQUETTE CITY COMMISSION
Monday, February 24, 1986

A regular meeting of the Marquette City Commission was duly called and held on Monday, February 24, 1986 at 7:00 p.m. in Commission Chambers of City Hall.

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

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

It was moved by Commissioner Johnson, supported by Commissioner Acocks, and carried to accept the minutes of the January 27 and February 10, 1986 meetings as presented.

Total bills payable in the amount of \$328,597.50 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 Safeguard of Marquette in the amount of \$18.00. It was then moved by Commissioner Acocks and supported by Commissioner Constance to pay the above excluded bill and to allow Commissioner Leadbetter to abstain from voting. The following vote was taken:

Ayes: Mayor Pro Tem Berube. Commissioners Acocks, Constance, Johnson, LaBrecque.

Nays: None.

Abstention: Commissioner Leadbetter.

The motion was carried.

During the time set for announcing additional agenda items, Commissioner Leadbetter asked that item 10, discussion of County Road 550, be added. Commissioner Constance asked that item 11, discussion of water rates, be added. Mayor Pro Tem Berube asked that item 3a, consideration of a special assessment district for a breakwater on Lakeshore Boulevard, be added.

City Manager Svanda introduced new Assistant City Manager Maurice Evans, who started work today.

Mayor Pro Tem Berube then made the following proclamation:

NATIONAL WOMEN'S HISTORY WEEK

WHEREAS, Women's History Week was proclaimed by the U.S. Congress in Public Law 97-82 of 1982 and mandated to include March 8th which is International Women's Day:

AND WHEREAS, the purpose of this week is to provide an opportunity for schools and communities to focus

Feb. 24, 1986

18

attention on the lost heritage of women's contributions in the United States;

AND WHEREAS, American women have played and continue to play a critical economic, cultural, and social role in every sphere of our Nation's and community's life by constituting a significant portion of the labor force working in and outside of the home;

AND WHEREAS, this week also marks the anniversary of the founding of the American Association of University Women;

AND WHEREAS, the Marquette Branch of AAUW has contributed greatly to our community as demonstrated in their work establishing the Spouse Abuse Shelter, and in their offering scholarships to local women, funding these by the children's puppet shows presented to our local schools;

NOW, THEREFORE, BE IT RESOLVED that I, Robert O. Berube, II, Mayor Pro Tem of the City of Marquette, honor the women of AAUW and all women in our community by proclaiming March 2-8 as Women's History Week and encourage residents of our city to observe this week by participating in activities and ceremonies scheduled in our county to highlight this event.

Mayor Pro Tem Berube then announced that this was the time and date set for a public hearing on single lot special assessments for the allocation of costs for repairing a private sewer in the block bounded by Crescent, Front, Prospect, and High Streets. A report and recommendation from the City Manager, regarding the allocation of these costs was read. Four residents of the area addressed the Commission objecting to the various alternatives for assessing this cost. The hearing was closed. During the discussion, City Manager Svanda indicated the reasons that the City felt the blockage had been in a private section of the sewer in this block and noted that the City had been required by order of the County Health Department to fix the sewer and that this order did not allow time to research the legalities of the situation. The reason for splitting the cost of the sewer repair equally between the affected property owners was also discussed. It was moved by Commissioner Leadbetter, supported by Commissioner Constance, and carried to adopt the following resolution:

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

SINGLE LOT ASSESSMENTS FOR THE REPAIR OF A PRIVATE SEWER AT 120 E. CRESCENT STREET WHICH IS PART OF A PRIVATE SEWER SYSTEM SERVING LOTS 1-11 AND LOT 16 OF

MOORE AND SANGS ADDITION

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 # 494 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.

Mayor Pro Tem Berube then announced that this was the time set for a public hearing on a proposed special assessment district to study the private sewer in the block bounded by Crescent, Front, Prospect, and High Streets. Four property owners from the neighborhood addressed the Commission suggesting that approval of this special assessment district be delayed until the property owners can meet to determine if they felt the study was really necessary or if they would rather do it privately. The hearing was closed. Following discussion, it was moved by Commissioner Leadbetter, supported by Commissioner Acocks, and carried to take no action on this proposed special assessment project and to continue the hearing until the last regular meeting in May.

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

A petition from residents on Lakeshore Boulevard for a special assessment district to construct a breakwall along the residential property frontage on Lake Superior was read. Michelle

Feb. 24, 1986 20

Butler addressed the Commission representing the property owners on Lakeshore Boulevard. She said that the signatures of all of the property owners who live in the City were on the petition. It was moved by Commissioner Johnson, supported by Commissioner Constance, and carried to schedule a public hearing for March 10, 1986 on a proposed special assessment district for shoreline protection on the north side of Lakeshore Boulevard from "B" Street to "G" Street and to direct the City Manager to prepare a report and recommendation on this project.

A communication from the Harbor Committee, recommending the adoption of rates for the Presque Isle Marina and the two City launch ramps was read. It was moved by Commissioner Acocks, supported by Commissioner Constance, and carried to accept the recommendation of the Harbor Committee and to set the 1986 Marina and launch ramp rates at the recommended levels.

A communication from the Marquette County Prosecutor, requesting a contribution for funding for a countywide drug enforcement program, was read. It was moved by Commissioner Leadbetter, supported by Commissioner LaBrecque, and carried to decline to contribute to this program at this time.

A recommendation from the City Attorney, regarding mutual fire aid agreements with Marquette, Chocolay, and Sands Townships, was read. It was moved by Commissioner LaBrecque, supported by Commissioner Johnson, and carried to accept these agreements and to authorize the Mayor and City Clerk to execute them.

A report and recommendation from the City Manager, regarding a Coastal Management Project Agreement for a Lower Harbor Study, was read. Commissioner Constance asked if this study overlapped the contract awarded to Sundberg, Carlson at the last meeting. City Manager Svanda said that it is a further step along in the sequential development of this area than the contract awarded at the last meeting. It was moved by Commissioner Acocks, supported by Commissioner Leadbetter, and carried to approve the agreement with the Department of Natural Resources and to authorize the Mayor and City Clerk to execute it.

A report and recommendation from the City Manager, regarding a deed for right-of-way on Clark Street, was read. It was moved by Commissioner Leadbetter, supported by Commissioner LaBrecque, and carried to accept the deed for right-of-way on Clark Street from Bruce and Mary Turner.

Mayor Pro Tem Berube then appointed Sally Shaver, 916 High, and Robert Malette, 622 High, to the Parking and Traffic Committee for terms expiring May 30, 1987.

Mayor Pro Tem Berube then announced that this was the time set to discuss County Road 550. Commissioner Leadbetter said that this County Road is very hazardous and noted the recent

accident in which two children were severely injured. He said that money had been appropriated in the past to repair this road and that it had not been spent. It was then moved by Commissioner Leadbetter, supported by Commissioner Acocks, and carried that the City formally go on record as supporting the proper reconstruction of County Road 550 as soon as possible and that this recommendation be sent to the responsible government officials.

Mayor Pro Tem Berube then said that this was the time set to discuss water rates. Commissioner Constance said that at the last Commission meeting Ruth Melchiori had said that Marquette has the highest water rates in Michigan. He said that he had determined that this statement was based on an article in the Detroit Free Press which reported on the water rates in only five cities. He said that a similar survey of 15 cities done by the City's rate consultant showed that Iron Mountain, Ypsilanti, and Ishpeming all have higher rates than Marquette. He also noted that the Water and Sewer Operations Review Committee has met to take citizen input on the operation of the utility and that they are actively meeting on a regular basis.

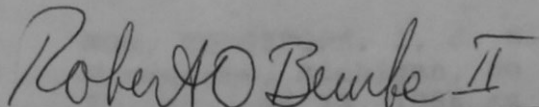
Commissioner Johnson noted phone calls about the City income tax and dog problems, said that the Animal Control Officers do good work in a difficult job, said that there is a serious problem with people parking illegally in front of the Post Office, that there is a dangerous hole in the pavement at the corner of Front and Genesee Streets, and that the School Millage Election today had not been run by the City but by the School Board.

Commissioner Leadbetter said that he had received a call about steam coming out of a storm sewer at Meeske and Ridge.

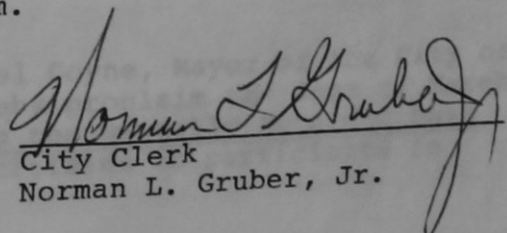
Mayor Pro Tem Berube said that people ice fishing in the two harbors in the City should be very careful because some ice fishing shanties have been lost when ice has been broken up by the wind. He also said that smoking in the Arena is a real problem for people who are having respiratory problems and that he intends to work on that problem.

City Manager Svanda said that this year's Mayor Exchange Week would be with Menominee and that the City did not receive any funds from the Clean Michigan Fund during the current grant period.

There being no citizens wishing to address the Commission, the meeting was adjourned at 8:32 p.m.



Mayor Pro Tem
Robert O. Berube, II



City Clerk
Norman L. Gruber, Jr.

