

OFFICIAL PROCEEDINGS OF THE
MARQUETTE CITY COMMISSION
Monday, September 8, 1986

A regular meeting of the Marquette City Commission was duly called and held at 7:00 p.m. on Monday, September 8, 1986 in Commission Chambers of City Hall.

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

ABSENT: None.

It was moved by Commissioner Johnson, supported by Commissioner LaBrecque, and carried unanimously that the minutes of the August 25, 1986 meeting be approved as presented.

Total bills payable in the amount of \$487,840.99 were presented. It was moved by Commissioner Leadbetter, supported by Commissioner Berube, and carried unanimously to pay the bills as presented.

During the time set for announcing additional agenda items, Mayor Coyne moved item 6 to item 13 so that the Commission could go into closed session to discuss collective bargaining agreement negotiations at the end of the meeting. Commissioner Constance added item 14, discussion of the fall leaf pickup. Commissioner Berube added item 15, discussion of a smoking ordinance committee. Mayor Coyne added item 16, changing the date of the meetings scheduled with the School Board.

Mayor Coyne then made the following proclamation:

K.I. SAWYER APPRECIATION DAYS

WHEREAS, K.I. Sawyer Air Force Base is an integral and vital part of the Marquette County economy, with an impact of over 210 million dollars per year, and over 4,500 military and civilian employees, and,

WHEREAS, Sawyer has a population of 9,500 with 1,900 additional military personnel plus civilian employees and retirees living off base, and with many of these people being involved in community affairs, giving strong support for local charities, and direct aid for such activities as the local blood bank and clothing and food baskets for the needy at Thanksgiving and Christmas, and,

WHEREAS, many local businesses are made viable by the economic impact of the base thus benefiting all the citizens of the area with a greater variety and availability of goods and services, and,

WHEREAS, the Air Force itself has been a good neighbor in providing assistance in areas such as fire protection and ambulance service to local governments, and,

WHEREAS, the local community is demonstrating its gratitude for the many positive features of K.I. Sawyer through free bus tours of the City, discount coupons for local merchants, free passes to the opening NMU football game, and discounted Seafood Festival tickets,

NOW, THEREFORE, I, J. Michael Coyne, Mayor of the City of Marquette, do hereby proclaim September 8 through 12, 1986 as K.I. Sawyer Appreciation Days in the City of Marquette and do urge my fellow citizens to join with me in saluting its men and women and welcoming them to our community.

Mayor Coyne presented a framed copy of the proclamation to base commander Colonel Moldonado. The Colonel thanked Mayor Coyne for the proclamation and the support of the local community for the base saying that it was the best in the country.

Buzz Tiseo then formally thanked the City Commission for the support of the City departments and personnel in organizing the Triathlon, which was held Labor Day weekend. He said that it had been an excellent event, thanks in large part to the support of the City and that they had raised \$1,000 for support of the local special olympics. Mayor Coyne thanked Mr. Tiseo and his Committee for their work on a very good event.

During the time set for citizens wishing to address the Commission, Ed Faccio, staff representative for AFSCME, asked to speak on item 9 and indicated that the grievant had asked for a closed meeting. Sharon Rosmun presented a report on why we need more policemen. Mayor Coyne said that the Commission must honor the request for a closed meeting on the grievance and moved item 9 to item 13a, which would be discussed in closed session.

Mayor Coyne then said that over 200 people had submitted a petition calling for additional police officers. Following discussion by the various Commissioners, it was agreed that this would be reviewed during budget development next winter.

A communication from U.P. Shortlines Model Railroad Club, was read. It was moved by Commissioner Berube, supported by Commissioner Acocks, and carried unanimously that the City of Marquette adopt a resolution recognizing the U.P. Shortlines Model Railroaders as a local non-profit organization.

A recommendation from the City Attorney, regarding an agreement for renovation with the property owner at 425 North Fourth Street, was read. It was moved by Commissioner Berube, supported by Commissioner Johnson, and carried unanimously to

approve this agreement and to authorize the Mayor and City Clerk to execute it.

A report and recommendation from the City Manager, regarding a collective bargaining agreement with Marquette Firefighters Association Local #643, was read. It was moved by Commissioner Leadbetter, supported by Commissioner Berube, and carried unanimously to concur with the City Manager's recommendation to approve the agreement, and to authorize the Mayor and City Clerk to execute it on behalf of the City.

A report and recommendation from the City Manager, regarding the sale of bonds for street improvements, was read. It was moved by Commissioner LaBrecque, supported by Commissioner Constance, and carried unanimously to schedule a special meeting for 4:30 p.m. on Tuesday, September 16 in the Conference Room for the purpose of discussing the sale of these bonds.

A report and recommendation from the City Manager, regarding disposition of the Presque Isle Pavilion, was read. A video tape of the building demonstrating its delapidated condition, the damage caused by last winter's storms, and the location to which it would be moved was shown. Following lengthy discussion regarding this building, it was moved by Commissioner Constance and supported by Commissioner Acocks to authorize the City Administration to proceed with demolition of the Presque Isle Pavilion using option one, if there are any interested parties and if not, using option two. Following further discussion, it was moved by Commissioner Leadbetter, supported by Commissioner Berube, and carried unanimously to table this motion until the next regular meeting. It was then moved by Commissioner Acocks, supported by Commissioner Constance, and carried unanimously to direct the City Manager to proceed with bids for demolition of the pavilion and to have the information on the bids available for the next meeting.

It was then moved by Commissioner Berube, supported by Commissioner Acocks, and carried unanimously to adopt the Consent Agenda as follows:

- A. Award of the bid for stock steel to Paper Calmenson and Company of St. Paul at the unit prices listed.
- B. Award the bid for loader, plow, and underbody blades and plow nose, plow shoes, and curb runners to Paper Calmenson of St. Paul at the unit prices listed.

Mayor Coyne with the Commission's concurrence then reappointed Glenda Robinson to the Local Officer's Compensation Commission. He thanked Mrs. Robinson for the time she has already served on this Commission.

It was then moved by Commissioner Leadbetter, supported by Commissioner Constance, and carried unanimously to go into closed session to discuss a labor grievance and collective

bargaining agreement negotiations. The meeting was recessed at 7:57 p.m.

The Commission reconvened at 9:29 p.m. It was moved by Commissioner LaBrecque and supported by Commissioner Acocks to deny the grievance filed by the Public Works Employees Chapter of AFSCME. The following vote was taken:

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

Nays: Commissioners Berube, Leadbetter.

The motion was carried.

Commissioner Constance then asked if the schedule and rules for the fall leaf pickup have been set. City Manager Svanda said that rules are being developed, but the schedule will be set later depending upon the weather and when the leaves come down. He will report further at the next Commission meeting.

Commissioner Berube said that we should establish a five to seven member Committee to develop a fair and reasonable ordinance to control smoking within the City. Mayor Coyne asked interested citizens to call the City Manager's office within the next three weeks if they want to serve on this Committee. He said that he would be appointing a seven member Committee.

Mayor Coyne then suggested changing the date of the meeting with the School Board since two Commissioners will not be able to be there. Commissioners agreed that they would all be available on the 6th of November for this meeting.

Commissioner Berube then read a letter complimenting the Public Works crews. He said that it represents most of the City's employees and that they are good workers who are responsive to the citizens of Marquette. Mayor Coyne also related an incident where a police officer had responded to an ambulance call for his mother and had been very helpful in a time of need.

Commissioner Constance congratulated the Marquette West Rotary Club for their excellent Seafood Fest last weekend. He said that this event was good for the City's morale and for the economy also. He reminded Commissioners of the work session on Thursday at 7:00 p.m.

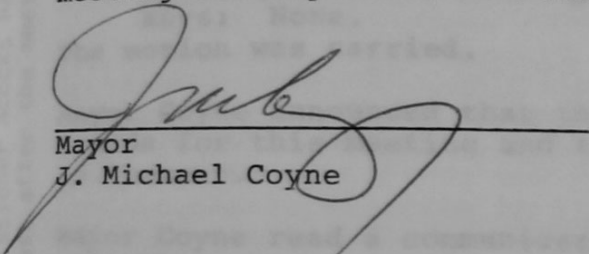
Commissioner Johnson said that she had received many noise complaint calls this weekend, that property owners should be responsible for noise complaints, and that aggrieved neighbors should attend the Apartment Owners Association meeting on Thursday to complain about noise problems. She said that the police youth liaison officer needs to talk to children about bicycle safety, that people are putting garbage out too soon, that the garbage men are very good about picking up garbage where dogs have torn open the bags, and that the City looked very good this weekend. She said the events at the Lower Harbor Park and the Arena this weekend had been excellent.

Commissioner LaBrecque noted a complaint about a dumpster on the City right-of-way on Bluff Street and said that he had attended the Logging Congress in Green Bay this weekend and that the Congress will be in Marquette next year.

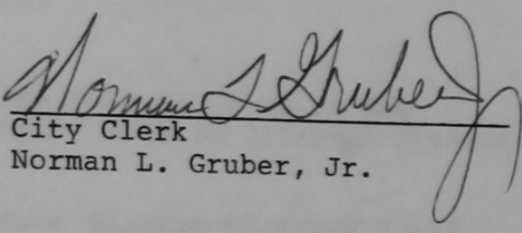
Mayor Coyne said that he and the Mayor Pro Tem and one other Commissioner will be attending the Michigan Municipal League meeting on Mackinac Island this month. He said that the Municipal League Annual Meeting for the entire state would be held in Marquette in two years.

City Manager Svanda said that the Commission is moving forward with a goal setting session to be scheduled for November. He inquired from the Commissioners whether they wish to hire a facilitator for this session. Commissioners will discuss this at a future meeting.

There being no citizens wishing to address the Commission, the meeting was adjourned at 9:55 p.m.



Mayor
J. Michael Coyne



City Clerk
Norman L. Gruber, Jr.

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Commissioner... the City right-of-way on Bull Street and said that he had attended the League Congress in Green Bay this weekend and that the Commission will be in Marquette next week at about 10:00 a.m. by bus. The Commission will be attending the League Congress in Marquette next week at about 10:00 a.m. by bus. The Commission will be attending the League Congress in Marquette next week at about 10:00 a.m. by bus.

City Manager Svanda said that the Commission is moving forward with the proposed changes to the Commission's structure. He said that the Commission is currently reviewing the proposed changes and will be making a decision on whether to approve them. He also said that the Commission is currently reviewing the proposed changes and will be making a decision on whether to approve them.

There being no citizens wishing to address the Commission, the meeting was adjourned. The meeting was adjourned at 10:00 a.m. The meeting was adjourned at 10:00 a.m. The meeting was adjourned at 10:00 a.m. The meeting was adjourned at 10:00 a.m. The meeting was adjourned at 10:00 a.m.

Commissioner... the City's employees are responsible for the City's operations. The City's employees are responsible for the City's operations. The City's employees are responsible for the City's operations. The City's employees are responsible for the City's operations. The City's employees are responsible for the City's operations.

Commissioner... the City's employees are responsible for the City's operations. The City's employees are responsible for the City's operations. The City's employees are responsible for the City's operations. The City's employees are responsible for the City's operations. The City's employees are responsible for the City's operations.

Commissioner... the City's employees are responsible for the City's operations. The City's employees are responsible for the City's operations. The City's employees are responsible for the City's operations. The City's employees are responsible for the City's operations. The City's employees are responsible for the City's operations.

OFFICIAL PROCEEDINGS OF THE
MARQUETTE CITY COMMISSION
Tuesday, September 16, 1986

A special meeting of the Marquette City Commission was duly called and held at 4:30 p.m. on Tuesday, September 16, 1986 in Commission Chambers of City Hall.

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

ABSENT: Commissioners Acocks, Constance.

It was moved by Commissioner Leadbetter and supported by Commissioner LaBrecque to excuse the absence of Commissioners Acocks and Constance. Commissioner Berube asked where they were.* No one knew. The following vote was taken:

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

Nays: None.

The motion was carried.

Mayor Coyne announced that there was only one item on the agenda for this meeting and that there were no citizens present to comment.

Mayor Coyne read a communication from Finance Director Kohut regarding the Transportation Bond issue in the amount of \$355,000 to finance City street improvements and recommending sale of these bonds to the Michigan Municipal Bond Authority at a private negotiated sale as authorized by Act 227, P.A. 1985. It was moved by Commissioner Berube, supported by Commissioner Johnson, and carried to concur in the recommendation of the Finance Director to accept the interest rates offered by the Michigan Municipal Bond Authority for the Transportation Bonds and adopt the resolution authorizing the sale of these Bonds to the Michigan Municipal Bond Authority as follows:

WHEREAS, this City Commission does hereby determine that it is necessary to acquire and construct street improvements (the "Improvements") in the City of Marquette (the "City"), as described in Exhibit A attached hereto and made a part hereof; and

WHEREAS, the cost of improvements is estimated to be approximately Three Hundred Fifty Five Thousand Dollars (\$355,000); and

WHEREAS, to finance a part of the cost of the Improvements the City Commission deems it necessary to borrow the sum of Three Hundred Fifty Five Thousand Dollars (\$355,000) and issue bonds (the "Bonds") therefor as authorized by the provisions of Act 175, Public Acts of Michigan, 1952, as amended ("Act 175"), the balance of the cost to be paid

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*Amended 9-29-86 to indicate that Commissioner Acocks had called to say she could not attend and Commissioner Constance had arrived just after the meeting was adjourned.

from other funds of the City and grants available therefor, if any; and

WHEREAS, the Improvements are in accordance with the purposes enumerated in Act 51, Public Acts of Michigan, 1951 ("Act 51"); and

WHEREAS, the revenues received by the City from the Michigan Transportation Fund pursuant to Act 51, in the year preceding this contemplated borrowing are more than sufficient to comply with all the requirements specified in Section 4 of Act 175; and

WHEREAS, the City wishes to sell the Bonds in a private negotiated sale to the Michigan Municipal Bond Authority (the "Authority") as authorized by Act 227, Public Acts of Michigan, 1985 ("Act 227").

THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF MARQUETTE, as follows:

1. AUTHORIZATION OF BONDS - PURPOSE. The City Commission hereby determines to borrow the sum of Three Hundred Fifty-Five Thousand Dollars (\$355,000) and issue bonds of the City therefor pursuant to the provisions of Act 175 (the "Bonds"), for the purpose of providing funds to pay part of the cost of the Improvements. The period of usefulness of the Improvements is estimated to be not less than twenty (20) years. The plans for and estimates of cost of the Improvements are hereby approved and adopted.

2. BOND DETAILS. The Bonds shall be designated "Michigan Transportation Fund Bonds, Series 1986"; shall have an original issue date of September 25, 1986; shall be numbered from 1 upwards; shall be fully registered; shall be in the denomination of \$5,000 each or any integral multiple thereof not exceeding the aggregate principal amount for each maturity at the option of the bondholder; shall bear interest at the following rates per annum, payable on February 1, 1987 and semiannually thereafter on the first days of August and February in each year and shall mature on August 1 in each year as follows:

<u>YEAR</u>	<u>PRINCIPAL AMOUNT</u>	<u>INTEREST RATE</u>	<u>YEAR</u>	<u>PRINCIPAL AMOUNT</u>	<u>INTEREST RATE</u>
1987	\$15,000	9.50%	1994	\$20,000	6.40%
1988	15,000	9.50	1995	25,000	6.50
1989	15,000	9.50	1996	25,000	6.60%
1990	15,000	9.50	1997	30,000	6.70%
1991	20,000	7.78	1998	30,000	6.90
1992	20,000	6.00	1999	30,000	7.00
1993	20,000	6.20	2000	35,000	7.10
			2001	40,000	7.10

3. SALE OF BONDS TO THE MICHIGAN MUNICIPAL BOND AUTHORITY. The City Commission hereby determines that the Bonds shall be sold at a private negotiated sale to the Michigan Municipal Bond Authority (the "Authority"), as authorized by Act 227, Public Acts of Michigan, 1985 ("Act 227"). The sale shall be made pursuant to the terms and conditions set forth in the form of Purchase Contract attached hereto as Exhibit B (the "Purchase Contract"), and the City Commission hereby approves the form of the Purchase Contract. The Mayor, the City Clerk, the City Treasurer and the City Finance Director are each severally authorized to execute and deliver the Purchase Contract, the Bond, a Non-Arbitrage Certificate, A Non-Litigation Certificate and such other certificates or documents as the Authority and bond counsel shall require (the "Closing Documents").

In order to facilitate this sale to the Authority, the City hereby covenants and agrees for the benefit of the owners of the Bonds that it will comply with the applicable requirements of the tax reform legislation approved on August 16, 1986 by the conference committee of the United States House of Representatives and United States Senate, if and in the form enacted into law.

Except as required by law, the City will at no time take any action or omit to take any action which, by commission or omission, would cause the bonds to be "arbitrage bonds" as defined in Section 103(c) of the Internal Revenue Code of 1954, as amended, and any successor provision, act or statute and the regulations from time to time promulgated or proposed thereunder (the "Code"), including rebating arbitrage earnings to the federal government if such rebate is required by the Code. The City will not permit, at any time or times, any of the proceeds of the Bonds or any other funds of the City to be used directly or indirectly in a manner which would result in the exclusion of any Bonds of the City from the treatment afforded by Section 103(a) of the Code, as from time to time amended, by reason of the classification of such bonds as "industrial development bonds" within the meaning of Section 103(b) of the Code, as "consumer loan bonds" within the meaning of Section 103(o) of the Code, or as an obligation guaranteed by the United States of America, as provided in Section 103(h) of the Code, or cause interest on the Bonds to be taxable for federal income tax purposes or cause the interest on the Bonds to be includable in any alternative minimum tax other than an alternative minimum tax which applies to all tax exempt obligations generally.

4. PAYMENT OF PRINCIPAL AND INTEREST. The Bonds are payable as to principal, premium, if any, and interest at the principal corporate trust office of Comerica Bank-Detroit, Detroit, Michigan, ("Comerica Bank-Detroit")

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or at such other place as shall be designated in writing to the City by the Michigan Municipal Bond Authority (the "Authority"). The City agrees that it will deposit with Comerica Bank-Detroit payments of the principal of, premium, if any, and interest on the bond in immediately available funds at least two business days prior to the date on which any such payment is due, whether by maturity, redemption or otherwise.

5. OPTIONAL REDEMPTION. The Bonds are subject to optional redemption in whole or in part, in integral multiples of \$5,000, on any date on or after August 1, 1996 at the following redemption prices (expressed as percentages of their principal amounts), plus accrued interest to the redemption date.

<u>Period During Which Redeemed</u>	<u>Redemption Price</u>
August 1, 1996 to July 31, 1997, inclusive	102%
August 1, 1997 to July 31, 1998, inclusive	101 1/2%
August 1, 1998 to July 31, 1999, inclusive	101%
August 1, 1999 to July 31, 2000, inclusive	100 1/2%
August 1, 2000 and thereafter	100%

Written notice of such redemption must be given to Comerica Bank-Detroit by the City at least 35 days prior to date on which such redemption is to be made, so long as the Authority is the owner of the Bonds and thereafter by mail at least 20 days prior to the redemption date to the holders of the Bonds on the last day of the month preceding the month in which notice is to be given.

6. BOND REGISTRAR AND PAYING AGENT. Until a successor is appointed, the Treasurer of the City shall act as the bond registrar and paying agent for the bonds.

7. EXECUTION AUTHENTICATION AND DELIVERY OF BONDS. The Bonds shall be executed in the name of the City with the actual or facsimile signatures of the Mayor and the City Clerk and shall bear the actual or a facsimile of the City seal. No bond of this series shall be valid until authenticated by the bond registrar or paying agent. The Bonds shall be delivered to the City Treasurer for authentication and be delivered by him to the Authority upon payment of the purchase price for the Bonds. Executed blank bonds for registration and issuance to transferees shall, from time to time as necessary, be delivered to the bond registrar and paying agent for safekeeping.

8. EXCHANGE AND TRANSFER OF BONDS. Any Bond may be transferred upon the books required to be kept pursuant to this section by the person in whose name it is registered, in person or by his duly authorized attorney, upon surrender of the bond for cancellation, accompanied by delivery of a duly executed written instrument of transfer

in a form approved by the bond registrar and paying agent. Whenever any Bond or Bonds shall be surrendered for transfer, the City shall execute and the bond registrar and paying agent shall authenticate and deliver a new Bond or Bonds, for like aggregate principal amount. The bond registrar and paying agent shall require the payment by the bondholder requesting the transfer of any tax or other governmental charge required to be paid with respect to the transfer. The date of determination of registered owner for purposes of payment of interest as provided in this resolution may be changed by the City to conform to market practice in the future. The principal of the Bonds shall be payable at the principal corporate trust office of Comerica Bank-Detroit, Detroit, Michigan, so long as the Authority is the owner of the Bonds and thereafter at the principal office of the bond registrar and paying agent.

9. APPROPRIATION OF CITY'S MICHIGAN TRANSPORTATION FUND PAYMENTS. To provide moneys to pay the principal of and interest on the Bonds and in accordance with the provisions of Act 175, until payment in full of the principal of and interest on all the Bonds, or, until sufficient cash or direct obligations of the United States of America or obligations the principal of and interest on which is fully guaranteed by the United States of America, not redeemable at the option of the issuer, the principal and interest payments on which, without reinvestment of interest, come due at such times and in such amounts as to be fully sufficient to pay, when due, the principal of, redemption premium, if any, and interest on the Bonds on the stated maturity date or earlier redemption, shall have been deposited in trust for payment in full of the Bonds to their maturity, or, if called for redemption, to the date fixed for redemption, there is hereby made an irrevocable appropriation of the amount necessary to pay the principal of and interest on the Bonds from the moneys to be derived from State-collected taxes returned to the City for highway purposes, pursuant to law. In the event of such deposit in trust, this Resolution shall be defeased and the holders of the Bonds shall have no further rights under this Resolution except for payment from the deposited funds, and such Bonds shall no longer be considered to be outstanding under this Resolution. Until this Resolution is defeased, the Treasurer of the City is directed, each year that any of the principal of an interest on the Bonds remains unpaid, to set aside in a separate depository account, to be designated Michigan Transportation Fund Bonds, Series 1986 Debt Retirement Fund, sufficient moneys from revenues received during such year from the Michigan Transportation Fund pursuant to law to pay the principal of and interest on the Bonds next maturing. The Treasurer is further directed to open a separate depository account, to be

designated 1986 Michigan Transportation Fund Construction Fund into which bond proceeds less accrued interest and premium, if any, shall be deposited which account shall be used to pay costs of constructing the Improvements.

10. PLEDGE OF FULL FAITH AND CREDIT. Pursuant to Act 175, and as additional security for the prompt payment of the principal of and interest on the Bonds, there is hereby irrevocably pledged the limited tax full faith and credit of the City. By reason of its pledge of full faith and credit and if the funds primarily pledged are not adequate, the City will be authorized and obligated to levy a tax to pay the principal and interest on the Bonds. In no event may the City levy an ad valorem tax for the purpose of paying the principal of and interest on the Bonds in an amount in excess of the rate permitted by law pursuant to the City Charter, the Michigan Constitution or Michigan statutes.

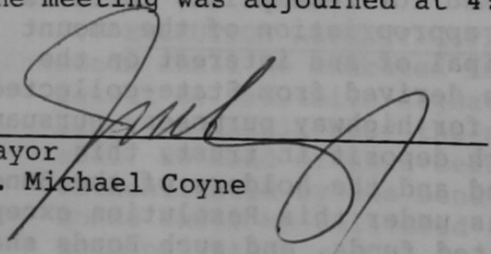
11. FORM OF BONDS. The Bonds shall be in substantially the following form:

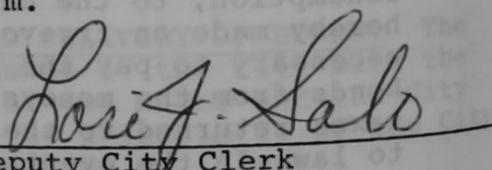
12. PUBLICATION OF BOND RESOLUTION. A copy of this resolution shall be published in the Mining Journal, Marquette, Michigan, once in full.

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

Mayor Coyne said that because not all Commissioners were present, no further business could be discussed.

The meeting was adjourned at 4:40 p.m.


Mayor
J. Michael Coyne


Deputy City Clerk
Lori J. Salo

OFFICIAL PROCEEDINGS OF THE
MARQUETTE CITY COMMISSION
Monday, September 29, 1986

A regular meeting of the Marquette City Commission was duly called and held at 7:00 p.m. on Monday, September 29, 1986 in Commission Chambers of City Hall.

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

It was moved by Commissioner Constance, supported by Commissioner LaBrecque, and carried unanimously to approve the minutes of the September 8, 1986 regular meeting as presented. Commissioners Acocks and Constance noted reasons for their absence from the September 16, 1986 meeting and asked that the minutes be corrected to reflect those reasons. It was then moved by Commissioner Berube, supported by Commissioner Johnson, and carried unanimously to approve the minutes of the September 16 special meeting as amended.

Total bills payable in the amount of \$642,433.05 were presented. Commissioner Constance asked about the bill payable to Gove Associates. It was moved by Commissioner Johnson, supported by Commissioner Acocks, and carried unanimously to approve the bills payable with the exception of the one to Gove Associates.

During the time set for announcing additional agenda items, Mayor Coyne removed item 20c from the consent agenda and made it item 19a. He also added item 23, a letter from the Marquette Little League. It was moved by Commissioner Leadbetter, supported by Commissioner Johnson, and carried unanimously to remove item 11 from the agenda since the 60 day period has not elapsed and to put it off for one month.

Mayor Coyne then made the following proclamation:

HANDICAPPED PARKING AWARENESS MONTH

WHEREAS, handicapped persons deserve and need greater accessibility to convenient public and private parking facilities; and

WHEREAS, specially marked parking spaces for handicapped persons are identified by the international symbol of access; and

WHEREAS, finding an accessible parking place can be very difficult for a handicapped person; and

WHEREAS, many non-disabled persons disregard parking spaces reserved and identified for handicapped persons thereby causing unnecessary hardship to the handicapped; and

WHEREAS, the 1,000,000 members of the Disabled American Veterans and 120,000 members of the Disabled American Veterans Auxiliary desire to create a greater awareness of the needs of people with disabilities;

NOW, THEREFORE, I, J. Michael Coyne, Mayor of the City of Marquette, do hereby proclaim the month of October, 1986 as DAV HANDICAPPED PARKING AWARENESS MONTH.

During the time set for citizens wishing to address the Commission, Robin Murphy and Mona Scriba both asked to speak on item 12.

Mayor Coyne then announced that this was the time set for a presentation by the Central U.P. Steelheader's Association. John Rutherford, representing the Association, presented a check for \$375.00 to be used by the Parks and Recreation Department as one-half payment for materials used in reconstruction of the dock at the launch ramp in the Presque Isle Marina. He thanked Parks and Recreation Director Turausky for his assistance in the Trout and Salmon Classic held Labor Day Weekend and described this fishing tournament and its success. He said that due to the number of large Lake Trout caught during this tournament, Marquette could be considered the Lake Trout Capitol of the world. He said that this year as in the last four years it has cost the Association money to put on this tournament but that they consider it a community service. He said they may need help with money or manpower in the future if the tournament continues to grow. Mayor Coyne accepted the check on behalf of the City and thanked Mr. Rutherford and the Steelheader's Association for their community promotion efforts.

Mayor Coyne announced that this was the time set for a presentation by the Sister City Committee. Sister City Relations Director Pryse Duerfeldt gave a brief review of this summer's visit by the Yokaichi delegation to Marquette. He described the current status of the Sister City Program and its finances and discussed preliminary plans for next summer's visit to Yokaichi by a Marquette delegation.

Mayor Coyne announced that this was the time set for a presentation by County Sheriff Joseph Maino. Mr. Maino described a proposed Central Upper Peninsula Drug Enforcement Team using State Police support personnel. Mayor Coyne asked what kind of financial commitment was implied by the resolution. Mr. Maino proposed that the Commission adopt the resolution. He said that there is no intent of making a financial commitment at this point. It was moved by

Commissioner Constance, supported by Commissioner Acocks, and carried unanimously to adopt the following resolution:

WHEREAS, the City of Marquette has a responsibility to the welfare of its citizens; and

WHEREAS, the Marquette City Commission has come to recognize the illegal manufacture, distribution, and use of controlled substances as a growing and major problem within the City of Marquette and throughout the Upper Peninsula of Michigan; and

WHEREAS, illicit drug traffic recognizes no geographical or political boundaries; and

WHEREAS, area law enforcement and local governments individually lack the resources to fully investigate and enforce drug laws; and

WHEREAS, long term covert operations are required to properly combat this serious problem; and

WHEREAS, the Michigan State Police have training and experience in directing such an operation; and

WHEREAS, the nearest State Police drug enforcement team is located in Gaylord with the responsibility of working in over thirty northern counties; and

WHEREAS, cooperative concept teams consisting of local law enforcement officers with financial support from local governments, and training, operation, organization and leadership provided by the assignment of State Police personnel have proven successful in the Lower Peninsula.

THEREFORE, BE IT RESOLVED, that the Marquette City Commission supports the establishment of a cooperative drug enforcement team within the Central Upper Peninsula, with training, organization, and leadership provided by the assignment of State Police personnel.

A communication from the Marquette Transit Authority, regarding a contract with the Michigan Department of Transportation for a loan for the State Police Crime Lab renovations, was read. Bob Niemi, Authority Administrator, answered questions about the financing arrangements for this loan. Commissioner Leadbetter said that he could possibly get a contract to do some of the work in this project. Commissioners agreed that since the bids for this work had been submitted many months ago, there would not be a conflict of interest. It was moved by Commissioner Johnson, supported by Commissioner Berube, and carried unanimously to concur with the Transit Authority Administrator's recommendation to approve the agreement and to authorize the Mayor and City Clerk to execute it.

A communication from the Public Works Advisory Board, regarding cold storage warehouse space for the City Public Works Department, was read. Following a discussion of the financing arrangements and the details for construction of this warehouse, it was moved by Commissioner Acocks, supported by Commissioner Johnson, and carried unanimously to accept the proposal from the Public Works Advisory Board to erect a pole building at the public works site and to ask the staff to review the repayment options for the next meeting.

A recommendation from the Planning Commission, regarding an amendment to the Planned Unit Development Zoning at Marquette General Hospital, was read. It was moved by Commissioner Johnson, supported by Commissioner Berube, and carried unanimously to concur with the Planning Commission recommendation and to approve the rezoning (1-PUD-2-86) as indicated in the final development plan approved by the Planning Commission.

Mayor Coyne then reported verbally on the 1986 Michigan Municipal League Annual Convention which he, Commissioners Berube and Constance, and City Manager Svanda had attended two weeks ago on Mackinac Island. He said that it had been an excellent meeting and well worth while. He urged Commissioners who could, to attend this convention in the future. Commissioners Berube and Constance each commented on various aspects of the convention. Mayor Coyne said that this convention will be in Marquette in 1989 and that having such a large meeting will be good for the City. He then reported that former Mayor Robert Kulisheck had received an award of merit from the Michigan Municipal League at this convention for his work in training of elected officials over the past years.

Mayor Coyne then reported on efforts to organize a 1987 visit of the American Wind Symphony to Marquette. He said that the last Symphony visit had been in 1979 and that 15,000 people had attended the concert. He said that he has formed a committee to organize and raise funds for this visit and appointed Dr. Alan Donovan as chairman. He urged that the concert be the core for a Marquette Arts Festival in the future and urged community-wide support.

A report and recommendation from the City Manager, regarding disposition of the Presque Isle Pavilion, was read. Robin Murphy and Mona Scriba said the pavilion should be saved if possible. Commissioner LaBrecque reported on an inspection that he and a contractor had made of the building and said that it was beyond repair. It was moved by Commissioner Constance, supported by Commissioner Acocks, and carried unanimously to concur with the City Manager's recommendation to demolish the pavilion using camp Cusino personnel.