Feb. 24, 1986 22

accident which two children were severely injured. He said that money had been appropriated in the past to repair this road and that it had not been spent. It was then moved by Commissioner Leachman, supported by Commissioner Leachman, and carried that the City formally do or record as follows: the proper recommendation of County Road 550 as soon as possible and that this recommendation be sent to the responsible government officials.

no action was taken. Mayor Pro Tem Bernabe then said that this was the time to discuss water rates. Commissioner Constantine said that at the last Commission meeting North Michigan had said that Marquette was the highest water rates in Michigan. He said that he had determined that this statement was based on an article in the Detroit Free Press which reported that water rates in only five cities: Detroit, Ann Arbor, Flint, Lansing and Jackson by the City of Detroit. Commissioner Constantine showed that from Marquette, Ypsilanti, and Jackson all have higher rates than Marquette. He also noted that the water and sewer operations between Marquette and Jackson had to take action on the operation of the utility and that they are actively working on a regular basis at Jackson.

Commissioner Johnson noted phone calls about the City income tax and dog problems, said that the Animal Control Officer, good work in addition to that, said that there is a serious problem with people working illegally in front of the shops. Officer Bernabe said there is a dangerous hole in the pavement at the corner of Front and Cassette Streets, and that the School Milage Election today had not been run by the City but by the School Board. Commissioner Leachman said that he had received a call about a storm sewer at Meeker and Ridge.

Mayor Pro Tem Bernabe said that people are fishing in the two harbors in the City should be very careful because some are fishing boats have been lost when they have been taken away by the wind. He said that working in the areas in a bad problem for people who are having property problems and that he intends to work on that problem.

a City Manager Bernabe said that this year's Mayor Bernabe would be with the Commission and that the City did not receive any funds from the Clean Michigan Fund during the current period. He said that no new funds were received during the period.

There being no citizens wishing to address the Commission, the meeting was adjourned at 8:32 p.m.

Robert G. Bernabe, Mayor Pro Tem
John A. Bernabe, Commissioner
City Clerk and Secretary

OFFICIAL PROCEEDINGS OF THE
MARQUETTE CITY COMMISSION
Monday, March 10, 1986

A regular meeting of the Marquette City Commission was duly called and held on Monday, March 10, 1986 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 Acocks, supported by Commissioner Johnson, and carried unanimously to approve the minutes of the February 24, 1986 meeting as presented.

Total bills payable in the amount of \$259,154.76 were presented. It was moved by Commissioner Leadbetter, supported by Commissioner LaBrecque, and carried unanimously to pay these bills as presented.

During the time set for announcing additional agenda items, Commissioner Leadbetter asked that item 13, discussion of sewer cleaner bids be added.

Mayor Coyne then made the following proclamations:

HELP THE MENTALLY RETARDED DAYS

WHEREAS, the Knights of Columbus Council 689, Marquette, will hold their annual drive to raise money to help retarded children, and

WHEREAS, the dates of March 21, 22, and 23, 1986 have been designated by the Michigan State Council, Knights of Columbus as the days of the Eleventh Annual Drive to raise funds for the Mentally Retarded Children and Citizens of Michigan, and

WHEREAS, the Knights of Columbus will raise this money by selling tootsie rolls at the entrances of several area businesses on those dates for this worthy program, wearing jackets identifying them as Knights of Columbus, and

WHEREAS, the Knights of Columbus has raised money for this most worthwhile cause by selling tootsie rolls each year,

NOW, THEREFORE, I, J. Michael Coyne, Mayor of the City of Marquette, Michigan, do hereby proclaim the days of March 21, 22, and 23, 1986 as Help the Mentally Retarded Days in Marquette, and urge all citizens to participate in this project.

Mar. 10, 1986

23

EYE DONOR MONTH

WHEREAS, the best gift a person can give is a gift of sight, and

WHEREAS, by being a corneal donor, the lives of the suffering are relieved, and

WHEREAS, with the medical advances and increased awareness of the benefits of organ and tissue donation, in 1984 more than 25,000 Americans were restored to useful vision through corneal transplants, and

WHEREAS, the Upper Michigan Lion's Eye Bank, composed of all volunteers are committed to the goal of having a cornea readily available for anyone suffering from corneal blindness.

NOW, THEREFORE, I, J. Michael Coyne, by virtue of the authority vested in me as Mayor of the City of Marquette, hereby proclaim March Eye Donor Month in accordance with National Eye Donor Month;

I DO FURTHER ask all citizens to pursue becoming an eye and tissue donor.

GIRL SCOUT WEEK

WHEREAS, Girl Scouts of the USA observes its 74th birthday on March 12, 1986; and

WHEREAS, Girl Scouting is an important way for girls to become self-reliant, productive, and self-confident women; and

WHEREAS, girls today will become leaders of tomorrow and will develop their leadership qualities through Girl Scouting; and

WHEREAS, Girl Scouts learn to respect, understand, and appreciate the cultural diversity of their sister Girl Scouts and of people in their community and the world over; and

WHEREAS, Girl Scouts have fun while learning new skills, meeting new people, and exploring new ideas based on timeless values; and

WHEREAS, Girl Scout Week will be celebrated by the 500 Girl Scouts of our community from March 9 - 15;

NOW, THEREFORE, I, J. Michael Coyne, by virtue of the authority vested in me as Mayor of the City of Marquette,

hereby proclaim March 9 through 15 as Girl Scout Week in Marquette.

Mayor Coyne then announced that this was the time and date set for a public hearing on an amendment to the Planned Unit Development zoning district at Marquette General Hospital. William Nemacheck, Assistant Administrator at the Hospital, supported the amendment and offered to answer questions. The hearing was closed. It was moved by Commissioner Acocks, supported by Commissioner Johnson, and carried unanimously to accept the Planning Commission recommendation and to approve the amendment to the Planned Unit Development for Marquette General Hospital for allowing the construction of a magnetic resonance imager facility.

Mayor Coyne then announced that this was the time and date set for a public hearing on a special assessment district for shoreline protection along Lakeshore Boulevard. A report and recommendation from the City Manager and six communications from property owners were read. Eleven persons addressed the Commission regarding various aspects of the proposed special assessment project. The hearing was closed. Commissioner Johnson noted a call from Dorothy DeRocher, a property owner who does not support this project. Commissioner Johnson also asked if the project has been properly designed and how the people will have access to the beach over the rocks that are to be put there. Commissioner Constance said that something needs to be done to protect the property along Lakeshore Boulevard, that the City cannot be liable for the work, that the City should check on a possible state subsidy for the interest rate on the special assessment payments, that the City Manager's report identifies petition signers who are not property owners. He also asked City Attorney Martin if he had a conflict of interest because he rents a house in this area. City Attorney Martin said that because Commissioner Constance is a renter, not a property owner, he does not have a conflict of interest on this matter. Commissioner Acocks supported Commissioner Constance's comments. Mayor Coyne said that the objectors to this project have no constructive alternative, and that something has to be done to protect the property. Mayor Coyne asked City Manager Svanda how people with existing seawalls would be treated. Mr. Svanda said that those instances would have to be decided as construction proceeds. Mayor Coyne also asked if there is a way to resolve any conflicts in the final assessments. Mr. Svanda suggested an arbitration committee similar to one used during the Downtown Development Project. Mayor Coyne asked about the protection of Szczepanski's property at the east end of the breakwater where it adjoins City property. Mr. Svanda said that it would be protected. Mayor Coyne asked about people who have had work done already. Mr. Svanda said that this needed to be field reviewed. Mayor Coyne also said that the City Commission has contacted the area's elected representatives and the Department of Natural Resources regarding the problems with high water level in Lake Superior. He noted that Assistant City Engineer Mike Golisek

Mar. 10, 1986

25

had done an excellent report on shoreline protection. Commissioner Berube said that the property owners should individually contact Representative Jacobetti regarding their problems they are suffering because he is trying to help this situation. It was moved by Commissioner Berube, supported by Commissioner Acocks, and carried unanimously that the City agree to participate as a property owner in this project. It was then moved by Commissioner Berube, supported by Commissioner Coyne, and carried unanimously to incorporate the five reservations from the City Manager's report, to proceed with this project, to adopt the resolution establishing the special assessment district, to utilize the design established by the property owners working with A. Lindberg & Sons, and to utilize the arbitration process used in the Downtown Development Project where there is a dispute over the assessments for this project. The following resolution was adopted:

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

SHORELINE PROTECTION ON THE NORTH SIDE OF LAKESHORE
BOULEVARD FROM B STREET TO G STREET

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

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

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

RESOLVED, that the City Commission determines that such project and improvements are necessary and proper and that a special assessment district is established as follows:

SHORELINE PROTECTION ON THE NORTH SIDE OF LAKESHORE
BOULEVARD FROM B STREET TO G STREET

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

PROPERTY - \$212,451.44 CITY - -0-

FURTHER RESOLVED, that the report of the City Manager, the report of the City Engineer, and the preliminary

plans, specifications, and cost estimates are hereby approved; and that such special 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; that all such installments are to be due at the time fixed for payment of regular City taxes, together with interest on such installments at a rate not exceeding 10% per annum, or the actual cost of borrowing; that the City Engineer is directed to proceed with preparations of final plans and specifications; that the City Manager is directed to proceed with the advertising and taking of bids; and that the City Assessor is directed to prepare a special assessment roll and report of the same to the City Commission for confirmation.

It was then moved by Commissioner Constance, supported by Commissioner Johnson, and carried unanimously to ask the Planning Commission to review the City-owned rights-of-way that extend from Lakeshore Boulevard to the Lake with an eye towards disposing of some of these rights-of-way.