A report and recommendation from the City Manager, regarding design engineering services for the East Arch Street

Reconstruction Project, was read. Commissioner Constance said that the review committee had saved the City about half the cost of this project. It was moved by Commissioner Acocks, supported by Commissioner Constance, and carried unanimously to award this bid to Capital Consultants, Inc. of Lansing as the low bidder at a fee ranging between \$50,700 and \$64,650. It was then moved by Commissioner Constance, supported by Commissioner Acocks, and carried unanimously to direct the Administration to set up a work session on the City's bidding procedure.

A report and recommendation from the City Manager, regarding renewal of the highway maintenance contract with the Michigan Department of Transportation, was read. Following lengthy discussion regarding the improved service to residents of the area by the City performing this maintenance, the fact that it does not draw personnel from other parts of the City, and the fact that equipment used in maintaining the highway can also be used throughout the City, it was moved by Commissioner Leadbetter, supported by Commissioner Berube, and carried unanimously to concur with the City Manager's recommendation to approve this contract and to authorize the Mayor and City Clerk to execute it. It was then moved by Commissioner Berube, supported by Commissioner Constance, and carried unanimously to direct the Public Works Advisory Board to look into this issue over the next several months, especially the cost to the City and the amount of reimbursements the City receives.

A report and recommendation from the City Manager, regarding sale of part of the former Osterberg property, was read. It was moved by Commissioner Johnson, supported by Commissioner Berube, and carried unanimously that consideration of the sale of this property be terminated at this time.

A report and recommendation from the City Manager, regarding water service line replacements, was read. Following a lengthy discussion during which City Engineer Robert Haapala explained why one of the repairs had already been done, it was moved by Commissioner Berube, supported by Commissioner Acocks, and carried unanimously to concur with the recommendation to complete these nine projects this fiscal year, to appropriate the funds required to accomplish them from the bond proceeds carryover account, and to add the projects to the contract previously awarded to Swick Plumbing and Heating at the unit prices bid.

A report and recommendation from the City Manager, regarding bids for maintenance of the Bluff Street Parking Structure, was read. It was moved by Commissioner Leadbetter, supported by Commissioner Berube, and carried unanimously to concur with the recommendation and to award this bid to Associated Constructors. Assistant City Manager Evans said that Public Works Superintendent Lawry did a very good job on the arrangements for this project.

A report and recommendation from the City Manager, regarding the Neck of Presque Isle Project architectural services contract amendment, was read. Following a lengthy discussion regarding the need for additional architectural fees, it was moved by Commissioner Leadbetter and supported by Mayor Coyne that this contract be amended to reflect an increase for architectural services from \$40,000 to not to exceed \$56,000. The following vote was taken:

Ayes: Mayor Coyne. Commissioner Leadbetter.

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

The motion was defeated.

It was then moved by Commissioner Constance, supported by Commissioner Acocks, and carried unanimously to direct the City Manager to present information on what additional work is being done to justify an increase in this contract and to renegotiate the contract with Mr. Polzin.

A report and recommendation from the City Manager, regarding bids for tires, was read. Mayor Coyne said that in view of the small difference between the two bidders, he felt the bid should go to the local bidder who pays substantial City property taxes. City Attorney Martin reported that the Charter requires that the bid be awarded to the low bidder unless there is substantial benefit to the City from doing otherwise. It was moved by Mayor Coyne, supported by Commissioner Berube, and carried unanimously to award the bid to Shelby Diesel of Negaunee at the unit prices bid.

It was then moved by Mayor Coyne, supported by Commissioner Johnson, and carried unanimously to direct the City Manager to look at developing a policy consistent with the Charter which would take into account the Commission's concerns for awarding bids to local taxpayers.

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

- A. Award of the bid for Presque Isle Marina pier brackets to U.P. Fabricating Company, Inc. of Negaunee as the low bidder in the amount of \$8,486.
- B. Award the bid for a printer for the data processing department to IBM, the low bidder, in the amount of \$10,800 and authorize the Mayor and City Clerk to execute the financial documents.

Commissioners then agreed to hold a work session with the Lakeview Arena Advisory Board sometime in December with the City Manager to set up a time for that meeting.

Mayor Coyne noted the resignation of Lois Prusok from the Planning Commission. He thanked her for her excellent work on the Commission on behalf of the residents of the City. He then made the following appointments:

NO SMOKING TASK FORCE: Nancy Soldan, Jane Slavin, George Sedlacek, John Taylor, Carol Margrif.
LAKEVIEW ARENA ADVISORY BOARD: Roy Arnold for a term expiring August 14, 1989.
PUBLIC ACCESS COMMITTEE: Jackie Calcaterra for a term expiring July 11, 1989.
MARQUETTE HOUSING COMMISSION: Paul E. Oliver for a term expiring June 14, 1991.

Mayor Coyne then read a letter from the Marquette Little League proposing that the League take over the North Marquette Athletic Complex. Following a lengthy discussion, it was moved by Commissioner Constance, supported by Commissioner Acocks, and carried unanimously to direct the City Manager to analyze this concept, to meet with the users of the Athletic facility to discuss the concept of the Little League taking over the field, and to report back to the Commission at the next meeting.

Commissioner Johnson asked questions regarding the enforcement of the noise ordinance. She said that the proclamation on handicapped parking awareness week had been a good one and noted a parking problem on Pine Street to discuss with the Chief of Police. She reported on the following good things in Marquette, the trees which have been planted in front of St. Peters Cathedral, the very attractive cleanup of the sand and brush along Lakeshore Boulevard, and the flags at the ABC True Value Hardware. She said the fall leaf pickup rules should be abided by, that the work on the Arch and Ridge Reconstruction Projects is being finished up and that she was impressed by the Michigan Municipal League's award to the "Ypsilanti Image" Campaign. She said Commissioners can play a big part in the image of Marquette.

Commissioner Constance said that it is important to finish the street work in that it hampers business activity. He said there are new "Don't Feed the Geese" signs at the Island, that there is a beer advertising banner on Summit Street just off Presque Isle Avenue, and that the disposition of the Rosewood Inn still needs to be resolved by the Commission.

Commissioner Berube complimented City Manager Svanda and former Mayor Kulisheck for their promotion of Marquette's image. He said the Michigan Municipal League convention will help the City's tourist industry.

Commissioner Acocks congratulated Lakeshore Engineering on their recent receipt of a government contract and said that the water problems at the Cram and Winters homes on Front Street had been resolved to the owner's satisfaction.

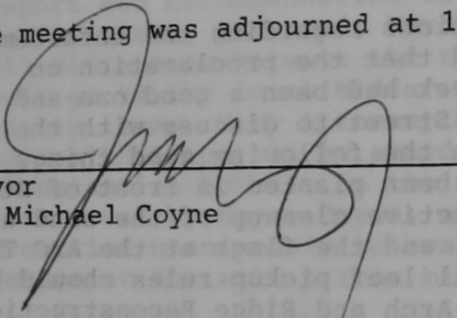
Mayor Coyne thanked Commissioner Johnson for representing the City at the American Legion and American Legion Auxiliary Convention last weekend. He asked the Assistant City Manager to

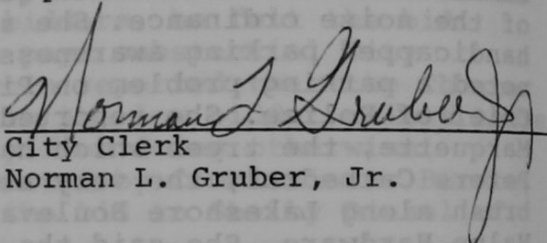
pursue the work session on the bid process and said that fishermen who were unhappy at the blocking of Powder Mill Road had been successful in having the Board of Light and Power open the gates so that they could continue fishing there.

A report and recommendation from the City Manager on the fall leaf pickup was read. Bill Niepoth, representing Peninsula Sanitation, answered questions on the schedule and procedures to be used for leaves this year. He explained that leaves will be mulched and turned into compost and that this will save the cost of shipping them to Dafter to be buried.

During the time set for citizens wishing to address the Commission, Robin Murphy asked the Commission to consider organizing a committee to support the 1987 visit of the American Wind Symphony and said that he would be on this committee. Mayor Coyne said that such a committee has been formed already.

The meeting was adjourned at 10:02 p.m.



Mayor
J. Michael Coyne

City Clerk
Norman L. Gruber, Jr.

OFFICIAL PROCEEDINGS OF THE
MARQUETTE CITY COMMISSION
Wednesday, October 1, 1986

A special meeting of the Marquette City Commission was duly called and held at 5:00 p.m. on Wednesday, October 1, 1986 in Commission Chambers of City Hall.

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

Mayor Coyne said that the special meeting was called to consider an amendment to the Neck of Presque Isle Project architectural services contract. He noted that a report from Assistant City Manager Evans had been distributed. Architect Barry Polzin addressed the Commission at length explaining why an increase in the architectural fee was justified. He said that he had done a great deal of extra work, over and above that covered by the original fee, on good faith since there was a need to show progress on the project in order to receive the state grant. He answered questions regarding the expanded scope of the project. He said that because of the concrete lined pool and reducing the size of the pool, there was considerable extra work while the additional piping and the natural outflow provided yet more work. Finally, the construction of the pool had necessitated about \$5,000 worth of outside consulting fees. Following a discussion, it was moved by Commissioner Berube, supported by Commissioner Acocks, and carried unanimously to approve the amendment to the contract for the Neck of Presque Isle Project architectural services in an amount not to exceed \$56,000 and to authorize the Mayor and City Clerk to execute it. Commissioners thanked Mr. Polzin for coming and for his dedication to the community and to this project.

It was then moved by Commissioner Berube, supported by Commissioner Constance and carried unanimously to discuss the City Manager and City Attorney's salaries at this time. Commissioners agreed that since it was a unanimous vote, this matter could be discussed at a special meeting. It was then moved by Commissioner Coyne and supported by Commissioner Berube to give the City Manager a raise of 3%. Following lengthy discussion during which Mayor Coyne said that the City Manager's salary is not as high as other public administrators in the City, but that his performance exceeds theirs and perhaps their salaries are too high, the following vote was taken:

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

Nay: Commissioner Constance.

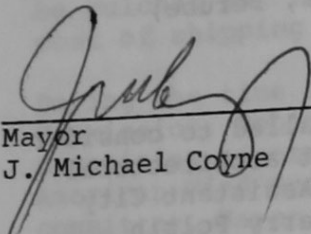
The motion was carried.

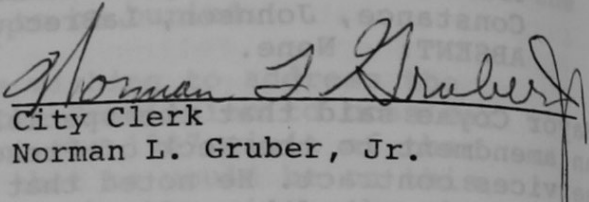
It was then moved by Mayor Coyne and supported by Commissioner Constance that the City Attorney be given no raise this year. During the discussion, Mayor Coyne noted that the Attorney worked

for the City Commission and that the quality, time, and amount of effort he is providing the Commission could be improved. The following vote was then taken:

Ayes: Mayor Coyne. Commissioners Acocks, Berube, Constance.
Nays: Commissioners Johnson, LaBrecque, Leadbetter.
The motion was carried.

There being no citizens wishing to address the Commission, the meeting was adjourned at 5:45 p.m.



Mayor
J. Michael Coyne

City Clerk
Norman L. Gruber, Jr.

OFFICIAL PROCEEDINGS OF THE
MARQUETTE CITY COMMISSION
Tuesday, October 14, 1986

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

City Clerk Gruber called the meeting to order and said that in the absence of the Mayor and Mayor Pro Tem, the Charter specifies that the Commissioners present are to choose an acting Mayor from their number.

It was moved by Commissioner Johnson, supported by Commissioner Constance, and carried to select Commissioner LaBrecque as the Acting Mayor for this meeting. The roll of the Commission was then called:

PRESENT: Acting Mayor LaBrecque, Commissioners Acocks, Constance, Johnson.

ABSENT: Mayor Coyne, Mayor Pro Tem Berube, Commissioner Leadbetter.

City Manager Svanda said that he had had messages from all three missing Commissioners and that Commissioner Leadbetter is in California on business and Commissioners Berube and Coyne have been delayed by weather in Canada and were not able to return in time for the meeting. It was moved by Commissioner Constance, supported by Commissioner Johnson, and carried to excuse the absent Commissioners.

It was moved by Commissioner Constance, supported by Commissioner Acocks, and carried to approve the minutes of the September 29 regular and October 1 special meetings as presented.

Total bills payable in the amount of \$516,022.76 were presented. It was moved by Commissioner Acocks, supported by Commissioner Johnson, and carried that these bills be paid as presented.

During the time set for announcing additional agenda items, it was moved by Commissioner Johnson, supported by Commissioner Constance, and carried to delete items 2 and 12 from the agenda as they involve appointments by Mayor Coyne and to move item 10 to item 1a on the agenda. Commissioner Constance asked that item 13, a letter from the Johnsons, be added to the agenda.

City Manager Svanda introduced Lieutenant Colonel William Deegan who is the head of the Civil Engineering Squadron at K.I. Sawyer Air Force Base. He said that he and Colonel Deegan have been paired as part of an exchange program between local government officials and air base administrators. He said that

Colonel Deegan has been invited to attend this meeting to observe the decision making process of local government. He noted the interdependence of K.I. Sawyer Air Force Base and the Marquette Community. Commissioners welcomed Colonel Deegan to the meeting.

Attorney Martin asked that a resolution requesting assistance from the Michigan Municipal League legal defense fund be added as item 14.

The City Clerk then read the following proclamation:

NATIONAL BUSINESS WOMEN'S WEEK

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

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

WHEREAS, The National Federation of Business and Professional Women's Organizations, Inc. has brought about a spirit of cooperation among the Business and Professional women of the United States, and

WHEREAS, The National Federation of Business and Professional Women's Organizations, Inc. has extended opportunities to Business and Professional women through education along lines of Industrial, Scientific and Vocational Activities, and

WHEREAS, The National Federation of Business and Professional Women's Organizations, Inc. is currently focusing on the issues of Discrimination, Comparable Worth, Self Image, Political Awareness and Physical Wellbeing, and

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

NOW, THEREFORE, I, J. MICHAEL COYNE, MAYOR OF THE CITY OF MARQUETTE, do hereby proclaim the Week of October 18 through the 25th as **National Business Women's Week** and urge all citizens to support its goals.

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

Acting Mayor LaBrecque then said that this was the time set to consider item 10, a recommendation from the City Manager to

schedule a special meeting for October 20. City Manager Svanda explained the several reasons for calling a special meeting on that date. It was moved by Commissioner Acocks, supported by Commissioner Johnson, and carried to schedule a special Commission meeting for 4:45 p.m. on Monday, October 20 to discuss and/or act on consideration of bonding through the Michigan Municipal Bond Authority, bids for the Neck of Presque Isle Project, the current year Michigan Equity Program grant application, an RFP for the City Commission's goal setting session, rescheduling a work session with the School Board, setting up a work session to discuss the bidding process, disposition of the Rosewood Inn and appointments to various Boards and Commissions.

City Manager Svanda noted a letter from Architect Barry Polzin, regarding the Neck of Presque Isle Project bids, which are well above the budget. It was moved by Commissioner Johnson, supported by Commissioner Acocks, and carried to authorize the City Manager and Mr. Polzin to negotiate with the low bidder for this project between now and October 20 in an attempt to bring the project more into line with the budget.

A communication from the Marquette-Alger Intermediate School District regarding special education millage was read. It was moved by Commissioner Johnson, supported by Commissioner Constance, and carried to concur with the request to levy .235 mills for general operation, 1.230 mills for special education, and 1.465 mills for debt service for the Intermediate School District as requested.

A communication from the Marquette Area Wastewater Treatment Facility Advisory Board, regarding a petition for construction of the Carp River Drain, was read. It was moved by Commissioner Johnson and supported by Commissioner Acocks and carried to adopt the following resolution:

Your petitioner, the City of Marquette, County of Marquette, Michigan respectfully shows: (1) that it is a municipality situated in the Drainage District as laid out and designated in your order of August 19, 1986 in the County of Marquette, Michigan, in which District the Carp River Drain or any part thereof, herein applied for is to be located, established and constructed; (2) that it is a municipality which will be liable for at least a percentage of the total amount to be assessed for the cost of said Drain; and (3) that the locating, establishing and constructing of said drain or any part thereof, will be conducive to the public health, convenience and welfare.

Your petitioner therefore makes petition, and respectively asks you to locate, establish and construct a drain, or any portion thereof, which will properly drain the lands in said district, under the provisions of Act No. 40 of the Public Acts of 1956, the location of said drain, or

any portion thereof, as given in your order for laying out and designating the Carp River Drain Drainage District, to be substantially as set forth in Exhibit A attached hereto and made part hereof.

A recommendation from the City Planning Commission regarding rezoning of land behind the Alibi North at 910 Wright Street was read. It was moved by Commissioner Johnson, supported by Commissioner Constance, and carried to schedule a public hearing on this proposed rezoning for the October 27 regular Commission meeting.

A report and recommendation from the City Manager, regarding the Marquette Little League proposal to maintain the North Marquette ballfields, was read. It was moved by Commissioner Acocks, supported by Commissioner Constance, and carried to concur with the City Manager's recommendation that any lease agreement with the the Little League be brought to the Commission for approval and to further direct the City Administration to prepare a budget proposal for development of an additional soccer field for consideration during the 1987-88 budget preparation process.

A report and recommendation from the City Manager, regarding a collective bargaining agreement with Police Department employees Teamsters Local 328, was read. It was moved by Commissioner Johnson, supported by Commissioner Constance, and carried to concur with the City Manager's recommendation to approve this agreement and to authorize the Mayor and City Clerk to execute it.

A report and recommendation from the City Manager, regarding the 1989 Michigan Municipal League annual convention, was read. It was moved by Commissioner Acocks, supported by Commissioner Johnson, and carried to adopt the following resolution:

WHEREAS, the City of Marquette, following application and extensive review, has been found to be the Superior Location for the Michigan Municipal League's Annual Convention in 1989; and

WHEREAS, the Michigan Municipal League Board of Directors officially designated Marquette as the site for the 1989 Annual Convention at its meeting on February 25, 1986; and

WHEREAS, Marquette is truly honored to have the opportunity to welcome more than 1,000 Michigan Municipal officials and friends from throughout the State to our City and the Upper Peninsula; and

WHEREAS, the League has requested that the City of Marquette formalize its commitment to perform certain Host City responsibilities;

NOW, THEREFORE, BE IT RESOLVED, that the City of Marquette does hereby agree and pledge, as Host City of the 1989 Michigan Municipal League Annual Convention, to provide at its own expense and/or through private donations, the following activities and services during the October 4-7, 1989 event:

- . A Special Board of Trustees Meeting for approximately 80 people
- . An "Early Bird" activity for approximately 150 guests
- . A Spouse Program for approximately 150 persons
- . A Welcoming Reception for approximately 800 guests
- . Complete Shuttle Bus Service to and from area hotels and motels and the Convention Site(s)

AND BE IT FURTHER RESOLVED, that the coordinating groups of the City of Marquette, the Marquette Area Chamber of Commerce, Northern Michigan University, and the Marquette County Tourism Council have all pledged to make the 1989 Annual Convention an excellent and memorable event;

AND BE IT FURTHER RESOLVED, that the actual Convention meetings will be held either in the City of Marquette's Lakeview Arena or in the facilities of Northern Michigan University, at rates yet to be established;

AND BE IT FURTHER RESOLVED, that the Marquette Ambassadors have offered to provide personalized ground transportation from the Marquette County Airport to hotels and motels for those participants who choose to travel to the Convention by air;

AND BE IT FURTHER RESOLVED, that the City Administration is hereby authorized to develop and implement plans for the City's Host responsibilities;

AND BE IT FURTHER RESOLVED, that a copy of this Resolution be sent to the Michigan Municipal League as an acknowledgement of the City of Marquette's commitment to meet its Host City obligations.

The Consent Agenda was then presented. It was moved by Commissioner Constance, supported by Commissioner Acocks, and carried to approve the consent agenda as follows:

- A. Award of the bid for liquid calcium chloride to Liquid Calcium Chloride Sales of Kawkawlin, Michigan as the low bidder.
- B. Approval of the transfer of two leases from Greyhound Lines, Inc. to Central Greyhound Lines Company and authorization of the Mayor and City Clerk to execute these transfers.

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A communication from James Johnson was then read. Commissioner Constance responded to this communication. He said that he had not represented the other Commissioners at the meeting under discussion, that the meeting had not been secret, that the City Planner had said that the action proposed to the Board of Zoning Appeals did not require a hearing and notification, that the meeting was not illegal, and that by not having the Johnsons and Mr. Potvin there he had hoped to avoid a long argument. He said this was not a conflict of interest for him and that the Casa Calabria as well as other restaurants on Third Street had not strictly adhered to the zoning ordinance in that they had received variances in order to open. He apologized to Mr. Johnson but said that he did not feel that dirty tactics were used in this matter. Commissioner Acocks asked the status of litigation between the City and Mr. Potvin. City Attorney Martin said that the litigation is on hold and has not been acted on for many months. City Planner Gruber explained the specifics of the extensions the Board of Appeals had approved as opposed to what had been requested from them.

A communication from the City Attorney, regarding a request to the Michigan Municipal League legal defense fund for assistance in the Board of Light and Power lawsuit, was read. It was moved by Commissioner Johnson, supported by Commissioner Acocks, and carried to approve the following resolution:

WHEREAS, the City of Marquette is currently involved in the following described litigation or controversy;

An appeal to the Michigan Supreme Court on the following issues:

A. Must a court defer to the legislative judgement of a municipal governing body setting rates for a municipally-owned utility unless the party challenging the rates has established that the rates and their resulting returns on investment are arbitrary, capricious, or otherwise unreasonable?

B. May a municipality receive funds from a municipally-owned utility in order to compensate the municipality for the indirect costs of operating the utility?

and,

WHEREAS, the City of Marquette believes that the issues involved in such litigation or controversy are such that the Michigan Municipal League Legal Defense Fund may wish to provide supportive aid in such litigation or controversy;

and,

WHEREAS, the City of Marquette desires to receive the assistance of the Michigan Municipal League Legal Defense Fund in such matter.

NOW, THEREFORE, BE IT RESOLVED, that the City of Marquette hereby authorizes the Mayor and the Clerk to request supportive aid from the Michigan Municipal League Legal Defense Fund in the litigation or controversy described above. It is agreed that acceptance of such support shall

constitute an agreement by the requesting municipality to abide by any conditions placed upon the supportive aid offered by said Fund.

Commissioner Acocks asked if not making the appointments to Boards and Commissions would handicap any of those Boards. City Manager Svanda said that the appointments could be made at the special meeting in one week. Commissioner Acocks also said that the Beautification Committee and the Heritage Tree Fund each work very hard to help in making the City an attractive place to live. She noted that the beautification Committee has been promoting the Adopt-A-Park Program and that over the winter is a good time for a civic organization to consider adopting a park to discuss that internally. She said that people could contribute towards Heritage Trees as Christmas presents.

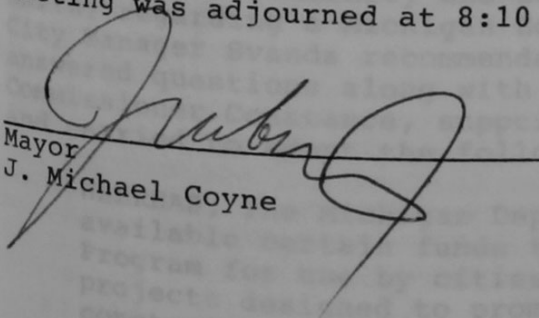
Commissioner Constance asked what progress there was on the public works pole building. Mr. Etelamaki said that the specifications are being developed and that bids will be taken on October 22 for construction and financing of this building.

Commissioner Johnson said that she had received many complaints about speeding, especially on North Front Street, that she had received several calls to find out why the cost for student hockey tickets was raised, and that she had received complaints about large trucks driving on McClellan Street. She asked about proposed east-west through streets crossing McClellan, and noted times and dates for various "Meet the Candidates" meetings which are forthcoming. She complimented the Board of Light and Power Director for his good response to citizen problems.

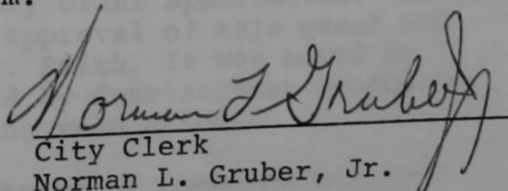
City Manager Svanda noted the work session at 7:00 p.m. on Thursday with the Village Development Coordinating Committee, the Board of Light and Power, and other utilities.

Colonel Deegan thanked the Commission for the opportunity of observing this meeting and noted the similarities in decision-making processes between local government and staff operations in the Air Force.

There being no citizens wishing to address the Commission, the meeting was adjourned at 8:10 p.m.



Mayor
J. Michael Coyne



City Clerk
Norman L. Gruber, Jr.

October 14, 1986

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OFFICIAL PROCEEDINGS OF THE
MARQUETTE CITY COMMISSION
Monday, October 20, 1986

A special meeting of the Marquette City Commission was duly called and held at 4:45 p.m. on Monday, October 20, 1986 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 Constance, supported by Commissioner Acocks, and carried to excuse Mayor Coyne as he is out of the City. Mayor Pro Tem Berube said that there were three items on the agenda for this special meeting. City Attorney Martin presented one additional item and said that the Commission could vote to add this if Mayor Coyne gives his approval later in writing. It was moved by Commissioner Johnson, supported by Commissioner Constance, and carried to consider the item from the Attorney on the Dafter Landfill lawsuit as item 4 providing Mayor Coyne subsequently agrees to this in writing. City Manager Svanda said that the bond rate for the water and sewage disposal bonds has not been received yet but may be available by the end of the meeting. Mayor Pro Tem Berube said that this item would be considered at the end of the meeting.

A communication from Barry Polzin, architect for the Neck of Presque Isle Project, was read. City Manager Svanda outlined recent changes in the status of the bid negotiations but said that the project would probably have to be reduced in scope to comply with the Commission's policy of not expanding the budget. Bill Sanders, representing Barry Polzin, discussed five areas where cuts could be made and the specific proposals in each area. During discussion Commissioners agreed that the bids should be negotiated down rather than cutting out portions of the project since everything that is planned is needed to make the project appealing and successful.

A report from Community and Economic Development Director Dan Smith, regarding a Michigan Equity Grant Application, was read. City Manager Svanda recommended approval of this grant and answered questions along with Mr. Smith. It was moved by Commissioner Constance, supported by Commissioner Leadbetter, and carried to adopt the following resolution:

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

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WHEREAS, The City of Marquette has at a special meeting held this date considered the project known as the Lower Harbor Visitor's Center having certain tourism generating features; and

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

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

NOW, THEREFORE, BE IT RESOLVED, That the City of Marquette make application to the Michigan Department of Commerce for a grant under the Michigan Equity Program in the amount of \$100,000.00 for the Lower Harbor Visitor's Center with said project including public restrooms, public area, and historical displays,

AND FURTHER, The City of Marquette hereby certifies that local funds for this project will not be expended prior to the beginning of the project period; and That the City of Marquette agrees as a condition to receipt of the grant to pledge \$50,000 towards the project with such pledge being null and void if funds are not acquired in the stated amount through the Michigan Equity Program.

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

A communication from the City Attorney, regarding retaining a law firm to represent the City on the Dafter Landfill lawsuit appeal, was read. City Attorney Martin answered questions regarding the need to have someone appear for the City in this lawsuit. It was moved by Commissioner Constance, supported by Commissioner Acocks, and carried to authorize the law firm of Varnum, Riddering, Schmidt and Howlett to appear for the City in the Court of Appeals on November 6 as recommended by the City Attorney.

A report from the Finance Director, regarding the sale of water and sewer disposal system bonds through the Michigan Municipal Bond Authority, was read. Mrs. Kohut presented the interest rates that had just been received from the Michigan Municipal Bond Authority this afternoon. She said that the Authority would also test the bond market tomorrow to see if a lower interest rate is available then. It was moved by Commissioner Johnson, supported by Commissioner Leadbetter, and carried to adopt the bond resolution with the rates to be either those established by the Michigan Municipal Bond Authority today or tomorrow. The following resolution was adopted:

WHEREAS, this City Commission does hereby determine that is necessary to improve the water supply and sewage disposal

system (the "System") in the City of Marquette (the "City") by replacing certain of the System's water and sewer mains and laterals (the "Improvements"); and

WHEREAS, the cost of improving the System is estimated to be approximately Seven Hundred Fifty Thousand Dollars (\$750,000); and

WHEREAS, pursuant to Ordinances No. 165 and 309 (the "Prior Ordinances"), the City has heretofore issued its "Water Supply and Sewage Disposal System Full Faith And Credit Revenue Bonds, Series 1977" (the "Series 1977 Bonds"), payable from the net revenues of the System, aggregating the original principal sum of \$1,750,000 dated as of October 1, 1977, payable semi-annually on January 1 and July 1 in the years 1979 through 2007. For the payment of the principal of and interest on the Series 1977 Bonds, the City created a first lien on the net revenues of the System, and, as additional and secondary security, the full faith and credit of the city was pledged to pay the principal of and interest on the Series 1977 Bonds when due; and

WHEREAS, the City desires to issue bonds (the "Series 1986 Bonds"), as authorized by the provisions of Act 94, Public Acts of Michigan, 1933, as amended ("Act 94"), to improve the System, the lien of the Series 1986 Bonds on the net revenues of the System to be junior and subordinate to that of the Series 1977 Bonds and any additional bonds issued pursuant to the Prior Ordinances; and

WHEREAS, as additional security for payment of principal and interest on the Series 1986 Bonds, the City desires to pledge to the Authority all of the payments that the City is eligible to receive pursuant to Act 140, Public Acts of Michigan, 1971, as amended ("Act 140"); and

WHEREAS, the City wishes to sell the Series 1986 Bonds in a private negotiated sale to the Michigan Municipal Bond Authority (the "Authority") as authorized by Act 227, Public Acts of Michigan, 1985, as amended ("Act 227").

THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF MARQUETTE, as follows:

1. AUTHORIZATION OF BONDS -- PURPOSE. Series 1986 Bonds of the City, aggregating the principal sum of Seven Hundred Fifty Thousand Dollars (\$750,000), shall be issued and sold pursuant to the provisions of Act 94, Public Acts of Michigan, 1933, as amended, and other applicable statutory provisions, for the purpose of defraying part of the cost of improving the System by replacing certain water and sewer mains and laterals of the System.

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2. BOND DETAILS. The Series 1986 Bonds shall be designated "Water Supply and Sewage Disposal System Revenue Bonds (Junior Lien), Series 1986"; shall have an original issue date of October 30, 1986; shall be numbered from 1 upwards; shall be fully registered; shall be in the denomination of \$5,000 each or any integral multiple thereof not exceeding the aggregate principal amount for each maturity at the option of the purchaser thereof; shall bear interest at as set forth in the Purchase Contract authorized to be executed and delivered pursuant to paragraph 3, but not exceeding a net interest rate of 7.3 %, shall have annual principal and interest payments not exceeding \$77,500.00; interest shall be payable on May 1, 1987 and semiannually thereafter on the first days of November and May in each year; and principal shall be payable on May 1 in each year as follows:

PRINCIPAL		PRINCIPAL	
YEAR	AMOUNT	YEAR	AMOUNT
1987	\$20,000	1997	\$35,000
1988	20,000	1998	40,000
1989	20,000	1999	40,000
1990	25,000	2000	45,000
1991	25,000	2001	45,000
1992	25,000	2002	50,000
1993	25,000	2003	55,000
1994	30,000	2004	60,000
1995	30,000	2005	60,000
1996	35,000	2006	65,000

3. SALE OF SERIES 1986 BONDS TO THE MICHIGAN MUNICIPAL BOND AUTHORITY. The City Commission hereby determines that the Series 1986 Bonds shall be sold at a private negotiated sale to the Michigan Municipal Bond Authority (the "Authority"), as authorized by Act 227, Public Acts of Michigan, 1985, as amended ("Act 227"). The sale shall be made pursuant to the terms and conditions set forth in a Purchase Contract in the form attached hereto as Exhibit A (the "Purchase Contract"), and the City Commission hereby approves the form of the Purchase Contract. The City Commission approves the Revenue Sharing Pledge Agreement in the form attached hereto as Exhibit B (the "Revenue Sharing Pledge Agreement"). The Mayor, the City Clerk, the City Treasurer and City Finance Director are each severally authorized to negotiate interest rates within the limits set forth in paragraph 2 and to execute and deliver the Purchase Contract, the Series 1986 Bonds, a Non-Arbitrage Certificate, a Non-Litigation Certificate, the Revenue Sharing Pledge Agreement and such other certificates or documents as the Authority and bond counsel shall require.