Mayor Coyne then announced that this was the time set for citizens wishing to address the Commission. Robert Larabee asked to speak on item 11 and Joe Cram asked to speak on item 9. Ray Pajula asked if the Lakeshore Boulevard special assessment project would be subject to the City's bidding requirements. The City Manager said that he thought bidding would be appropriate in this instance.

A communication from Robert Manning, regarding the Fourth Street and Magnetic Street intersection and the U.S. Post Office driveway, was read. Mr. Manning addressed the Commission and showed slides of the corner of Fourth and Magnetic, which he said is very dangerous, and of the snow on the roof of the old City Hall. He said the Post Office is using this as an excuse to keep their driveway closed in the winter. He suggested that a traffic light be put at the intersection and that the Commission pressure the Post Office to reopen the driveway except in times of particular hazard. Following discussion regarding these issues, it was moved by Commissioner Acocks, supported by Commissioner Constance, and carried unanimously to refer the Fourth and Magnetic Street intersection to the City Manager for investigation of the intersection and of the need for a traffic signal there. It was then moved by Commissioner Berube, supported by Commissioner Acocks, and carried unanimously to direct the City Manager to contact the postmaster or other appropriate official and Mr. O'Dovero, owner of the old City Hall, regarding reopening of the Post Office driveway during winter months.

A communication from the Harbor Committee, recommending an increase in the size of the Committee, was read. It was moved

Mar. 10, 1986

27

by Commissioner Berube, supported by Commissioner Constance, and carried unanimously to increase the number of people on the Harbor Committee from five to seven.

A communication from the Harbor Committee, regarding a language revision in the official duties statement of the Committee, was read. Mayor Coyne said that Assistant City Manager Evans is reviewing the formats for Committee responsibilities, minutes and related matters. It was then moved by Commissioner Johnson and supported by Commissioner Leadbetter to adopt the recommended wording. The following vote was taken:

Ayes: Commissioners Johnson, Leadbetter,

Nays: Mayor Coyne, Commissioners Acocks, Berube, Constance, LaBrecque.

The motion was defeated.

A communication from Joe Cram and Shirley Winters, regarding water service at their residences, was read. Mr. Cram supported his request for installation of new water service. Commissioners asked if this was a request for a special assessment district. Mr. Cram said that it was his understanding that the Commission was responsible for replacing the pipe up to his property line. It was moved by Commissioner Berube, supported by Commissioner Constance, and carried unanimously to request a preliminary report from the City Manager on this situation.

A communication from the Peter White Public Library Board of Trustees requesting that 1.35 mills be levied and collected on behalf of the Library for the 1986-87 fiscal year, was read. There was no action required by the Commission on this matter.

A report and recommendation from the City Manager, regarding bids for McClellan Avenue and Sherman Street improvements, was read. Robert Larabee addressed the Commission saying that some of the work proposed to be done on Sherman Street had already been paid for and should have been done in 1979. He said that he couldn't afford \$9,000 and that he only wants a long water lateral. During discussion, City Manager Svanda said that only the minimal amount of work required to service Mr. Larabee's mother's property had been done in 1979 and that was all that was paid for. It was moved by Commissioner Berube, supported by Commissioner Acocks, and carried unanimously to award the base bid, alternate B, and alternate "Sherman" in the total amount of \$258,019.00 to Associated Constructors, the low total bidder for the combined projects with alternate B awarded contingent upon agreement of the adjoining property owners to pay that amount and alternate "Sherman" contingent upon approval of the special assessment district to pay for that work and to schedule a public hearing on confirmation of the special assessment roll for that project for the regular Commission meeting on March 31, 1986.

CONSENT AGENDA

It was then moved by Commissioner Constance, supported by Commissioner Berube, and carried unanimously to approve the

consent agenda as follows:

A. Adopting the following resolution:

WHEREAS, the City of Marquette did in 1968 acquire title to a parcel of land which contains a street known as Powder Mill Road,

AND WHEREAS, it is necessary to furnish certain information to the State of Michigan to place this street within the City Local Street System for the purpose of obtaining funds under Act 51, P.A. of 1951,

NOW, THEREFORE, IT IS RESOLVED:

1. That the center line of said street is described as:

Commencing at the West 1/4 corner of Section 11, Town 48 North, Range 25 West; thence N 73° 21' 13" W, 513.68 feet; thence N 69° 02' 34" W, 382.09 feet to the Point of Beginning of said street, said point being along the center line of Marquette County Road 550; thence N 46° 37' 20" E, 162.05 feet; thence 130.00 feet along the arc of a curve to the right, said curve having a radius of 258.15 feet and a long chord bearing N 61° 02' 55" E of 128.63 feet; thence N 75° 28' 32" E, 180.98 feet; thence 400.00 feet along the arc of a curve to the left, said curve having a radius of 520.41 feet and a long chord bearing N 53° 27' 22" E of 390.22 feet; thence N 31° 26' 12" E, 1,041.56 feet to the northeasterly end of said street. Total length of street to be added is 1,914.59 feet.

2. That said street is located within a City Right-of-Way sixty-six (66) feet in width, and is in and under control of the City of Marquette.

3. That said street is a public street and is for public street purposes.

4. That said street is accepted into the City Local Street System.

B. Approving the Emergency Operating Procedures and authorizing the Mayor and City Manager to execute them.

C. Adopting a resolution approving the request from Barbieri's Villa Capri, Inc. a Michigan Corporation for a new Dance Permit to be held in conjunction with a 1985 12-month Resort C Licensed business at U.S. 41 West, Marquette, Michigan.

D. Adopting a resolution approving a request from Foodcraft Enterprises, Inc. for transfer stock interest in 1985 12-month Resort C Licensed business located at 2131 U.S. 41 West, Marquette Mall, Marquette, Michigan through sale of stock from existing stockholder Robert K. Chisholm to existing stockholder

Mar. 10, 1986

29

Theodore A. Swan and from existing stockholder Jack David Hart back to the Corporation.

Mayor Coyne then announced that this was the time set to discuss bids for a sewer cleaner. Commissioner Leadbetter gave a brief history regarding the bids for this piece of equipment, the fact that it was delivered late, that there was a \$26,000 penalty due, and the fact that Commissioners had received an offer from Lakeshore to settle this problem. During the discussion, Tom Martin, representing Lakeshore Boulevard, answered questions regarding the proposal. Public Works Superintendent Steve Lawry and Assistant Superintendent Ted Gagnon answered questions regarding the bidding procedures followed and the changing of specifications prior to rebidding for this piece of equipment. Following very lengthy discussion, it was moved by Commissioner Leadbetter and supported by Commissioner LaBrecque to direct the City Manager to accept the offer from Lakeshore and to proceed with purchase of this piece of equipment. The following vote was taken:

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

Nays: Commissioners Berube and Constance.

The motion was carried.

Commissioner Berube said that he had been in a small town in Florida last week where they pay more for water than citizens in Marquette do.

Commissioner Constance asked if there were any Commissioners interested in a tour of Board of Light and Power facilities, said that at a Michigan Municipal League meeting two weeks ago in Lansing there were fifteen critical items identified during a training session on budgeting for elected officials and that Marquette incorporates all fifteen items in the budgeting process while apparently many other cities don't, said that he doesn't want to sell the lakefront property along Lakeshore Boulevard in order to get out of the special assessment there, and said that a recent report by the City Manager showed that in 1979 City employment was 179 full time and 94 part time while in 1985 it was 179 full time and 80 part time.

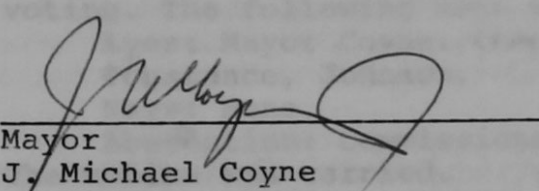
Mayor Coyne said that at that Municipal League meeting, former Mayor Kulisheck had addressed newly elected officials and that his comments had reflected very well on Marquette. He said that the 1989 Michigan Municipal League convention will be held in Marquette and that this also reflects very well on the City. He noted again Governor Blanchard's comments referring to Marquette as a model community. Mayor Coyne also responded to comments in the media regarding the City Income Tax Task Force by saying that the Commission is not set on having an income tax and is awaiting the results of study by the Task Force and that the Commission deeply appreciates the work being done by the Task Force. He said that K.I. Sawyer Air Force Base is doing a very good job and is a very good neighbor to surrounding communities including Marquette. He

personally welcomed Assistant City Manager Evans to City employment and said that the four big items that the Commission would be working on in the near future include solid waste, the payment in lieu of taxes, the possibility of a City income tax, and the City budget. He also announced that four Chinese scientists will be in Marquette on Tuesday and that they are bringing an exhibit on Giant Pandas which will be in the Marquette Lakeview Arena. He wished everyone a Happy St. Patrick's Day in advance.

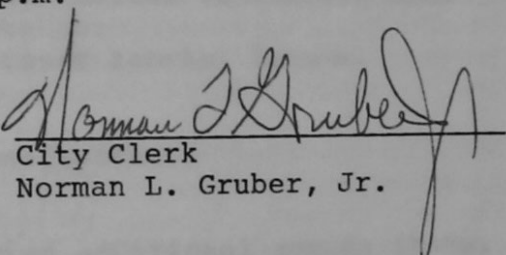
Commissioner Johnson noted an article from a Hawaiian newspaper regarding pasty making in Marquette. She reported on a meeting with merchants on South Front Street where they had complained about speeding on that street. She also noted complaints about traffic at the east and west ends of the bypass, about speeding throughout the City, and about the possibility of a City income tax.