4. PAYMENT OF PRINCIPAL AND INTEREST. The principal of and interest on the Series 1986 Bonds shall be payable in lawful money of the United States. The Series 1986 Bonds and the interest thereon shall be payable solely from net revenues derived from the operation of the System, including future improvements, enlargements, extensions and repairs thereto. To

secure the payment of the principal and interest on the Series 1986 Bonds, and on any additional bonds of equal standing which may be issued as permitted by the terms of this Resolution, there is hereby created a statutory lien upon the whole of the net revenues of the System which shall be junior and subordinate to the lien securing the Series 1977 Bonds and any additional bonds issued pursuant to the Prior Ordinances. As additional security for the payment of principal and interest on the Series 1986 Bonds, the City has pledged to the Authority all of the payments that it is eligible to receive pursuant to Act 140, Michigan Public Acts, 1971, as amended ("Act 140"), according to the terms and conditions set forth in the Revenue Sharing Pledge Agreement. The lien shall continue until payments in full of the principal of and interest on all the Series 1986 Bonds and any additional bonds having a lien on the net revenues of the System pursuant to this Resolution payable from the net revenues of the System, or, until sufficient cash or direct obligations of the United States of America or obligations the principal of and interest on which is fully guaranteed by the United States of America, not redeemable at the option of the Issuer, the principal and interest payments on which, without reinvestment of interest, come due at such times and in such amounts as to be fully sufficient to pay, when due, the principal of, redemption premium, if any, and interest on the Series 1986 Bonds on the stated maturity date or earlier redemption, shall have been deposited in trust for payment in full for all Series 1986 Bonds with respect to which this Resolution is to be defeased to their maturity, or, if called for redemption, to the date fixed for redemption. Upon such deposit, the statutory junior lien herein created shall be terminated with respect to the Series 1986 Bonds, the holders of the Series 1986 Bonds shall have no further rights under this Resolution except for payment from the deposited funds, and the Series 1986 Bonds shall no longer be considered to be outstanding under this Resolution.

The Series 1986 Bonds are payable as to principal, premium, if any, and interest at the principal corporate trust office of Comerica Bank-Detroit, Detroit, Michigan, or at such other place as shall be designated in writing to the City by the Authority (the "Authority's Depository"). The City agrees that it will deposit with the Authority's Depository payments of and principal of, premium, if any, and interest on the Series 1986 Bonds in immediately available funds at least two (2) business days prior to the date on which any such payment is due whether by maturity, redemption or otherwise.

5. OPTIONAL REDEMPTION. The Series 1986 Bonds are subject to optional redemption in whole or in part in such order as the City shall determine, in integral multiples of \$5,000 on any date on or after May 1, 1996 at the following redemption prices (expressed as percentages of their principal amounts), plus accrued interest to the redemption date.

Period During Which Redeemed

Price

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May 1, 1996 to April 30, 1997, inclusive	102%
May 1, 1997 to April 30, 1998, inclusive	101-1.2%
May 1, 1998 to April 30, 1999, inclusive	101%
May 1, 1999 to April 30, 2000, inclusive	100-1/2%
May 1, 2000 and thereafter	100%

Written notice of such redemption must be given to the Authority's Depository by the City at least 35 days prior to the date on which such redemption is to be made, so long as the Authority is the owner of the Series 1986 Bonds, and thereafter by mail at least 20 days prior to the redemption date to the holders of the Series 1986 Bonds on the last day of the month preceding the month in which notice is to be given.

6. BOND REGISTRAR AND PAYING AGENT. Until a successor is appointed, the Treasurer of the City shall act as the bond registrar and paying agent for the Series 1986 Bonds.

7. EXECUTION, AUTHENTICATION, AND DELIVERY OF THE SERIES 1986 BONDS. The Series 1986 Bonds shall be executed in the name of the City with the actual or facsimile signatures of the Mayor and the City Clerk and the seal of the City (or a facsimile thereof) shall be impressed or imprinted on the Series 1986 Bonds. No Series 1986 Bond shall be valid until authenticated by the bond registrar or paying agent. After the Series 1986 Bonds have been executed and authenticated for delivery to the Authority, they shall be delivered by the City Treasurer to the Authority upon receipt of the purchase price. Additional Series 1986 Bonds bearing the facsimile signatures of the Mayor and City Clerk and upon which the seal of the City (or a facsimile thereof) is impressed or imprinted may be delivered to the bond registrar and paying agent for authentication and delivery in connection with the exchange or transfer of Series 1986 Bonds. The bond registrar and paying agent shall indicate on each Series 1986 Bond the date of its authentication.

8. EXCHANGE AND TRANSFER OF SERIES 1986 BONDS. Any Series 1986 Bond may be transferred upon the books required to be kept pursuant to this section by the person in whose name it is registered, in person or by his duly authorized attorney, upon surrender of the Series 1986 Bond for cancellation, accompanied by delivery of a duly executed written instrument of transfer in a form approved by the bond registrar and paying agent. Whenever any Series 1986 Bond or Series 1986 Bonds shall be surrendered for transfer, the City shall execute and the bond registrar and paying agent shall authenticate and deliver a new Series 1986 Bond or Series 1986 Bonds, for like aggregate principal amount. The bond registrar and paying agent shall require payment by the bondholder requesting the transfer of any tax or other governmental charge required to be paid with respect to the transfer. The date of determination of registered owner for purposes of payment of interest as provided in this Resolution may be changed by the City to conform to market practice in the future. The principal of the

Series 1986 Bonds shall be payable at the principal corporate trust office of Comerica Bank-Detroit, Detroit, Michigan, so long as the Authority is the owner of the Series 1986 Bonds and thereafter at the principal office of the bond registrar and paying agent.

9. BONDHOLDERS' RIGHTS; RECEIVER. The registered owner or owners of the Series 1986 Bonds representing in the aggregate not less than twenty percent (20%) of the entire principal amount thereof outstanding may, by suit, action, mandamus, or other proceedings, protect and enforce the statutory junior lien upon net revenues and may, by suit, action, mandamus or other proceedings, enforce and compel performance of all duties of the officers of the City, including the fixing of sufficient rates, the collection of revenues, the proper segregation of the revenues of the City and the proper application thereof.

If there is a default in the payment of principal of or interest on the Series 1986 Bonds, any court having jurisdiction in any proper action may appoint a receiver to administer the System on behalf of the City and under the direction of the court, and by and with the approval of the court to perform all of the duties of the officers of the City more particularly set forth herein and in Act 94.

The registered owner or owners of the Series 1986 Bonds shall have all other rights and remedies given by Act 94 and law for the payment and enforcement of the Series 1986 Bonds and the security therefor.

10. OPERATION AND FISCAL YEAR. The System shall continue to be operated upon the basis of a fiscal year commencing July 1 and ending June 30.

11. RATES AND CHARGES. Except as such rates and charges and methods of collection and enforcement may be hereafter modified, the rates and charges for service furnished by the System and the methods of collection and enforcement of the collection of the rates shall be those in effect on the date of adoption of this Resolution.

12. NO FREE SERVICE OR USE. No free service or use of the System shall be furnished by the System to any person, firm or corporation, public or private, or to any public agency or instrumentality, except as may be required by law.

13. FIXING AND REVISING RATES; RATE COVENANT. The rates now in effect are estimated to be sufficient to provide for the payment of the expenses of administration and operation of the System and such expenses for the maintenance thereof as may be necessary to preserve the same in good repair and working order; to provide for the payment of the principal of and interest on all bonds payable therefrom, as and when the same shall become due and payable, and for the maintaining of a

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reserve for the payment of principal of and interest on the Series 1977 Bonds; and to provide for such other expenditures and funds for the System as required by the Prior Ordinances and this Resolution. Rates shall be fixed and revised from time to time by the Commission so as to produce the foregoing amounts, and the City covenants and agrees to maintain at all times such rates for service furnished by the System as shall be sufficient to provide for the foregoing.

14. FUNDS AND ACCOUNTS; FLOW OF FUNDS. All revenues of the System shall continue to be set aside as collected and credited to the WATER SUPPLY AND SEWAGE DISPOSAL SYSTEM RECEIVING FUND (the "Receiving Fund"). In addition, except as otherwise provided herein and the Prior Ordinances, the funds in the Receiving Fund on the date of the issuance and delivery of the Series 1986 Bonds and revenues credited to the Receiving Fund are pledged for the purpose of the following funds and shall be transferred from the Receiving Fund periodically in the manner and at the times and in the following order of priority:

A. OPERATION AND MAINTENANCE FUND. There shall be first set aside in, or credited to, the OPERATION AND MAINTENANCE FUND established pursuant to the Prior Ordinances (the "Operation and Maintenance Fund"), periodically, a sum sufficient to provide for the payment of all expenses of administration and operation of the System and such current expenses for the maintenance thereof as may be necessary to preserve the System in good repair and working order.

B. SERIES 1986 BOND AND INTEREST REDEMPTION FUND: There shall be established and maintained a separate depositary fund designated SERIES 1986 BOND AND INTEREST REDEMPTION FUND (the "Redemption Fund"), the moneys on deposit therein from time to time to be used solely for the purpose of paying the principal of, redemption premiums, if any, and interest on the Series 1986 Bonds. The moneys in the Redemption Fund shall be kept on deposit with the paying agent. After provision for the Operation and Maintenance fund and the principal of, redemption premium, if any and interest on all bonds secured by a lien on the net revenues of the System prior to the lien securing the Series 1986 Bonds and any other bonds issued under this Resolution, there shall be set aside in the Redemption Fund a sum sufficient to provide for the payment, when due, of the current principal of and interest on the Series 1986 Bonds, less any amount in the Redemption Fund representing accrued interest on the Series 1986 Bonds.

C. SURPLUS MONEYS: Any revenues remaining in the Receiving Fund at the end of any operating year after satisfying the foregoing requirements of this Section shall be deemed to be surplus moneys, and may, at the option of the City, be used and applied for any purpose related to the System for which the foregoing funds and accounts were established; provided however, that if there should be any deficit in the Operation and Maintenance Fund or the Redemption Fund, then deposits of surplus moneys shall be made to such funds in the priority and order named to the extent of any such deficit.

15. DEPOSITARY AND FUNDS ON HAND. Moneys in the several funds and the accounts established pursuant to this Resolution may be kept in one or more bank accounts at a bank or banks designated by resolution of the Commission, and if kept in one bank account the moneys shall be allocated on the books and records of the City in the manner and at the time provided in this Resolution.

16. PRIORITY OF FUNDS. In the event the moneys in the Receiving Fund are insufficient to provide for the current requirements of the Operation and Maintenance Fund, the Bond and Interest Redemption Fund established by the Prior Ordinances or the Redemption Fund, any moneys or securities in other funds of the System, except the proceeds of the sale of any Series 1986 Bond, shall be credited or transferred, first, to the Operation and Maintenance Fund, second, to the Bond and Interest Redemption Fund established by the Prior Ordinances, and third, to the Redemption Fund, to the extent of any deficit therein.

17. INVESTMENTS. Except as herein otherwise provided, moneys in the funds and accounts established herein and moneys derived from the proceeds of sale of the Series 1986 Bonds may be invested by the City in obligations of the United States of America, in obligations the principal of and interest on which is fully guaranteed by the United States of America, and in certificates of deposit of any bank whose deposits are insured by the Federal Deposit Insurance Corporation. Profit realized or interest income earned on investment of funds in the Receiving Fund, Operation and Maintenance Fund, and Redemption Fund shall be deposited in or credited as received to the Receiving Fund.

18. BOND PROCEEDS. From the proceeds of the sale of the Series 1986 Bonds there shall be immediately deposited in the Redemption Fund an amount equal to the accrued interest and premium, if any, received on the delivery of the Series 1986 Bonds. The balance of the proceeds of the sale of the Series 1986 Bonds shall be deposited in the construction fund (the "Construction Fund") to pay for costs of constructing the improvements to the System.

19. COVENANTS. The City hereby covenants and agrees with the holder or holders, from time to time, of the Series 1986 Bonds herein proposed to be issued, that it will punctually perform all duties with reference to the System and the Series 1986 Bonds required by the constitution and laws of the State of Michigan and by this Resolution; that it will not sell, lease, mortgage or in any manner dispose of the System or any substantial part thereof, until all bonds payable from the revenues thereof shall have been paid in full; and that it will not, to the extent permitted by law, permit any person, firm or corporation to compete with it in the furnishing of water supply and sanitary sewage collection and treatment services to

premises within its corporate limits. The City further covenants and agrees with the holder or holders of the Series 1986 Bonds that it will maintain the System in good condition and operate the same in an efficient manner and at a reasonable cost, so long as any of the Series 1986 Bonds are outstanding; that it will maintain insurance on the System for the benefit of the holder or holders of the Series 1986 Bonds in an amount which usually would be carried by private companies engaged in a similar type of business; that it will prepare, keep and file such records, statements and accounts as may be required by Act No. 94, Michigan Public Acts of 1933, as now or hereafter amended; that it will promptly file with the Authority a copy of the annual audit of the System prepared by a certified public accountant, within one hundred twenty (120) days after the close of each fiscal year; and that it will furnish a copy of the foregoing statement and audit to any bondholder upon payment of the actual cost of such copy.

20. ADDITIONAL BONDS. The City shall have the right to issue additional bonds of equal standing in a sum necessary for the completion of the project herein described in the event the proceeds of the Series 1986 Bonds are not sufficient for such purposes. No additional bonds payable from the net revenues of the System which have equal standing with the Series 1986 Bonds herein authorized may be issued for the purpose of improving, enlarging and/or extending the System, unless the average actual net revenues for the last two (2) preceding fiscal years or the actual net revenues for the last preceding fiscal year, whichever shall be the lower, plus the lowest estimated additional net revenues to be derived in any fiscal year commencing more than one year after the completion date of the improvements as fixed in the ordinance authorizing the issuance of such additional bonds, from the improvements, enlargements and extensions to be financed by such additional bonds, shall be equal to at least 100% of the largest amount of principal and interest thereafter maturing in any fiscal year on the bonds then outstanding payable from the revenues of the System and on such additional bonds then being issued.

No such additional bonds shall be issued if the System shall then be in default in making any payments to the Operation and Maintenance Fund, the Bond and Interest Redemption Fund established under the Prior Ordinances or the Bond and Interest Redemption Fund. Permission by the Department of Treasury of the State of Michigan, or such other state commission or agency as shall have jurisdiction over the issuance of municipal bonds, to issue such additional bonds shall constitute a conclusive presumption of the existence of conditions permitting the issuance thereof.

21. FORM OF SERIES 1986 BONDS. The Series 1986 Bonds shall be in substantially the following form:

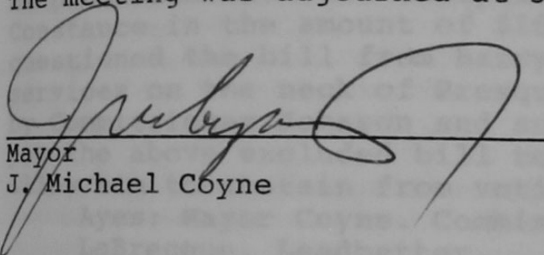
22. SEVERABILITY; PARAGRAPH HEADINGS; AND CONFLICT. If any section, paragraph, clause or provision of this Resolution shall be held invalid, the invalidity of such section, paragraph, clause or provision shall not affect any of other provisions of this Resolution. The paragraph headings in this Resolution are furnished for convenience of reference only and shall not be considered to be a part of this Resolution.

23. PUBLICATION OF BOND RESOLUTION. A copy of this Resolution shall be published in The Mining Journal, Marquette, Michigan, once in full. This Resolution will become effective immediately upon its adoption.