Commissioner LaBrecque asked City Attorney Martin to discuss the status of the water filtration plant appeal. Mr. Martin said that the proposed ruling by the Health Department's Administrative Law Judge was to deny the City's appeal, that the City could file comments on this ruling before it was formally adopted, and that if it is adopted, the City's best course would be to appeal the decision in court.

There being no citizens wishing to address the Commission, the meeting was adjourned at 10:23 p.m.



Mayor
J. Michael Coyne



City Clerk
Norman L. Gruber, Jr.

Mar. 10, 1986

31

OFFICIAL PROCEEDINGS OF THE
MARQUETTE CITY COMMISSION
Monday, March 31, 1986

A regular meeting of the Marquette City Commission was duly called and held on Monday, March 31, 1986 at 7:00 p.m. in Commission Chambers of City Hall.

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

ABSENT: Commissioner LaBrecque.

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

It was moved by Commissioner Acocks, supported by Commissioner Constance, and carried to approve the minutes of the March 10, 1986 meeting as presented.

Total bills payable in the amount of \$342,450.47 were presented. It was moved by Commissioner Johnson, supported by Commissioner Berube, and carried to pay the bills as presented with the exception of the one to Safeguard of Marquette in the amount of \$18.00. It was then moved by Commissioner Johnson and supported by Commissioner Berube to pay the above excluded bill and to allow Commissioner Leadbetter to abstain from voting. The following vote was taken:

Ayes: Mayor Coyne. Commissioner Acocks, Berube, Constance, Johnson.

Nays: None.

Abstention: Commissioner Leadbetter.

The motion was carried.

During the time set for announcing additional agenda items, Mayor Coyne added item A, a proclamation for Buddy Poppy Days, and item 3a, comments from the citizens on Lakeshore Boulevard. It was then moved by Commissioner Johnson, supported by Commissioner Acocks, and carried to adopt the agenda as amended.

Mayor Coyne then made the following proclamation:

BUDDY POPPY DAYS

WHEREAS, the annual sale of Buddy Poppies by the Veterans of Foreign Wars of the United States has been officially recognized and endorsed by governmental leaders since 1922; and

WHEREAS, VFW Buddy Poppies are assembled by disabled veterans, and the proceeds of this worthy fund-raising campaign are used exclusively for the benefit of disabled

Mar. 31, 1986

32

and needy veterans, and the widows and orphans of deceased veterans, and

WHEREAS, The basic purpose of the annual sale of Buddy Poppies by the Veterans of Foreign Wars is eloquently reflected in the desire to "Honor the Dead by Helping the Living",

THEREFORE, I, J. Michael Coyne, Mayor of the City of Marquette, do hereby urge the citizens of this community to recognize the merits of this cause by contributing generously to its support through the purchase of Buddy Poppies on May 15, 16, and 17 which will be the days set aside for the distribution of these symbols of appreciation for the sacrifices of our honored dead.

I urge all patriotic citizens to wear a Buddy Poppy as mute evidence of our gratitude to the men of this country who have risked their lives in defense of the freedoms which we continue to enjoy as American citizens.

Mayor Coyne then opened the public hearing on a single lot special assessment at 108 Palm Street. Jack Inch objected to this assessment. The hearing was closed. A report and recommendation from the City Manager, regarding this matter, was read. Public Works Director Etelamaki, City Manager Svanda, and Mr. Inch answered questions at length during discussion by the Commission. It was moved by Commissioner Leadbetter, supported by Commissioner Johnson, and carried to postpone action until the April 28, 1986 meeting and to have the bill for this project reviewed by the City Administration.

Mayor Coyne then opened the public hearing on a special assessment district for sewer and water main construction on Sherman Street. Robert Larabee said that he couldn't afford this project. The hearing was closed. A report and recommendation from the City Manager was read. Following lengthy discussion regarding the cost of the project and the time to be allowed for repayment of the assessment, it was moved by Commissioner Acocks and supported by Commissioner Johnson to table discussion until information is available on the annual payments with a 15-year repayment plan.

Ayes: Mayor Coyne. Commissioner Acocks, Coyne, Johnson, Leadbetter.

Nays: Commissioner Berube.

The motion was carried.

During the time set for citizens wishing to address the Commission, Michelle Butler asked to speak on item 3a, and Mike Roche asked to speak on item 8.

City Manager Svanda then said the information was available on the Sherman Street special assessment. Annual costs for a 10-year and a 15-year repayment program were presented. It was moved by Commissioner Leadbetter and supported by Commissioner

Johnson to adopt the standard form special assessment resolution with a 15-year payment period and to change the name of the project so that the sewer and water mains ran approximately 200 feet west from McClellan, not 400 feet. The following vote was taken:

Ayes: Mayor Coyne. Commissioners Johnson, Leadbetter.

Nays: Commissioners Acocks, Berube, Constance.
The motion was not carried.

Following more discussion, during which Mr. Larabee said that he felt he was being forced to accept the 10-year repayment plan, it was moved by Commissioner Constance, supported by Commissioner Acocks, and carried to accept the City Manager's recommendation and adopt the following resolution:

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

SANITARY SEWER AND WATER MAIN CONSTRUCTION IN SHERMAN STREET TO A POINT 225 FEET WEST OF MCCLELLAN AVENUE FOR WATER AND 150 FEET WEST OF MCCLELLAN FOR SEWER.

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 # 496 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.

Mayor Coyne then announced that this was the time set for discussion of the special assessment project for Shoreline Erosion Control on Lakeshore Boulevard. Michelle Butler presented a petition from property owners in that area requesting that the City forego bidding on this project and award a contract to A. Lindberg and Sons due to eminent danger to their property from spring storms. Following discussion during which City Manager Svanda said that he would supply the Commission with a written recommendation to this effect, it was moved by Commissioner Constance, supported by Commissioner Acocks, and carried that due to eminent danger to the property along Lakeshore Boulevard and based on the recommendation from the City Manager, the competitive bidding process required by the City Charter be waived, and that a contract be awarded to A. Lindberg & Sons for this project.

A communication from the Ad Hoc Substance Abuse Committee was read. The Committee's report was also read. It was moved by Commissioner Acocks, supported by Commissioner Johnson, and carried to accept the Committee's report, to do everything possible to enforce these recommendations, and to refer this report to the appropriate advisory boards for consideration.

A communication from the Board of Light and Power, regarding annual short-term borrowing for purchase of 1986-87 coal supplies, was read. It was moved by Commissioner Berube, supported by Commissioner Johnson, and carried to approve the following resolution:

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

WHEREAS, the Board has estimated that the cost of the necessary fuel requires borrowing the sum of not to exceed Five Million Five Hundred Thousand Dollars (\$5,500,000), and has recommended that it be permitted to borrow the sum of not to exceed Five Million Five Hundred Thousand Dollars (\$5,500,000) and to issue its notes therefor, in accordance with and subject to the provisions of Act 182, Public Acts of Michigan, 1971, as amended ("Act 182"), and in accordance with the provisions of this resolution.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Commission of the City does hereby determine that it is necessary for the public health, safety, and welfare of the City for the Board to purchase fuel and borrow therefore the sum of not to exceed \$5,500,000.

2. Notes to be designated ELECTRIC UTILITY SYSTEM REVENUE NOTES (FUEL SUPPLY), 1986 Series _____, (the "Notes") be issued in the aggregate principal sum of not to exceed \$5,500,000 in accordance with and subject to the provisions of Act 182 and this resolution for the purpose of paying the cost of purchasing fuel for the System. The denomination and form of said Notes shall be determined by the Board but in any event shall be in multiples of \$5,000 each, shall be issued in one or more series, dated, numbered and shall mature not later than June 30, 1987, at such time or times and with such right of prior redemption as shall be determined by the Board.

3. The Notes shall bear interest at a rate or rates to be determined upon the sale thereof payable on such dates and in such manner as shall be determined by the Board. Both principal of and interest on the Notes shall be payable at a bank or trust company qualified to act as paying agent under the laws of the State of Michigan, to be designated by the original purchaser of the Notes and approved by the Board or, if the Notes are issued in fully-registered form, through a transfer agent and note registrar designated by the Board.

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

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

5. The Notes shall be sold in the manner determined by the Board.

6. The Notes and the interest coupons attached thereto, if any, or the interest payments required to be made thereon, shall not be a general obligation of the City but shall be secured by and payable solely and only from the unencumbered revenues of the System after meeting all requirements of the outstanding Revenue Bonds on the System and subject to the requirements of any Electric

Mar. 31, 1986

36

Utility System Revenue Bonds of the City and notes of equal standing therewith now outstanding or hereinafter issued in accordance with and subject to the provisions of Ordinance No. 314 of the City, as amended. The right is reserved to issue additional notes under the provisions of Act 182, which shall be of equal standing and priority of lien on the revenues of the system with the Notes authorized by the provisions of this resolution subject to any limitations established by the Board.

There shall be established with a bank designated by the Board, a separate account to be designated 1986 FUEL SUPPLY NOTE REDEMPTION ("Note Redemption Fund"). There shall be deposited in the Note Redemption Fund from the unencumbered revenues of the System, after meeting all requirements of the outstanding bonds and notes and any additional obligations hereinafter issued, from time to time, such sums as shall be sufficient to pay the interest and principal on the Notes as they become due. The Board may, by resolution, provide for specific deposits as fuel is used or on a particular schedule to provide for complete payment of the Notes. Moneys in the Note Redemption Fund shall be used solely and only to pay the principal of and interest on the Notes as the same become due, or to redeem the Notes or any parts thereof prior to maturity as herein provided, except to the extent that it may be necessary to use such moneys to pay the principal of and interest on the above described outstanding revenue bonds and notes or any additional bonds and notes that may hereinafter be issued or to meet other requirements therefore as provided in Ordinance No. 314 of the City.

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

A recommendation from the Harbor Committee, regarding emergency mooring along the Lower Harbor Park bulkhead, was read. Harbor Committee Chairman Perry Laing answered questions regarding this recommendation. Following lengthy discussion during which Commissioner Leadbetter noted that the Commission had gotten adrift from the main subject, it was moved by Commissioner Leadbetter, supported by Commissioner Johnson, and carried to concur with the Harbor Committee's recommendation. John Batchelder, representing Sundberg, Carlson, and Associates gave a report on the progress of the Presque Isle Marina Study and Demonstration Project.

Mayor Coyne called a five-minute recess at 9:07 p.m.

Following the recess, a communication from Messiah Lutheran Church, regarding a traffic signal at the Fourth and Magnetic Street intersection, was read. A petition from neighborhood residents opposing a traffic signal at that intersection was

also read. These communications were forwarded to the Committee and/or administration members working on this project. Public Works Director Etelamaki spoke on the problems that would be caused by a four-way stop at this intersection.

A communication from Robert Manning, suggesting that the City Commission view a film on shoreline erosion, was read. Mr. Manning was urged to have this film aired on the public access channel with ample notification to interested parties.

A communication from the Marquette Area Chamber of Commerce, requesting support for development plans for the Little Presque Isle area, was read. Mayor Coyne said that he had contacted Marquette Township Supervisor Johnson regarding this project and was informed that the Township is very supportive of the planned development in the Little Presque Isle area. It was moved by Mayor Coyne, supported by Commissioner Berube, and carried to support the request from the Chamber of Commerce that the Michigan Department of Natural Resources implement the Little Presque Isle recommended management plan and that the Department of Natural Resources and Marquette Township be informed of this action.

A report and recommendation from the City Manager, regarding award of a contract for the Lower Harbor Land Use Study, was read. It was moved by Commissioner Leadbetter, supported by Commissioner Berube, and carried to concur in the City Manager's recommendation to award a contract to Gove Associates of Kalamazoo, Michigan and to authorize the Mayor and City Clerk to execute the contract. Mayor Coyne thanked Commissioners Acocks and Constance for their work in the interview committee for this project.

A report and recommendation from the City Manager, regarding the City's Community and Economic Development Program, was read. It was moved by Commissioner Berube and supported by Commissioner Leadbetter to accept the Community and Economic Development Program goals as proposed for the year and to approve the report accompanying these goals. Following discussion regarding budget status of the Community and Economic Development Program, the following vote was taken:

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

Nays: Commissioner Constance.

The motion was carried.

A report and recommendation from the City Manager, regarding a proposed tax collection agreement with the Marquette Alger Intermediate School District, was read. It was moved by Commissioner Leadbetter, supported by Commissioner Berube, and carried to approve this contract and to authorize the Mayor and City Clerk to execute it.

A report and recommendation from the City Manager, regarding smoking in public buildings, was read. Mayor Coyne asked

Commission members and the public to review the clean air ordinance recently adopted by the City of East Lansing and consider if any or all of it might be applicable to Marquette or to places in Marquette.

A report and recommendation from the City Manager, regarding a 24-hour liquor license, was read. It was moved by Commissioner Leadbetter, supported by Commissioner Berube, and carried to approve the request from St. Michael's Home and School Association for a 24-hour liquor license at the Marquette Armory on April 19, 1986.

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

Harbor Committee: Robert McClellan and Carl Hammerstrom to the two new positions on the Harbor Committee expiring April 1, 1989.

Marquette Area Wastewater Treatment Facility Advisory Board: Maurice Evans.

Commissioner Leadbetter said that he had been dismayed by an editorial in the Mining Journal that indicated that a tax increase by the City this year was automatic. He challenged the Mining Journal to be better informed in preparing their editorials.

Commissioner Johnson noted a call regarding relief from the garbage transfer fee while a person is out of the City during the winter. She also noted a long discussion with someone who had received a large water bill. She noted many calls complaining about dogs and cats, a very beautiful performance by figure skaters at the Lakeview Arena a week ago, the fact that she does talk to the Mining Journal editor regarding the editorials in the paper, and said that the City Income Tax Task Force was doing a very good job. She said that Police Department Corporal Knapp had information on using ultrasonic noise to get rid of crows and geese at Presque Isle Park.

Commissioner Constance questioned the calls for the garbage transfer fee suspension. City Manager Svanda said that if the water and sewer service for a home are disconnected in the winter, the garbage fee is suspended also. Commissioner Constance also noted a letter from Don Potvin and suggested setting up a meeting with interested Commissioners, Board of Zoning Appeals Members, and City Administration. He asked about the number of people purchasing cross country ski tags this year and said that there needs to be more enforcement because many people using the cross country ski trails do not have tags. He also noted problems with walkers, joggers, and bicyclers which occur commonly in the spring following melting of the snow.

Corporal Knapp addressed the law as it relates to the use of the roadway by these various persons and noted items that should be considered for safety.

Commissioner Constance also said he concurred with Commissioner Leadbetter's comments on the Mining Journal.

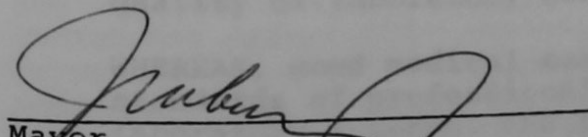
Commissioner Berube also concurred with Commissioner Leadbetter's comments on the Mining Journal, noted that the harbor ice is getting very soft and dangerous, and said that the spring cleanup was coming soon.

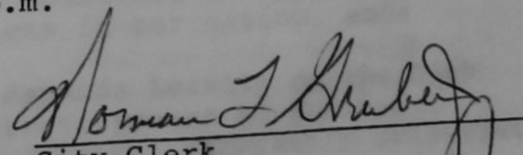
Commissioner Acocks concurred with Commissioner Leadbetter's comments on the Mining Journal, thanked the Income Tax Task Force and City staff for their work in this study, and said that at the time of the City cleanup groups should consider the Adopt-A-Park Program because it has helped to make the City much more attractive.

Mayor Coyne said that it was very hot in the Commission Chambers and that this is turning into an annual comment, said that the Mining Journal was just raising issues, said that potholes are a very real problem this spring and that they are very costly to repair, noted that there were only two cats licensed in the City this year, complimented the Income Tax Task Force for their work, and said that there is currently a smoking ban in effect at the Lakeview Arena which should be enforced during the spring shows especially on persons having displays at these shows.

City Manager Svanda explained how potholes develop and why they are very difficult to repair during the spring thaw. He said that City crews are working on them but because of the water in the potholes, the repairs cannot be properly made. He addressed the caustic soda spill from tanks in the Lower Harbor and said that the tank owners and the users and manufacturers of the caustic soda are working on a solution to this problem. He said that the water plant is constantly monitoring the water intake at the plant and that there has been no sign of the material in the City's water supply at this point. He said the Department of Natural Resources and the Michigan Department of Public Health are continuing to monitor the situation also.

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


Mayor
J. Michael Coyne


City Clerk
Norman L. Gruber, Jr.

Mar. 31, 1986

40

Corporal Kinney addressed the committee and the use of the roadway by these persons and noted items that should be considered for safety.

Commissioner Constance also said he concurred with a Commissioner's statement on the Mining Journal. Commissioner Beardsley also concurred with Commissioner Leadbetter's comments on the Mining Journal, noting that the hazardous spalling very soft and dangerous, and said that the spring cleanup was coming soon.

Commissioner Beardsley concurred with Commissioner Leadbetter's comments on the Mining Journal, thanked the Income Tax Task Force and City staff for their work in this study, and said that the Mining Journal's City cleanup group should consider the Adopt-A-Highway Program because it has helped to make the City much more attractive.

Mayor Coyne said that it was very hot in the Commission Chambers and that this is turning into an annual comment, said that the Mining Journal was just a little funny, said that potholes are a very real problem this spring and that they are very costly to repair, noted that there were only two cars licensed in the City this year, complimented the Income Tax Task Force for their work, and said that there is currently a smoking ban in effect at the Lakeview Arena which should be enforced during the spring shows especially on persons having displays at the shows.

City Manager Steinhilber explained how potholes develop and why they are very difficult to repair during the spring thaw. He said that City crews are working on them but because of the water in the potholes, the repairs cannot be properly made. He added that the potholes are a spill from tanks in the Lower Harbor and said that the tank owners and the users and the Department of the Cassinade are working on a solution to this problem. He said that the water plant is constantly monitoring the water intake at the plant and that there has been no sign of the material in the City's water supply at this point. He said the Department of Natural Resources and the Michigan Department of Public Health are continuing to monitor the Cassinade situation and that the Department of the Cassinade has advised that it is not necessary to address the Commission, the

There being no business wishing to address the Commission, the meeting was adjourned at 10:07 p.m.
J. Michael Coyne
Norman L. Gruber, Jr.
City Clerk

OFFICIAL PROCEEDINGS OF THE
MARQUETTE CITY COMMISSION
Monday, April 14, 1986

A regular meeting of the Marquette City Commission was duly called and held at 7:00 p.m. on Monday, April 14, 1986 in Commission Chambers of City Hall.