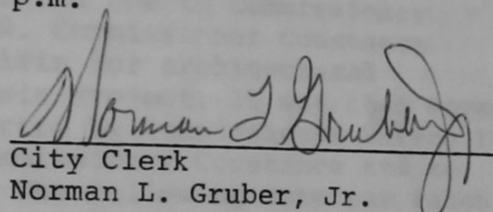
24. CONFLICTING RESOLUTIONS. All resolutions and parts of resolutions insofar as they may be in conflict herewith are hereby rescinded.

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

The meeting was adjourned at 5:35 p.m.



Mayor
J. Michael Coyne



City Clerk
Norman L. Gruber, Jr.

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

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

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

ABSENT: None.

It was moved by Commissioner Johnson, supported by Commissioner Acocks, and carried unanimously to approve the minutes of the October 14 regular and October 20 special Commission meetings as presented.

Total bills payable in the amount of \$726,762.07 were presented. It was moved by Commissioner Johnson, supported by Commissioner Berube, and carried unanimously to pay these bills as presented with the exception of the one to Commissioner Constance in the amount of \$106.00. Commissioner Constance questioned the bill from Barry Polzin for architectural services on the neck of Presque Isle Project. It was then moved by Commissioner Johnson and supported by Commissioner Berube to pay the above excluded bill to Commissioner Constance and to allow him to abstain from voting. The following vote was taken:

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

Nays: None.

Abstention: Commissioner Constance.

During the time set for announcing additional agenda items, Commissioner Berube asked that item 17, discussion of the City Attorney's salary be added and that item 15b be removed from the consent agenda and placed as item 18.

Mayor Coyne then made the following proclamation:

CHRISTMAS SEAL MONTH

WHEREAS, 1986 marks the 79th Anniversary of the Christmas Seal, the symbolic emblem of the American Lung Association, which has aided generations of our people in the Nation's first voluntary citizen supported effort to fight disease; and

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

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

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

NOW, THEREFORE, BE IT RESOLVED, that I, J. Michael Coyne, Mayor of the City of Marquette declare that the month of December, 1986 be Christmas Seal Month in recognition of the volunteers of the American Lung Association of the Upper Peninsula for their work on behalf of the health and well-being of the people.

Mayor Coyne then formally recognized the accounting firm of Ernst and Whinney for their contribution of flagpoles which have been placed in the Lower Harbor Park. He thanked this firm for continued support and effort toward completion of the park development.

Mayor Coyne then recognized firefighter Robert Phillips upon his selection as Marquette County Firefighter of the Year. Mayor Coyne noted that this was based in large part upon a rescue Mr. Phillips had made at a fire late last year. He noted that certificates of recognition have been prepared for Firefighter Phillips and Police Detective Salvatore Sarvello who assisted Mr. Phillips in this rescue.

Mayor Coyne then announced that this was the time and date set for a public hearing on a rezoning at 910 Wright Street. There being no one to address the Commission, the hearing was closed. Following the reading of the recommendation from the Planning Commission, it was moved by Commissioner Constance, supported by Commissioner Acocks, and carried unanimously to concur with the recommendation and to rezone the 80 x 236 foot parcel from RM-multiple family residential to BC-community business.

During the time set for citizens wishing to address the Commission, Lynn Swadley, representing the Marquette Area Bahai Community, presented a peace proclamation. Jean Suckow said that both her son and her daughter have been injured in accidents at the intersection of Rublein and Washington. She said something should be done to make that intersection safer. Joseph Rose asked to speak on item 7. Bill Niepoth, representing Peninsula Sanitation, gave a brief report on the status of the fall leaf pickup. City Manager Svanda reported that the Engineering and Police Departments and the State Department of Transportation have been reviewing traffic safety

in the community and have proposed changes for the Rublein - Washington intersection. He said that an attempt is being made to incorporate these changes into the McClellan Avenue extension and improvement project. Mr. Niepoth answered questions from the Commissioners about the leaf pickup.

A communication from the Marquette County Transit Authority, recommending award of a contract for renovation of the Marquette Transportation Center for the State Police Crime Lab. It was moved by Commissioner Acocks, supported by Commissioner Berube, and carried unanimously to award this contract to Ron LaBonte Builders in the amount of \$466,013.69 including base bids A and B and four change orders.

A communication from the Marquette County Transit Authority recommending extension of a contract with Sundberg, Carlson, and Associates for architectural services for the crime lab was read. It was moved by Commissioner Constance, supported by Commissioner Leadbetter, and carried unanimously to approve this contract extension with Sundberg, Carlson, and Associates and to authorize the Mayor and City Clerk to execute it.

A report and recommendation from the City Manager, regarding the status of the demolition of the Rosewood Inn, was read. A second communication from Commissioner Leadbetter certifying the safety of the canopy as a registered professional engineer was read. Following a discussion, it was moved by Commissioner Constance, supported by Commissioner Acocks, and carried unanimously that the City consider the repairs by Mr. Rose as being complete per the contract executed with him this summer and to renovate the building to code. Mr. Rose addressed the Commission thanking them for the additional time to get his building into order. City Manager Svanda noted that the building is not in compliance with City Codes at this time and that the City Commission action does not find it so. He said that under the contract with Mr. Rose, he has one year to bring it up to code and suggested that the dates for completion of that project be established now. It was moved by Mayor Coyne, supported by Commissioner Berube, and carried unanimously that the date for completion be October 27, 1987. Mr. Rose addressed the Commission saying that he would speak to his attorney about dropping the appeal of the condemnation order. Mayor Coyne asked Mr. Rose to inform the Commission if this appeal is not going to be dropped. He said that if it is not dropped, he will propose reconsidering the Commission's action.

A report and recommendation from the City Manager, regarding bids for the Neck of Presque Isle Project, was read. Following a discussion, it was moved by Mayor Coyne, supported by Commissioner Johnson, and carried unanimously to delay a final decision on these bids until after a meeting with the Shiras Institute and the Kaufman Foundation to be held Wednesday morning. Architect Barry Polzin answered questions about the possible reduction in scope of the project. It was moved by

Commissioner Leadbetter, supported by Commissioner Berube, and carried unanimously to hold a special meeting at 5:00 p.m. on Thursday, October 30 to discuss the bids for the Neck of Presque Isle Project.

A report and recommendation from the City Manager, regarding the creation of a Sands-Marquette Solid Waste Management Authority, was read. Following a brief discussion, it was moved by Commissioner Acocks, supported by Commissioner Johnson, and carried unanimously to approve the Articles of Incorporation as proposed, to authorize the City Manager to make any necessary final adjustment in the Articles, and to authorize the Mayor and City Clerk to execute them.

A report and recommendation from the City Manager, regarding bids for the erection of a pole warehouse building at the Public Works site, was read. It was moved by Commissioner LaBrecque, supported by Commissioner Leadbetter, and carried unanimously to award the contract for this project to Gary Niemela, Inc. in the amount of \$64,497, to add to the bid price an amount of \$3,560 for insulation of the roof, to approve five year financing with the First National Bank of Marquette at a rate of 6.75%, to authorize the Mayor and City Clerk to execute any and all documents related to this project on behalf of the City, and to appropriate \$28,560 from the contingency fund to cover this year's share of the project.

A report and recommendation from the City Manager, regarding an operating agreement with the Downtown Development Authority for the Bluff Street Parking Structure, was read. It was moved by Commissioner LaBrecque and supported by Mayor Coyne to approve this contract and to authorize the Mayor and City Clerk to execute it. Commissioners Berube, Constance, and Leadbetter declared conflicts of interest because they all own property in the special assessment district for the parking structure. The following vote was taken:

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

Nays: None.

Abstention: Commissioners Berube, Constance, Leadbetter. The motion was carried.

A report and recommendation from the City Manager, regarding a request for proposals for a Commission goal-setting session, was read. It was moved by Commissioner LaBrecque, supported by Commissioner Berube, and carried unanimously to concur with the City Manager's recommendation and to hire Mr. J. Patrick as facilitator for this session and to appropriate \$2,000 from the contingency fund to pay for the costs of the session. Commissioners discussed dates available for the session and agreed that January 9 and 10 would be good dates. Five of the Commissioners agreed that it would be better to hold the session outside of the City.

Commissioners then agreed to query the School Board as to an appropriate date for a meeting on drainage problems near the High School football field. City Manager Svanda then asked for direction on preparation of materials for the work session on the RFP process. He said that his materials would be ready during the month of December. Commissioners agreed to invite local architects, engineers, and accounting firms to discuss the RFP process at that meeting and to set the date for the meeting at a later time.

The City Clerk then presented the Consent Agenda. It was moved by Commissioner Leadbetter, supported by Commissioner LaBrecque, and carried unanimously to approve the Consent Agenda as follows:

A. Award of the bid for snowplowing and snow removal services on municipal parking lots to B & Me Limited as the low bidder in the amount of \$12,323.58.

C. Adoption of a resolution amending the \$750,000 Water and Sewage Revenue Bond 1986 Series Resolution.

D. Approval of an indemnity agreement with the L.S. & I. Railroad Company for City use of the HarborMaster's office and authorization of the Mayor and City Clerk to execute it. The following resolution was adopted:

WHEREAS, this City Commission does hereby determine that it is necessary to amend its resolution entitled "Water Supply and Sewage Disposal System Revenue Bonds (Junior Lien), Series 1986 Resolution" (the "Resolution") adopted on October 20, 1986.

THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF MARQUETTE, as follows:

1. AMENDMENT TO RESOLUTION. Paragraph numbered 2 of the Resolution is hereby amended by replacing the words "May 1" with the words "November 1" in the last place it appears in such paragraph.

2. PUBLICATION. A copy of this Amending Resolution shall be published in The Mining Journal, Marquette, Michigan, once in full. This Amending Resolution will become effective immediately upon its adoption.

3. CONFLICTING RESOLUTIONS. Except as expressly amended hereby the Resolution remains in full force and effect.

Mayor Coyne then noted the resignation of Lon Emerick from the Parks and Recreation Advisory Board. He then made the following reappointments to the City Commission on Aging: Wilhelmina Harvigh, Evelyn McKindles, William Chesney for terms expiring October 14, 1989, and Reverend Michael Foley to a new term expiring September 30, 1987.

Mayor Coyne noted the communications from the County Clerk regarding vacancies on the Central Dispatch Policy Board, the Marquette County Transit Authority, and other County Boards and Commissions. He asked Commissioners for recommendations or interested persons to contact the City Manager's office.

Mayor Coyne announced that this was the time set for discussion of the City Attorney's salary. It was moved by Commissioner Berube and supported by Mayor Coyne to reconsider the previous action setting the City Attorney's salary for this year. The following vote was taken:

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

Nays: Commissioners Acocks, Constance.

The motion was carried. It was then moved by Commissioner Berube and supported by Mayor Coyne to give the City Attorney a 2% raise effective November 1, 1986. The following vote was taken:

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

Nays: Commissioner Constance.

The motion was carried.

A report and recommendation from the City Manager, regarding a Lower Harbor Marina Update professional services contract, was read. It was moved by Commissioner Berube and supported by Commissioner Constance to take this money from the General Fund Contingency Fund, not from the Marina Fund. Following a lengthy discussion regarding the revenues from the Lower Harbor Marina and the status of the Marina Fund, it was moved by Commissioner Leadbetter, supported by Commissioner Johnson, and carried unanimously to table this matter.

Mayor Coyne then announced that this was the time set for citizens wishing to address the Commission. Perry Laing said that he is concerned about the traffic flow pattern on Presque Isle Avenue between Kaye and Waldo. He said that the eastern northbound lane should be made a right turn only lane.

It was then moved by Commissioner Constance, supported by Commissioner Berube, and carried unanimously to take item 18 off the table. City Manager Svanda reported on budgetary revenues from the Lower Harbor Marina that have been included in the Marina Fund. Commissioner Berube then withdrew the original motion. It was then moved by Commissioner Berube, supported by Commissioner Leadbetter, and carried unanimously to approve the contract with United Design Associates, to authorize the Mayor and City Clerk to execute it, and to appropriate \$900.00 from the Marina Fund and \$600.00 from the contingency fund to cover the City's share of this project.

Commissioner Constance asked if the City recognizes certain hours or has an ordinance covering trick-or-treating on Halloween. City Manager Svanda said there is not and that the City has received criticism for attempting to establish this in the past. Police Chief Johnson said that they recommend trick-or-treating during daylight hours or that after dark a parent with a flashlight go with the children and that they wear light colored clothing.

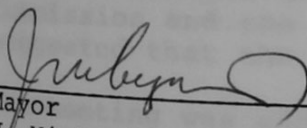
Commissioner Constance reminded people to vote in the election next week and observe that traffic speed enforcement was taking place on Front Street. Mayor Coyne commended W.A.N.D. for dedication of their peace mural, noted an opportunity for City officials to visit incinerator projects and said that the City Manager, Public Works Director, and a Commissioner should go, urged people to vote in the election next week, and asked the status of the City's smoking ordinance.

Commissioner Johnson said that she has received calls supporting the better enforcement of speed laws, said that problems on Prospect and West Ridge Street have been taken care of, said that the Police Department can pick up dogs on weekends when the dog warden is not on duty, and asked if the Public Works Department would be assisting Peninsula Sanitation with the fall leaf pickup. City Manager Svanda reported that the Public Works crews are busy with other projects and there were no plans for them to assist with the leaf pickup.

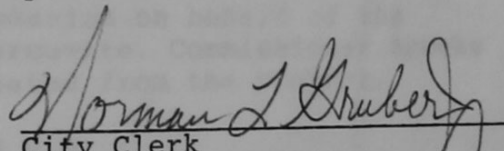
Commissioner Johnson also said that the City does provide activities for young people on Halloween. Parks and Recreation Director Turausky described these activities. Commissioner Johnson said that it has been a pleasure serving with Commissioner LaBrecque.

Commissioner LaBrecque noted that the City of Kalamazoo will be trying out volunteer firemen and policemen and that the City should keep a careful eye on the success of that project. City Manager Svanda congratulated Assistant City Manager Evans on the birth of a daughter yesterday.

The meeting was adjourned at 9:15 p.m.



Mayor
J. Michael Coyne



City Clerk
Norman L. Gruber

October 27, 1986

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Commissioner Johnson stated that the City of Marquette is a small city with a population of approximately 13,000 people. He stated that the City is currently facing a number of challenges, including a budget deficit and a need for infrastructure improvements. He stated that the City is currently working on a number of projects, including a new water treatment plant and a new sewerage treatment plant. He stated that the City is also working on a number of other projects, including a new police station and a new fire station. He stated that the City is currently working on a number of other projects, including a new police station and a new fire station.

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OFFICIAL PROCEEDINGS OF THE
MARQUETTE CITY COMMISSION
Monday, October 30, 1986

A special meeting of the Marquette City Commission was duly called and held at 5:00 p.m. on Thursday, October 30, 1986 in Commission Chambers of City Hall.

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

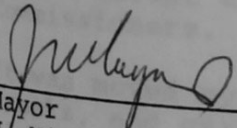
Mayor Coyne then announced that the call for the special meeting was to discuss the bids for the Neck of Presque Isle Project.

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

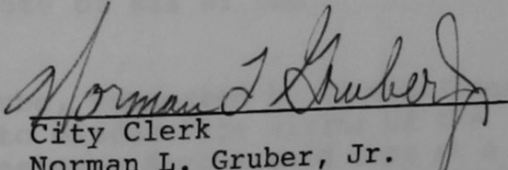
A report and recommendation from the City Manager regarding these bids was read. Architect Barry Polzin described the revisions to the project including elimination of some items and alteration of others. Following a discussion, it was moved by Commissioner Leadbetter, supported by Commissioner Berube, and carried unanimously to concur with the City Manager's recommendation to alter the project as proposed, to award the bid to Closner Construction Company in the amount of \$714,000, and to appropriate \$30,000 from the current year contingency fund as the City's actual share of the project.

Mayor Coyne said that he will send letters of thanks to the Shiras Institute and Kaufman Foundation on behalf of the Commission and the citizens of Marquette. Commissioner Acocks suggested that the arch be eliminated from the project.

The meeting was adjourned at 5:18 p.m.



Mayor
J. Michael Coyne



City Clerk
Norman L. Gruber, Jr.