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

ABSENT: Commissioner Leadbetter.

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

It was moved by Commissioner Acocks, supported by Commissioner Johnson, and carried to approve the minutes of the March 31, 1986 meeting as presented.

Total bills payable in the amount of \$261,291.81 were presented. It was moved by Commissioner Johnson, and supported by Commissioner Berube, and carried to pay the bills as presented with the exception of the one to Mayor Coyne in the amount of \$202.00. It was then moved by Commissioner Johnson and supported by Commissioner Acocks to pay the above excluded bill to Mayor Coyne and to allow Mayor Coyne to abstain from voting. The following vote was taken:

Ayes: Commissioners Acocks, Berube, Constance, Johnson,
LaBrecque.

Nays: None.

Abstention: Mayor Coyne.

The motion was carried.

During the time set for announcing additional agenda items, Commissioner Berube asked that item A2, discussion of the time for starting the budget work sessions, be added. Commissioner Acocks asked that item 11c be removed from the consent agenda to be considered separately as item 10a.

Mayor Coyne then made the following proclamations:

MEDICAL LABORATORY WEEK

WHEREAS, for over fifty years the American Society of Medical Technology has been committed to improving the quality of laboratory services in our nation, and;

WHEREAS, good medical care depends heavily on the high standards of professional practitioners of medical laboratory science, and the clinical laboratory scientist plays an increasingly vital role in the diagnosis and prevention of disease, and;

April 14, 1986

41

WHEREAS, National Medical Laboratory Week will be observed April 13-19, 1986, and the theme for this year's observance is "Stellar Performers You Can Count On", and;

WHEREAS, 1986 marks the fortieth anniversary of the Michigan Society of Medical Technology;

NOW, THEREFORE, I, J. MICHAEL COYNE, MAYOR OF THE CITY OF MARQUETTE, do hereby proclaim the week of April 13-19, 1986 as Medical Laboratory Week in Marquette, and urge all citizens of Marquette to recognize the vital contributions of medical laboratory scientists to quality health care in Michigan.

LAW DAY

WHEREAS, May 1st is Law Day U.S.A. in the United States of America, and;

WHEREAS, The United States of America has been the citadel of individual liberty and a beacon of hope and opportunity for more than 200 years to the many millions who have sought our shores, and,

WHEREAS, The foundation of individual freedom and liberty is the body of the law that governs us, and

WHEREAS, The Constitution of the United States of America, and the Bill of Rights, are the heart of that body of law, which guarantees us many freedoms-including freedom of religious belief, freedom to have and to hold property inviolate, freedom of assembly, freedom of speech, freedom of press, freedom of petition, and due process of the law among others, and

WHEREAS, This year marks the 29th annual nationwide observance of Law Day, and the Congress of the United States and the President by official proclamation have set aside May 1 as a special day for recognition of the place of law in American life.

NOW, THEREFORE, I, Mayor of the City of Marquette, do hereby designate May 1, 1986 as Law Day, U.S.A. and call upon all citizens, schools, businesses, clubs, and the news media to commemorate the role of law in our lives.

Mayor Coyne also reminded people that this is Eye and Organ Donor Week which he had previously proclaimed.

During the time set for citizens wishing to address the Commission, Gloria Versailles asked to speak on item 6 and Bill Swenor asked to speak on item 5.

It was moved by Commissioner Berube, supported by Commissioner Acocks, and carried to schedule the budget work sessions for 6:00 p.m. on April 15, 16, and 17 and 22, 23, and 24 as opposed to 7:00 p.m.

Mayor Coyne then called City Income Tax Task Force Chairman Bill Birch to the podium where he presented him with a certificate of appreciation for his work on this Task Force. He also said there were certificates prepared for each member of the Task Force. Mr. Birch said that he feels the Task Force had done a fair and honest job in evaluating the possibility of a City Income Tax and had kept emotion from the discussions as much as possible. Pryse Duerfeldt, Task Force member, complimented Chairman Birch for his leadership and other Task Force members for their honest and open discussion and exchange of ideas. He noted that the recommendation that a City Income Tax is viable was made by a narrow majority. Arthur Saari, Task Force Member, complimented the City staff for their good support work and proceeded to highlight several negative aspects of a City Income Tax. Task Force Member Charles Coffey said he feels the City Income Tax is the way to go for the future but that the payment in lieu of taxes should be altered by amending the Charter. The City Clerk then read the formal report from the Task Force. Mayor Coyne outlined the alternatives available to the Commission at this point. Commissioner Acocks said that the proposal for an income tax should be placed on the ballot at some point. Following further discussion, it was agreed to set a work session for 7:00 p.m. on Thursday, May 22 to discuss the report with the Task Force.

A communication from the Marquette Transit Authority, regarding a lease in the Marquette Transportation Center for the Department of State Police Crime Lab, was read. It was moved by Commissioner Berube, supported by Commissioner Johnson, and carried to approve this lease and to authorize the Mayor and City Clerk to execute it.

A communication from the Student Social Work Organization at Northern Michigan University thanking the City for use of the Fit Strip ski facility for their annual Ski-A-Thon, which raised money for the Spouse Abuse Shelter, was read.

A petition from residents on Pine Street and a communication from William Swenor to Police Chief Johnson, were read. Mr. Swenor said that the residents in the 400 block of Pine Street are requesting removal of parking on both sides of Pine Street and the erection of a screening fence around the storage area at Petoskey Towing. He said that problems which should be addressed are: parking on the sidewalks, storage and work on fuel oil and propane trucks in a residential neighborhood, and storage of vehicles in the front yard of Petoskey Towing, and parking on both sides of the street resulting in the street being blocked on occasion. Chris Swenor said that the Property Maintenance Code requirement for a screening fence should be

enforced. Following a lengthy discussion, the City Manager was directed to report at the next meeting.

A communication from the Parks and Recreation Advisory Board, supporting the naming of the Marquette Bike Path as the Holly Greer Bike Path, was read. Gloria Versailles addressed the Commission supporting this proposal. She said that former Mayor Holly Greer had worked hard to get the bike path developed. Commissioner Constance said that until the bike path is repaired, he feels it is not an honor to name it after someone. City Manager Svanda said that, due to federal cuts, there are no funds available to repair the bike path. It was moved by Commissioner Acocks and supported by Commissioner Johnson to name the bike path running from Presque Isle Park to the southern City limits the Holly Greer Shoreline Bike Path. The following vote was taken:

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

Nay: Commissioner Constance.

The motion was carried.

A recommendation from the Planning Commission, regarding a proposed amendment to the City Zoning Ordinance, was read. Commissioner Berube raised questions regarding the proposed amendment and the safety of various towers and antennae used for radio and television reception. City Planner Gruber was directed to report on this matter further at the next meeting.

A recommendation from the Planning Commission, that they be authorized to schedule formal public meetings to coincide with the four public meetings on the Lower Harbor Land Use Study, was read. It was moved by Commissioner Berube, supported by Commissioner Acocks, and carried that the Planning Commission be authorized to schedule these meetings as requested.

City Manager Svanda then presented the Fiscal Year 1986-87 Budget. He said that it was distributed to the Commission tonight in accordance with Section 8.2 of the City Charter and that the budget that is proposed is a balanced budget. He noted that consideration and approval of the budget is the most important activity performed by the Commission during a year because it sets the direction for all City functions. He discussed the background of the budget, his goals in preparing it, and the criteria upon which the proposals are based. Mayor Coyne encouraged citizens to attend the six upcoming budget work sessions.

Mayor Coyne then announced that this was the time set to consider changing the regular Commission meeting scheduled for May 12 to May 5. He said that two Commissioners would be out of the City on May 12. It was moved by Commissioner Johnson, supported by Commissioner Acocks, and carried to change the date of the first meeting in May to May 5.

A report and recommendation from the City Manager regarding a public hearing for the formation of a Downtown Development Authority in the Village Business District was read. It was moved by Commissioner Berube, supported by Commissioner Acocks, and carried to approve the resolution of intent to establish the Village Development Authority and to set a public hearing on the adoption of an ordinance to implement this proposal for the Commission meeting on May 5, 1986.

CONSENT AGENDA

It was then moved by Commissioner Acocks and supported by Commissioner Johnson to approve the Consent Agenda. The following vote was taken:

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

Nay: Commissioner Berube.

The motion was carried and the following items approved:

- A. Approval of a right-of-way agreement with the Marquette Yacht Club for access to the southeast corner of the Lower Harbor Park and authorization of the Mayor and City Clerk to execute it.
- B. Award of bids for heavy equipment and truck rental rates to Midway Rental, Inc. with the exception of items 3b, 4c, 13a, and 28a with operator, which are awarded to Oberstar Excavating Company.

Mayor Coyne then appointed Lisa Coombs-Gerou to the Parks and Recreation Advisory Board for a term expiring January 29, 1988.

Commissioner Acocks asked how appointments are suggested to the Commission. Mayor Coyne said that when he sends a memo proposing an appointment, he is asking for input from the Commissioners.

Commissioner Acocks said that the City Income Tax Task Force had done a very good job and that she was looking forward to working on the budget. She said that the City Manager and staff had done a good job in preparing the Budget.