OFFICIAL PROCEEDINGS OF THE
MARQUETTE CITY COMMISSION
Monday, October 30, 1986

A special meeting of the Marquette City Commission was duly called and held at 5:00 p.m. on Thursday, October 30, 1986 in Commission Chambers of City Hall.

PRESENT: Mayor Coyne, Commissioners Acock, Berube,
Constance, Johnson, Labrecque, Leadbetter.
ABSENT: None.

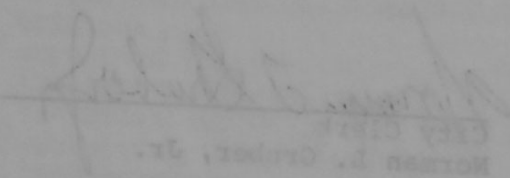
Mayor Coyne then announced that the call for the special meeting was to discuss the bids for the Heck of Presque Isle Project.

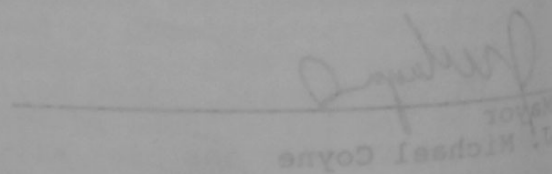
There were no citizens wishing to address the Commission during the time set for that purpose.

A report and recommendation from the City Manager regarding these bids was read. Architect Barry Politz described the revisions to the project including elimination of some items and alteration of others. Following a discussion, it was moved by Commissioner Leadbetter, supported by Commissioner Berube, and carried unanimously to concur with the City Manager's recommendation to alter the project as proposed, to award the bid to Closter Construction Company in the amount of \$714,000, and to appropriate \$30,000 from the current year contingency fund as the City's actual share of the project.

Mayor Coyne said that he will send letters of thanks to the Shira Institute and Kaufman Foundation on behalf of the Commission and the citizens of Marquette. Commissioner Acock suggested that the arch be eliminated from the project.

The meeting was adjourned at 5:18 p.m.


Norman L. Gruber, Jr.
City Clerk


J. Michael Coyne
Mayor

OFFICIAL PROCEEDINGS OF THE
MARQUETTE CITY COMMISSION
Wednesday, November 5, 1986

A special meeting of the Marquette City Commission was duly called and held at 5:00 p.m. on Wednesday, November 5, 1986 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 this meeting was to discuss Commission operating rules. He welcomed Commissioner-elect Frank Sciotto to the meeting.

Mayor Coyne said that Commissioner Acocks has to be absent from next Monday's Commission meeting and has requested permission to submit absentee ballots for the election of the Mayor and Mayor Pro Tem. Commissioner Acocks presented her position. It was noted that the City Attorney had prepared a report on this proposal including analysis of the time that it had been done previously. It was moved by Commissioner Acocks and supported by Commissioner Constance that City Commissioners be allowed, in the case of necessary absence from the organizational meeting, to submit a notarized written ballot to be cast in that Commissioners' absence for Mayor and Mayor Pro Tem.

Following considerable discussion, the following vote was taken:

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

Nay: Commissioner Leadbetter.

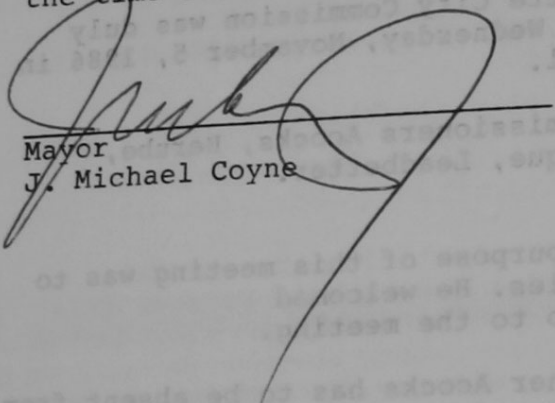
The motion was carried.

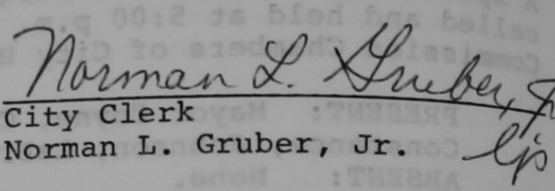
Mayor Coyne then announced that no items could be added to the agenda except at the unanimous vote of all of the Commissioners.

It was moved by Commissioner Berube, supported by Commissioner Acocks, and carried unanimously to discuss the siting of the Olympic Training Facility. Commissioner Berube said that at a meeting held yesterday, City staff had been invited to discuss the facility siting. He said that this meeting should have included at least one elected City official. City Manager Svanda said that that meeting had been a process of space needs evaluation and that the City staff had been asked to discuss utilities, traffic, and the effects on the Lakeview Arena. He said the University representatives are setting up a meeting, to be held at a higher level with local officials, to discuss other issues relating to the siting of the training facility. The Commission discussed at some length the University's

position on use of Lakeview Arena and the inclusion of ice facilities in the Olympic Training Facility.

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


Mayor
J. Michael Coyne


City Clerk
Norman L. Gruber, Jr.

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

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

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

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

Mayor Coyne opened the meeting by recognizing the hard work and contributions made by each of the City Commissioners and all of the citizen volunteers serving on the City's boards and committees. He listed many of the accomplishments of the City Commission and Administration during the past year noting in particular that the Commission had adopted a budget in May which incorporated no increase taxes and a 2.3 million dollar cut in operating expenditures, due in large part to cuts in state and federal funding. He said that items which should be addressed during the coming year were fostering economic development, development of a strong and fair smoking ordinance, work on long and short term goal setting by the Commission, and the upcoming report from the Ad-Hoc Committee to study the budget. He said that this Committee's report will propose further budget reductions so that additional money can be spent on infrastructure repair. Mayor Coyne then asked retiring Commissioner LaBrecque to step to the podium where he was presented with a plaque commemorating his years of service on the Commission. Mayor Coyne expressed the City's appreciation for Commissioner LaBrecque's service to the community.

The City Clerk then administered the oath of office to Commissioners-Elect Berube and Sciotto. The City Clerk then distributed ballots for the election of Mayor. On the first ballot, Commissioner Berube was elected Mayor unanimously. Following the administration of the oath of office to Mayor Berube, the City Clerk distributed ballots for the election of Mayor Pro Tem. Commissioner Coyne was elected Mayor Pro Tem by a 5-2 vote on the first ballot. The Clerk administered the oath of office to Mayor Pro Tem Coyne. Mayor Berube then asked retiring Mayor Coyne to step to the podium. Commissioner Coyne was presented with a plaque commemorating his year as Mayor. Mayor Berube said that he had particularly admired Mayor Coyne's leadership during the last year and that his insight, his thoughtful way of running a meeting, and his humor had all been very helpful to the Commission in making difficult decisions.

November 10, 1986

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The roll of the new Commission was then called.

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

ABSENT: Commissioner Acocks.

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

Total bills payable in the amount of \$232,251.30 were presented. It was moved by Commissioner Leadbetter, supported by Commissioner Johnson, and carried to pay these bills as presented.

During the time set for noting additional agenda items, Commissioner Johnson asked that item 8, a letter from Mrs. Ratelle, be added. Commissioner Leadbetter asked that item 9, a report on winter maintenance of the West Washington sidewalks, be added. Commissioner Sciotto expressed his thanks to retiring Commissioner LaBrecque and especially to Mayor Coyne for their assistance to him during their terms of office. Mayor Berube then made the following proclamations:

VETERAN'S DAY

WHEREAS, each year the Nation pauses to observe Veteran's Day in honor of all the members of the United States Armed Forces; and

WHEREAS, in accordance with established practice, one day in November of each year is suitably set aside as Veteran's Day honoring the host of Americans who have in the past, and are now serving their country at home and on foreign soil;

WHEREAS, we truly subscribe to the continuation of Veteran's Day as a day of national recognition of the men and women who, with a great measure of unselfish devotion, have served and sacrificed for this country they so dearly love;

NOW, THEREFORE, as Mayor of the City of Marquette, I do hereby call upon all our citizens on this Eleventh Day of November, 1986, to remember with deepest respect the Veterans of these United States of America, and with fervant hearts join in a universal prayer for peace.

SCOTTISH RITE MASONIC FAMILY LIFE WEEK

WHEREAS, the American family has always been the most important and fundamental unit of our society;

AND, WHEREAS, it is within the family that individuals come to develop their basic moral and ethical values;

AND, WHEREAS, families give all of us a sense of belonging and pass on to us a vital heritage;

AND, WHEREAS, the pressures of everyday life often cause us to take our family for granted;

AND, WHEREAS, we need to be reminded of our personal responsibilities in helping to create a climate that perpetuates the importance of the family;

BE IT RESOLVED that every citizen be urged to make a special commitment to reaffirming his or her personal belief in the family;

AND, BE IT FURTHER RESOLVED that all our institutions - schools, churches, civic organizations and government - do everything they can to uphold family values;

AND, BE IT FURTHER RESOLVED that the Week of November 24 to November 30, 1985 be set aside and be known as Scottish Rite Masonic Family Life Week as all of us work together in an earnest effort to build even stronger families.

SUPPORT MARQUETTE-ALGER YOUNG AUTHOR'S PROGRAM

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

WHEREAS, the MARQUETTE-ALGER YOUNG AUTHOR'S PROGRAM has been developed in the elementary schools in Alger and Marquette Counties by educators who recognize the need to foster writing skills among young people; and

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

WHEREAS, this program involves annual participation of 2,300 or more elementary school students whose writing abilities are greatly enhanced through authorship activities;

NOW, THEREFORE, DO WE PROCLAIM, that the week of November 16 be designated as SUPPORT YOUNG AUTHORS WEEK in the City of Marquette, Michigan as a fitting recognition of this splendid program.

During the time set for citizens wishing to address the Commission, Bill Niepoth, representing Peninsula Sanitation,

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said that they are using a collection unit purchased with state funds and are providing the trucks and personnel to operate the equipment at their own expense. He said that they are running behind in the collection this year but this is the first time that they have done it and it is a learning experience. He said that he is convinced they will be able to do it more quickly next year. He said that with the help of the City crews, they will finish the first sweep through the City this week and will have the final sweep done in a week or so.

A recommendation from the Planning Commission, regarding a request from the American Legion to lease a portion of Park Cemetery to build a parking lot, was read. During discussion, Commissioners agreed that it would be a good idea to allow the American Legion to build this parking lot so that it can be used for Harlow park and to allow the Legion to use it as needed. It was then moved by Commissioner Johnson, supported by Commissioner Constance, and carried to concur with the Planning Commission's recommendation to attempt to resolve the deed restrictions and to enter into an agreement with the American Legion to allow construction of this parking lot.

A report and recommendation from the City manager, regarding the demolition of the house at 425 North Fourth Street, was read. It was moved by Commissioner Leadbetter and supported by Commissioner Johnson to lay this item on the table until the second meeting in December. The following vote was taken:

Ayes: Commissioners Johnson, Leadbetter, Sciotto.

Nays: Mayor Berube. Commissioners Constance and Coyne.

The motion was not carried.

It was then moved by Commissioner Constance and supported by Commissioner Coyne to concur with the City Manager's recommendation and proceed with demolition of the building at 425 North Fourth Street. Following a lengthy discussion, the following vote was taken:

Ayes: Commissioners Constance and Coyne.

Nay: Mayor Berube. Commissioners Johnson, Leadbetter, Sciotto.

It was then moved by Mayor Berube and supported by Commissioner Johnson to give the owner of 425 North Fourth Street until December 15 to have the portion of the building demolished that should be demolished and that if it is not demolished by that date, the City Manager's recommendation as stated in his letter of November 10, 1986 be carried out. Following a brief discussion, the following vote was taken:

Ayes: Mayor Berube. Commissioners Johnson, Leadbetter, Sciotto.

Nays: Commissioners Constance and Coyne.

The motion was carried.

A report and recommendation from the City Manager, regarding a dance permit for the Marquette Club, was read. It was moved by

Commissioner Constance, supported by Commissioner Sciotto, and carried to concur with the staff recommendation and to consider for approval the request from the Marquette Club for a new dance permit to be located at 145 West Washington Street, Marquette, Michigan.

A report and recommendation from the City Manager, regarding award of a contract for the Neck of Presque Isle Project, was read. It was moved by Commissioner Leadbetter, supported by Commissioner Constance, and carried unanimously to concur with this recommendation, to approve a contract with Closner Construction and Sales, Inc. in an amount not to exceed \$714,000 for this project, and to authorize the Mayor and City Clerk to execute it.

A letter from Francis Ratelle, regarding a cost of living increase for retired City employees' pensions, was read. It was moved by Commissioner Johnson and supported by Commissioner Sciotto to add this item for discussion at a future meeting and to direct the Administration to prepare a report on it.

Mayor Berube announced that this was the time set to discuss snowplowing on the West Washington Street sidewalk. A report from Public Works Superintendent Lawry was read. It was moved by Commissioner Leadbetter and supported by Commissioner Johnson to set the next regular meeting as the time and date for a public hearing on an amendment to the snow removal district ordinance to extend the district along all of West Washington Street on both sides of the street. Following a brief discussion, the following vote was taken:

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

Nay: Commissioner Constance.

The motion was carried.

Commissioner Sciotto then expressed his thanks to the voters of Marquette for voting for him in the election and said that it will be a pleasure to serve as a City Commissioner.

Commissioner Coyne congratulated Commissioners Berube and Sciotto upon their election and Commissioner Berube upon his election as Mayor. He said that Commissioner LaBrecque had been appointed and that he had served out his appointment very well. He noted a letter from the Canale Funeral Home offering free burial services for a Police or Fire Officer killed in the line of duty. He also said he hoped that this would not be necessary.

Commissioner Constance questioned the City Manager regarding a report on engineering contract costs and asked for more information. He said that the Mining Journal editorial and strategic planning had been wrong and that \$2,000 for the training of a group that controls a \$20,000,000 budget is not out of line. He commended ex-Mayor Coyne for his excellent

leadership during his year as Mayor and commended the City Clerk and staff for good work on the election last week. He noted that the weekly report from the City Attorney had been very informative.

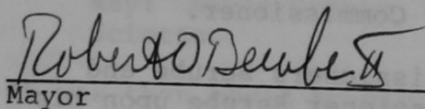
Commissioner Johnson said that she agreed with the Mining Journal editorial on strategic planning. She noted a call from a young veteran regarding the use of a worn out flag at Hurley Field. She expressed her congratulations to Mayor Berube and her appreciation to ex-Mayor Coyne, congratulated City resident Waba Treloar upon his 85th birthday saying he was a fine, capable person and an asset to the City, and said that she was glad Bill Niepoth had come to report on the leaf pickup.

Commissioner Leadbetter thanked Mayor Coyne for a good year and congratulated Mayor Berube and Commissioner Sciotto on their elections. He said that he looks forward to another good year working with the Commission. Mayor Berube said that he thanks each of the six Commissioners for their support. He also expressed his congratulations to Commissioner Sciotto on his election. He said that the Commission is made up of a group of good elected officials, not politicians who trade favors. He thanked the other candidates for running for public office saying that it takes a great deal of dedication to serve the public.

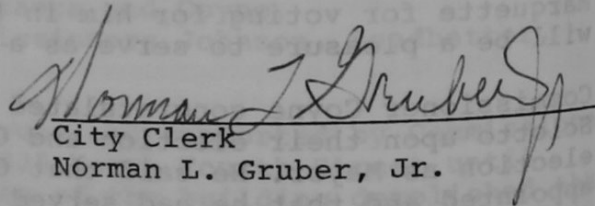
City Manager Svanda expressed his congratulations to Commissioner Sciotto and Mayor Berube and said that he looks forward to a good year of working with the Commission.

During the time set for citizens wishing to address the Commission, Robin Murphy said that he gave a good fight during the election and that although he lost, he will be on the ballot again next year.

The meeting was adjourned at 8:15 p.m.



Mayor
Robert O. Berube II



City Clerk
Norman L. Gruber, Jr.

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

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

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

City Clerk Gruber noted an amendment to the minutes of the November 10 meeting. It was moved by Commissioner Leadbetter, supported by Commissioner Johnson, and carried unanimously to approve the minutes of the October 27 regular, October 30, and November 5 special meetings as presented and the November 10 regular meeting as amended.