Commissioner Berube congratulated the Electricians Midget AA Hockey Team for being the national runners-up at the National Midget AA Tournament held in Marquette last weekend. He said the tournament had been an excellent event.

Commissioner Constance asked why the fee in item 11a was set at \$100.00. It was moved by Commissioner Constance, supported by Commissioner Acocks, and carried to reconsider approval of the consent agenda. City Manager Svanda said that the right-of-way easement was set at \$100.00 to cover the Yacht Club's assessment for the Downtown Parking Structure. It was then moved by Commissioner Constance, supported by Commissioner Berube, and carried to approve consent agenda items A and B with the annual rate for the lease from the Marquette Yacht Club at \$1.00 per year, not \$100.00 per year.

Commissioner Johnson said that the Solid Waste Transfer Facility is a very clean and odor-free place. She asked what will happen to the sand that had washed over Lakeshore Boulevard between Fair Avenue and Pine Street. Public Works Director Etelamaki said that it would be used for various City projects including filling sandbags in preparation for possible flooding due to high lake levels this year. Commissioner Johnson also said that people should not rake their leaves too early because they will be blown around before they are picked up. She also said that she had received many dog complaints.

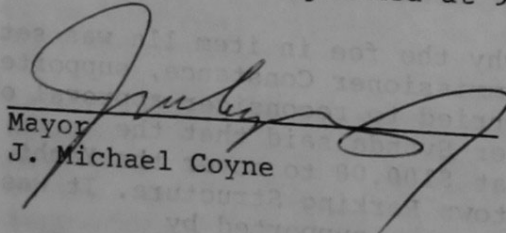
Commissioner LaBrecque said that the Marquette water tastes very good compared with water in other places.

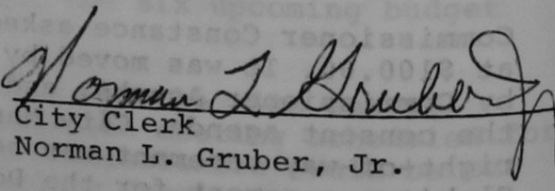
Mayor Coyne recommended the Adopt-an-Athlete program to citizens in Marquette. He said that it is a good way to help the Olympic Athletes and to benefit the Marquette area. He noted that this is Earth Week and discussed some of the activities that would be taking place at Northern Michigan University. He noted a problem at one of the City's sewer pumping stations and asked the City Manager to discuss this. He asked the City Commissioners what they would like to see in Menominee during the Commission Exchange visit and noted the advent of the two camera system for televising Commission meetings. He also noted the excellent brochure promoting the Marquette area.

City Manager Svanda said that the biggest problem with the sewer pump station is that it is served by only one sewer line and that it is difficult to maintain that line while it is in service. He said that the City staff members had made a good effort to put together a reasonable budget on time. He noted the distribution of a book on potholes.

During the time set for citizens wishing to address the Commission, Paul Churchville said that the two camera system provides better televising for Commission meetings and that the microphones are working better. He said cable television is not a monopoly and that there should be no regulations on satellite dish antennae. He said he was opposed to a City Income Tax, but that the Task Force had done a good job.

The meeting was adjourned at 9:50 p.m.


Mayor
J. Michael Coyne


City Clerk
Norman L. Gruber, Jr.

**OFFICIAL PROCEEDINGS OF THE
MARQUETTE CITY COMMISSION**
Monday, April 21, 1986

A special meeting of the Marquette City Commission was duly called and held on Monday, April 21, 1986 at 6:00 p.m. in Commission Chambers of City Hall.

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

Mayor Coyne announced that the purpose of the meeting is to receive the tentative 1986-87 budget from the City Manager.

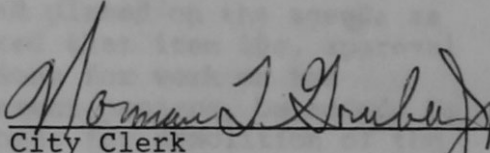
City Manager Svanda formally presented the City Commission with the tentative budget for the 1986-87 Fiscal Year in accordance with Section 8.2 of the City Charter.

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

The meeting was adjourned at 6:10 p.m.



Mayor
J. Michael Coyne



City Clerk
Norman L. Gruber, Jr.

regularly attending the meetings of the
Marquette City Commission
on Monday, April 21, 1986
at 7:00 p.m. in the
Marquette City Commission
Meeting Room. The meeting was
called and held on Monday, April 21, 1986 at 7:00 p.m.
Commissioner Chamberlain of City Hall.
Persons would be listed as follows:
Present: Mayor Coyne, Commissioners Knicker, Boudreau,
Constance, Johnson, Lussier, and
Absent: None.

Mayor Coyne announced that the purpose of the meeting is to
receive the tentative 1986-87 budget from the City Manager.
The City Manager, Thomas J. Boudreau, presented the City Commission
with the tentative budget for the 1986-87 fiscal year. It
was recommended that the City Commission
approve the budget. The City Commission
therefore approved the budget. The City Commission
also approved the City Manager's request for a
loan of \$100,000. The meeting was adjourned at 8:15 p.m.

Mayor Thomas J. Boudreau
City Manager
April 21, 1986

City of Marquette
City Commission
April 21, 1986

Thomas J. Boudreau, Jr.
City Manager

OFFICIAL PROCEEDINGS OF THE
MARQUETTE CITY COMMISSION
Monday, April 28, 1986

A regular meeting of the Marquette City Commission was duly called and held at 7:00 p.m. on Monday, April 28, 1986 in Commission Chambers of City hall.

PRESENT: Mayor Coyne, Commissioner 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 April 14, 1986 meeting as presented.

Total bills payable in the amount of \$220,912.33 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, Mayor Coyne added item 10a, scheduling a public hearing on an increase in the water and sewer rates. Commissioner Johnson asked that item 11a be removed from the consent agenda and placed on the agenda as item 10b. City Attorney Martin asked that item 10c, approval of a contract with A. Lindberg & Sons for work on the Lakeshore Boulevard special assessment project, be added. He also asked that item 8, award of bids for demolition of the Rosewood Inn, be deleted from the agenda because of an appeal regarding that property. It was moved by Commissioner Johnson and supported by Commissioner Acocks to remove item 8 from the agenda. The following vote was taken:

Ayes: Commissioners Acocks, Johnson, LaBrecque, Leadbetter.

Nays: Mayor Coyne, Commissioners Berube, Constance.

The motion was carried. Commissioner Constance then asked that a new item 8, discussion of the Rosewood Inn, be added. Mayor Coyne then made the following proclamation:

SMALL BUSINESS WEEK

WHEREAS, the business of America begins with small business--millions of men and women, bold and imaginative self-starters, seizing opportunities and providing the jobs that help to ensure that our Nation will remain economically strong and free, and

WHEREAS, the flexibility of small business people is exemplified by their willingness to adapt to change, their determination to test untapped markets for new products and services, and their ability to contribute to the competitive marketplace in such a way as to improve efficiency, thus benefitting the consumer and spurring economic growth. Nothing characterizes the American

economy better than our 14 million small businesses. They should be a source of pride for all Americans, and

WHEREAS, it is especially gratifying that in recent years greater numbers of young Americans are preparing for careers in independent business. Their innovative entrepreneurial spirit has brought a new excitement to the campus and to the marketplace. All Americans can take hope from their optimism, their creativity, and their impressive achievements, and

WHEREAS, this year, thousands of business owners will express their views at State preparatory sessions for the National White House Conference on Small Business--an example of free enterprise at its best. The recommendations prepared by the delegates to the National White House Conference in August will help us in formulating a small business agenda designed to make sure that our economy continues to grow and to prosper. All Americans benefit when small business is the force behind a vigorous and expanding economy;

NOW, THEREFORE, I, J. Michael Coyne, Mayor of the City of Marquette, do hereby proclaim the week of **May 18 through May 24, 1986**, as **Small Business Week** and ask that all citizens of Marquette join with me in saluting our small business men and women by observing that week with appropriate activities.

Mayor Coyne then announced that this is the time and date set for a public hearing to establish the millage rate for the Peter White Public Library. There being no one to address the Commission, the hearing was closed. It was moved by Commissioner Johnson, supported by Mayor Coyne, and carried unanimously to establish the millage rate for the Peter White Public Library for the coming fiscal year at 1.35 mills.

Mayor Coyne then announced that this was the time and date set for a public hearing to establish the millage rate for the Downtown Development Authority. There being no one to address the Commission, the hearing was closed. It was moved by Commissioner Berube, supported by Commissioner Johnson, and carried unanimously to establish the millage rate for the coming fiscal year for the Downtown Development Authority at 2.0 mills.

During the time set for citizens wishing to address the Commission, Jack Inch asked to speak on item 4, Chris Swenor and Mark Leist asked to speak on item 5, and Joe Cram asked to speak on item 7.

Mayor Coyne announced that this was the time set for continued discussion of the single lot special assessment at 108 Palms Street. A report and recommendation from the City Manager was read. Mr. Inch asked and answered questions regarding this

project and the charges for the work done there. Following lengthy discussion, it was moved by Commissioner Constance and supported by Commissioner LaBrecque that the assessment be spread equally between 106 and 108 Palms Street. City Attorney Martin said that the property owner at 106 Palms Street had not been notified of a potential assessment against his property. Mayor Coyne then ruled the motion not in order. It was then moved by Commissioner Acocks, supported by Commissioner Johnson, and carried unanimously to set the regular meeting on May 27 as the time and date for a public hearing on a special assessment district for repairs to a private sewer at 106 and 108 Palms Street.

A report and recommendation from the City Manager, regarding vehicle congestion in the 400 block of Pine Street, was read. Chris Swenor explained the concerns of the neighbors in this block. Mark Leist, owner of Petoskey Towing, explained his point of view. Following a lengthy discussion, it was moved by Commissioner Berube, supported by Commissioner Constance, and carried to refer the petition for removal of parking in the 400 block of Pine Street to the Parking Advisory Committee with a note that 100 percent of the property owners, with the exception of Petoskey Towing, support removal of parking in this block. Chris Swenor addressed the Commission asking about a requirement for a screening fence surrounding the vehicle storage area. Following more discussion, this matter was referred to the City staff and the neighbors to pursue. Mr. Leist said that he would try to comply but he could not put up a fence.

A report and recommendation from the City Manager, regarding dissemination of the Income Tax Task Force Report, was read. Commissioners agreed not to pursue the publication of this report at this time. Mayor Coyne suggested that the papers be asked if they would be willing to print it at no charge, perhaps as a letter to the editor.

A report and recommendation from the City Manager, regarding water service at 805 N. Front Street, was read. Following discussion during which Commissioners agreed that a special assessment district should be established and that there should be some investigation of putting standard water and sewer mains on Front Street in this block, Joe Cram addressed the Commission. He commented on the proposed assessment district and said that the project to get the water line to his property line should be paid for by the City. Tim Lowe said that the shared private sewer in this area needs repair. It was moved by Commissioner Berube, supported by Commissioner Acocks, and carried unanimously to direct the City Manager to find out the approximate cost of the engineering study required to make an estimate of the cost of construction for water and sewer lines on the 800 block of Front Street.

Following the recess, a recommendation from the City Attorney, Mayor Coyne announced that this was the time set for discussion of the Rosewood Inn. Commissioner Constance asked

why the City could not make repairs to the building and bill the property owner instead of demolishing the building. City Administration members and other Commissioners said that the cost of bringing the building up to code was excessive and the City could probably never recover these costs. City Attorney Martin said that the City did not have the right to make these repairs. Don Liberty, owner of Doc's Newsstand, discussed damage to the canopy that overhangs the sidewalk. A letter from Lylia Rose, regarding the condemnation procedures used in this instance, was read.

A report and recommendation from the City Manager, regarding retaining professional construction engineering services for the McClellan Avenue and Sherman Street projects, was read. It was moved by Commissioner Berube and supported by Commissioner Leadbetter to approve the agreement with Sundberg, Carlson, and Associates and to authorize the Mayor and City Clerk to execute it. Following a lengthy discussion regarding the use of RFPs and bidding procedures in awarding engineering contracts, the following vote was taken:

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

Nay: Commissioner Constance.

The motion was carried.

City Manager Svanda then briefly discussed the preparation of the 1986-87 fiscal year budget. He said that copies of the proposed budget are available for inspection at the offices of the City Manager, City Clerk, and City Treasurer as well as at the Peter White Public Library. He said the formal hearings on the budget would be held at the Commission meeting on May 5, 1986.

Mayor Coyne announced that this was the time set for scheduling a public hearing on an ordinance to increase water and sewer rates. It was moved by Commissioner Acocks, supported by Commissioner Berube, and carried unanimously to schedule a public hearing for the May 5, 1986 Commission meeting on an ordinance raising the water and sewer rates in order to fund repairs to the water and sewer system.

Mayor Coyne announced that this was the time set to consider item 11a which had been removed from the consent agenda. A report and recommendation from the City Manager, regarding an increase in the landfill tipping fee for the Dafter landfill, was read. It was moved by Commissioner Johnson, supported by Commissioner Berube, and carried unanimously to approve the change in the tipping fee for the Dafter landfill and to amend the contract with Mr. Reid to so indicate.

Mayor Coyne called a five-minute recess at 9:34 p.m.

Following the recess, a recommendation from the City Attorney, regarding a contract with A. Lindberg & Sons for the Lakeshore Boulevard shoreline protection project, was read. Attorney

Martin explained the contract at length. It was moved by Commissioner LaBrecque, supported by Commissioner Acocks, and carried unanimously to approve this contract and to authorize the Mayor and City Clerk to execute it.

CONSENT AGENDA

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

- A. Award of a bid for manhole repair to Associated Constructors in the amount of \$19,375.00 and authorization of the Mayor and City Clerk to execute it.
- B. Retaining the firm of Dickinson, Wright, Moon, Van Dusen, and Freeman as bond counsel for various bond issues.
- C. Adoption of the following resolution approving an agreement for a grant in aid for the Lower Harbor Marina update and authorizing the Mayor and City Clerk to execute it.

RESOLVED, that the City of Marquette, Michigan does hereby accept the terms of the Agreement as received from the Michigan Department of Natural Resources, and the City does hereby specifically agree, but not by way of limitation, as follows:

1. To appropriate the sum of One Thousand Five Hundred (\$1,500.00) Dollars to match the grant authorized by the Department.

2. To maintain satisfactory financial accounts, documents, and records and to make them available to the Department for auditing at reasonable times.

3. To negotiate and enter into a contractual relationship with a registered professional engineer so licensed by the State of Michigan to provide for the completion of said survey in accordance with established engineering principles, which contractual relationship shall be subject to the approval of the Department.

4. To comply with any and all terms of the said Agreement including all terms not specifically set forth in the foregoing portions of the Resolution.

A communication from Pat Frenn, submitting her resignation from the Downtown Development Authority, was read. Mayor Coyne said that Mrs. Frenn has done an excellent job in serving the downtown for many years.

Commissioner Johnson noted several calls regarding street dust control in North Marquette, bicycles going the wrong way especially on Third and Presque Isle Streets, and an ordinance that would require people to keep their yards clean, especially raking leaves. She said the Commission had not received much public input during the budget sessions and said that at least one person had supported continuation of basic services at the expense of the Parks and Recreation Program if necessary. She said she had also received a suggestion that there be a fee for the use of Presque Isle Park. She noted some people were putting out trash that is too big to be picked up during the spring cleanup.

Commissioner Constance said that Pat Frenn will be a loss to the Downtown Development Authority and to Downtown Marquette. He asked about the Summit Street block party and if there were going to be any changes in the procedures for approving block parties. City Manager Svanda outlined the existing procedures and those that are being considered for the future.

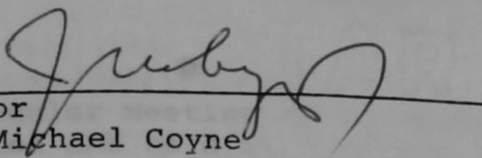
Commissioner Berube asked for an update on the utility construction and Marina dredging in the Lower Harbor Park. Public Works Director Etelamaki and Parks and Recreation Director Turausky reported on the current status of these projects. Commissioner Berube said that any changes in the projects as approved by the Commission should be made by the Commission. He noted a report of the dangerous condition of the dock at the Cinder Pond and thanked Pat Frenn for the hard work, energy, and time she has put into the downtown area.

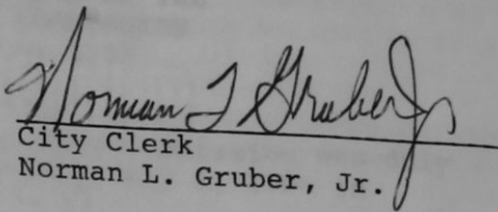
Commissioner Acocks said that three and four wheel drive all-terrain vehicles driving on the streets in Shiras Hills and South Marquette are very dangerous. She noted a problem with bicycles going the wrong way on Third Street and on the sidewalks on Third Street and Presque Isle Avenue. She thanked Pat Frenn for her service to the downtown area.

Mayor Coyne said that he had received a call supporting user fees for Presque Isle Park and noted the issuance of Main Street Marquette, Incorporated's Second Annual report. He said that this organization had already made a great difference in the downtown area.

City Manager Svanda thanked Pat Frenn for her service to the Downtown saying that it had been a pleasure to work with her. During the time set for citizens wishing to address the Commission, Joe Rose said that he has not fixed the Rosewood Inn due to the threat of demolition, that it would not cost much to repair the building, that there are other buildings in the area that are in worse condition, that the City's codes are too strict, that the value of his property is too low, and that the problems with his building are exaggerated. Mayor Coyne said that he accepted Mr. Rose's comments as his opinion, but that the facts indicate that they are not true.

The meeting was adjourned at 10:16 p.m.


Mayor
J. Michael Coyne


City Clerk
Norman L. Gruber, Jr.

PRESENT:

ABSENT:

It was moved by Mayor Coyne and seconded by Commissioner Gruber, and carried by a vote of 5-0. The meeting of the April 28, 1986 regular session of the City Commission was adjourned.

Total bills payable for the month of April 1986 were presented. It was moved by Mayor Coyne and seconded by Commissioner Gruber, and carried by a vote of 5-0 that these bills be paid as presented.

During the time set for the presentation of the Mayor's agenda, Mayor Coyne added item 16, a resolution to amend the City Charter, item 16, schedule a public hearing on a proposed amendment to the Charter for the purpose of amending the Charter.

Mayor Coyne then made the following proclamation:

WHEREAS, a report by the National Institute of Mental Health indicates that the adult U.S. population of 18 years of age and over has a total of 1.4 million people with mental illness, and that at any one time, one million people are in need of mental health services;

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April 28, 1986

54