Total bills payable in the amount of \$400,990.61 were presented. It was moved by Commissioner Acocks, supported by Commissioner Constance, and carried unanimously to pay these bills as presented. Commissioner Constance asked about the payment to Associated Constructors.

During the time set for announcing additional agenda items, Mayor Berube removed item 12b from the consent agenda and made it item 11a. Commissioner Constance asked that item 12c be removed from the consent agenda and placed as item 11b.

Mayor Berube then announced that this was the time and date set for a public hearing on an amendment to the snow removal district ordinance. A report and recommendation from the City Manager was read. Three letters objecting to the proposed ordinance were read. Four persons objecting to the ordinance addressed the Commission. The hearing was closed. It was moved by Commissioner Leadbetter, supported by Commissioner Acocks, and carried unanimously to drop action on this proposed ordinance.

During the time set for citizens wishing to address the Commission, a group of young people representing the Marquette BMX Organization presented a plaque to Mayor Berube and the City Commission thanking them for their help in developing the new BMX track north of Hawley Street.

Mayor Berube then announced that this was the time set for a verbal presentation by Marquette General Hospital. Bob Raikka, Assistant Administrator at the Hospital, updated the Commission on the proposed development of a Marquette General Hospital Clinic in Kingsford. He described the Clinic, what its functions would be, and the advantages to the Marquette Area,

Marquette General Hospital, and the Kingsford Area and their hospital.

A communication from the Fourth of July Corporation requesting funding for the 1987 Fourth of July fireworks was read. It was moved by Commissioner Constance, supported by Commissioner Coyne, and carried to table this request until the next regular meeting.

A communication from the Lakeview Arena Advisory Board requesting approval from the City Commission for the purchase of a new compressor for the Arena was read. It was moved by Commissioner Constance, supported by Commissioner Acocks, and carried unanimously to ask the City Manager to prepare a report and recommendation on this proposal for the next meeting.

Mayor Berube announced that this was the time set to discuss the joint work session held recently between the Lakeview Arena Advisory Board and the City Commission. He said that the two groups discussed ways to help the Arena budget to break even as well as ways to make the Arena a more useful athletic facility. He said that he was glad to receive input from Northern Michigan University that their hockey team will continue to use the Arena as provided by contract. Commissioner Constance said that the Arena is losing approximately \$100,000 a year plus \$260,000 per year in capital outlay expenditures to pay off the Arena expansion. Mayor Berube said that the cost of \$100,000 a year for operating the Arena is not necessarily a loss since there are many benefits to the community from having the facility available.

A recommendation from the No Smoking Task Force, regarding the adoption of a no smoking ordinance, was read. It was moved by Commissioner Johnson, supported by Commissioner Coyne, and carried unanimously to set the regular meeting on December 8, 1986 as the time and date for a public hearing on this proposed ordinance. Mayor Berube thanked the members of the Task Force for their work on this project.

Commissioner Coyne then presented the report from the Ad Hoc Budget Study Committee. He discussed the development of the budget priorities in this report and asked for implementation of the report by the Commission. It was moved by Commissioner Constance and supported by Commissioner Acocks to accept and adopt the report from the Ad Hoc Budget Study Committee and to direct the City Manager to act on it. Following a lengthy discussion, the following vote was taken:

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

Nays: Commissioners Johnson, Leadbetter, Sciotto.

The motion was carried.

Mayor Berube announced that this was the time set for a report on visits to solid waste incineration and recycling plants.

Commissioner Coyne reported on a visit to a Solid Waste Disposal Authority Plant in Eugene, Oregon where forty percent of the County's solid waste is recycled. He said that an incinerator in the same area had not proven workable. Mayor Berube reported on a visit that he and Public Works Director Etelamaki made with various County officials to an incineration plant in Minnesota. He gave several important factors relating to the operation of this plant and said that the same group will be visiting a site in Wisconsin in the near future. Other Commissioners were asked if they were interested in attending. It was agreed that January 24, 1986 would be a good date for that visit.

A report and recommendation from the City Manager, regarding site selection for the Commission's upcoming goal setting session, was read. It was moved by Commissioner Constance, supported by Commissioner Acocks, and carried unanimously to authorize the City Manager to make arrangements to hold this session outside of the community.

A report and recommendation from the City Manager, regarding the establishment of a Water/Sewer Utility Advisory Committee, was read. It was moved by Commissioner Johnson, supported by Commissioner Leadbetter, and carried unanimously to concur with the recommendation and to authorize the establishment of a Water/Sewer Utility Advisory Committee as described in the report. Mayor Berube asked persons interested in serving on this committee to contact the City Manager's office no later than December 5, 1986.

City Manager Svanda reported on arrangements for a work session to discuss the City's request for proposals (RFP) process. Commissioners agreed to hold this work session at 7:00 p.m. on Thursday, December 11.

A report and recommendation from the City Manager, regarding bids for police patrol vehicles, was read. Following a discussion regarding the possibility of leasing these vehicles as opposed to purchasing them, it was moved by Commissioner Coyne, supported by Commissioner Acocks, and carried unanimously to concur with the recommendation and award the bids for three police patrol vehicles to Superior Ford, the low bidder, in the total delivered price of \$32,131.29.

A report and recommendation from the City Manager, regarding purchase of a postal meter machine, was read. Commissioner Constance asked about the cost of the maintenance contract for this machine. Following a brief discussion, it was moved by Commissioner Leadbetter, supported by Commissioner Coyne, and carried unanimously to table action on this matter.

Mayor Berube then announced that this was the time set to consider the consent agenda. It was moved by Commissioner

Johnson, supported by Commissioner Constance, and carried unanimously to approve the consent agenda as follows:
A. Approval of a 24-hour liquor license for Marquette General Hospital, Inc. for the Marquette Armory on Saturday, December 13, 1986.

It was then moved by Commissioner Leadbetter, supported by Commissioner Coyne, and carried unanimously to take item 11c from the table.

Finance Director Donna Kohut answered questions regarding the maintenance contract for the postal meter machine. It was then moved by Commissioner Constance, supported by Commissioner Johnson, and carried unanimously to authorize the purchase of a postal meter machine base and scale from Pitney-Bowes at a cost of \$5,131.00, to authorize obtaining a loan for \$5,131.00 from First of America Bank at an interest rate of 5.65%, to authorize the Mayor and City Clerk to sign all necessary loan documents, to direct the Administration to budget the necessary funds to repay this loan in the next fiscal year, and to waive the sealed bid requirement of Section 12.1 of the City Charter as there would be no advantage for competitive bidding due to Pitney-Bowes being the only known supplier in this area to sell and service this kind of equipment.

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

- Nomination of Frank Sciotto for membership on the Marquette County Central Dispatch Policy Board.
- Nominations of E. Richard Schwemin and David Svanda for one opening on the Marquette County Transit Authority.
- PLANNING COMMISSION: Bruce (Buzz) Tiseo to replace Lois Prusok for a term expiring February 15, 1989.

He thanked Mrs. Prusok for her service on the Planning Commission.

Commissioner Johnson questioned how a private street could become a public street and said that she had received many complaints about dogs running loose.

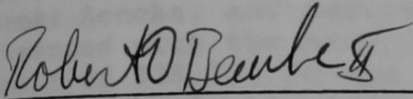
Commissioner Constance noted that the Ad Hoc Budget Committee had dropped from their report funding for auxiliary firemen. It was moved by Commissioner Constance that the City Commission fund the auxiliary fire department as discussed during budget preparation last spring. City Attorney Martin ruled that this motion was out of order at this time since it was not on the agenda and since it did constitute reconsideration of an action taken previously. Commissioner Constance then asked that it be placed on the agenda for the next meeting. He also asked what procedure would be followed to give notification for the hearing on the no smoking ordinance, asked about an ordinance prohibiting the sale of cigarettes to minors under the age of

18, and said that the Lake Superior water level had dropped one-half foot from this time last year according to the Army Corps of Engineers and that the level was expected to decline further.

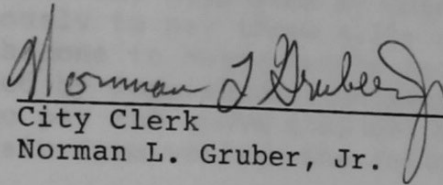
Commissioner Acocks asked about the liability for slippery sidewalks and for clarification of the snow removal district ordinance.

City Manager Svanda said that the Wastewater Treatment Facility had received an award as having the greatest energy savings of any wastewater treatment facility in the state. He complimented Plant Superintendent Paul Seglund and his staff for their excellent work in energy conservation.

There being no citizens wishing to address the Commission, the meeting was adjourned at 9:12 p.m.



Mayor
Robert O. Berube II



City Clerk
Norman L. Gruber, Jr.

OFFICIAL PROCEEDINGS OF THE
MARQUETTE CITY COMMISSION
Monday, December 8, 1986

A regular meeting of the Marquette City Commission was duly called and held on Monday, December 8, 1986 at 7:00 p.m. in Commission Chambers of City Hall.

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

It was moved by Commissioner Coyne, supported by Commissioner Acocks, and carried unanimously to approve the minutes of the November 24, 1986 meeting as presented.

Total bills payable in the amount of \$376,802.52 were presented. It was moved by Commissioner Johnson, supported by Commissioner Acocks, and carried unanimously to pay these bills as presented with the exception of the one to Mayor Berube in the amount of \$28.32. It was then moved by Commissioner Johnson and supported by Commissioner Coyne to pay the above excluded bill and to allow Mayor Berube to abstain from voting. The following vote was taken:

Ayes: Commissioners Acocks, Constance, Coyne, Johnson, Leadbetter, Sciotto.

Nays: None.

Abstention: Mayor Berube.

During the time set for announcing additional agenda items, Mayor Berube moved item 11 to the end of the agenda, added item 12a, a report from the City Manager on the budget adjustment process, and removed item 13a from the consent agenda to make it item 12b. Commissioner Constance asked that item 13b be removed from the consent agenda and made item 12c.

Mayor Berube then announced that this was the time set for a public hearing on an ordinance to regulate smoking in Marquette. Five persons addressed the Commission expressing support for the ordinance and two opposed it. The hearing was closed. Following a brief discussion, it was moved by Commissioner Coyne, supported by Commissioner Johnson, and carried unanimously to adopt ordinance # 397 as follows:

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AN ORDINANCE TO AMEND TITLE IV, OF THE MARQUETTE CITY CODE BY ADDING CHAPTER 35 TO REGULATE, RESTRICT, AND PROHIBIT SMOKING IN PUBLIC PLACES AND OFFICE WORK PLACES WITHIN THE CITY OF MARQUETTE AND TO PROVIDE A METHOD OF ENFORCEMENT AND PENALTIES FOR VIOLATIONS OF SMOKING REGULATIONS.

THE CITY COMMISSION FINDS THAT SMOKING IS A FORM OF AIR POLLUTION, A POSITIVE DANGER TO HEALTH, AND A MATERIAL

December 8, 1986

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ANNOYANCE, INCONVENIENCE, NUISANCE, DISCOMFORT, AND A HEALTH HAZARD TO THOSE WHO ARE PRESENT IN CONFINED SPACES AND THEREFORE THE CITY OF MARQUETTE ORDAINS:

A NEW CHAPTER 35 IS HEREBY ADDED TO TITLE IV, OF THE CODE OF THE CITY OF MARQUETTE TO READ AS FOLLOWS:

SMOKING REGULATIONS AND PROHIBITIONS

Commissioner Leadbetter discussed the activities of the Ad Hoc Anti Smoking Committee. The Commissioners thanked Commissioner Leadbetter and his committee for their work on the development of this ordinance in a very timely manner.

Mayor Berube then announced that this was the time set for a presentation by the Marquette County Sesquicentennial Agency. Russell Magnaghi, Co-Chair of the Agency, invited all Commissioners and citizens of Marquette to attend the Sesquicentennial Ball which will be held in Marquette on the evening of January 26, 1987, the 150th Anniversary of Michigan's Statehood. It will be one of six Sesquicentennial Balls held throughout Michigan on that evening.

During the time set for citizens wishing to address the Commission, Ed Faccio, representing AFSCME, asked if item 15 would be in closed session. Mayor Berube said that it would be.

Mr. Faccio also said that he represents the Union employees at the Department of Public Works, Parks and Recreation, and City Hall. He asked why only selected departments have been asked to take budget cuts while other departments have not had to make any cuts. He said that these cuts should be done across the board and that the cuts for specific work areas are not being made in good faith in light of the recently signed Union contracts. Jane Suko asked about progress for traffic safety on the corner of Rublein and Washington. Carol Margrif, the Regional Director of the American Lung Association, thanked the Commission for their action in adopting the no smoking ordinance.

A communication from the Marquette County Sesquicentennial Agency, requesting rescheduling of the City Commission meeting scheduled for the evening of January 26, 1987 because that is the evening of the Michigan Sesquicentennial Ball, was read. It was moved by Commissioner Johnson, supported by Commissioner Leadbetter, and carried unanimously to reschedule the January 26, 1987 meeting to January 27, 1987 at 7:00 p.m.

A communication from the Handicapped Citizens Advisory Board, regarding review of City construction projects, was read. Mayor Berube responded to the communication saying that input from citizen advisory boards is always desired and that such boards are welcome to review the plans being developed by the City's consultants, architects, and engineers, but that final review

of these plans must be done by registered architects and engineers.

A communication from Louis Marchiol, requesting a waiver of fees for rental of the Community Center Gymnasium, was read. Following a discussion regarding the cost of operating the facility as opposed to the rental fee and the cuts being made in the Parks and Recreation Department Budget, it was moved by Commissioner Coyne and supported by Commissioner Leadbetter to waive the fee as requested except for the cost of providing policing and cleaning of the facility. The following vote was taken:

Ayes: Commissioner Coyne, Leadbetter, Sciotto.

Nays: Mayor Berube, Commissioners Acocks, Constance, Johnson.

The motion was defeated.

It was then moved by Commissioner Coyne and supported by Commissioner Johnson that a policy be established to not waive any fees for use of City facilities. The following vote was taken:

Ayes: Commissioners Acocks, Constance, Coyne, Johnson, Sciotto.

Nays: Mayor Berube, Commissioner Leadbetter.

Commissioner Coyne asked for a breakdown of the operating cost for the Community Center Gym at an hourly rate.

A communication from Bresnan Communications requesting permission to withdraw the \$25,000 security fund required by the cable television franchise was read. Following a brief discussion, it was moved by Commissioner Acocks and supported by Commissioner Coyne to allow Bresnan Communications to withdraw their security fund as requested.

City Clerk Gruber said that he thought the franchise contained a requirement for public notice prior to discussion of the franchise. It was moved by Commissioner Coyne, supported by Commissioner Leadbetter, and carried unanimously to table this matter.

A recommendation from the Public Access Committee, regarding an amendment to the cable television franchise providing for relocation of the Bresnan office and Public Access Studio to the Savings Bank Building, was read. It was moved by Commissioner Johnson and supported by Commissioner Leadbetter to concur with this recommendation and to amend the franchise to allow the Public Access Studio and Bresnan's in-City business office to be located on the ground floor of the Savings Bank Building and to allow Mayor Berube to abstain from voting. The following vote was taken:

Ayes: Commissioners Acocks, Constance, Coyne, Johnson, Leadbetter, Sciotto.

Nays: None.

Abstention: Mayor Berube.

The motion was carried.

A communication from the Harbor Committee, regarding a agitator de-icer system for the Presque Isle Marina, was read. Peter Frazier, representing the Harbor Committee, answered questions about this proposal. It was moved by Commissioner Leadbetter, supported by Commissioner Acocks, and carried unanimously to concur with the recommendation and to authorize the purchase of 32-3/4 horse power units at a price not to exceed \$7,641.60 with this amount to be taken from the Marina Maintenance Reserve Fund.

Commissioner Constance reported that he had met with the Treasurer of the Fourth of July Committee and that they have not prepared their budget for next year's Fourth of July celebration yet. It was moved by Commissioner Constance, supported by Commissioner Acocks, and carried unanimously to table the request for funding from the Fourth of July Committee until budget time.

It was then moved by Commissioner Coyne, supported by Commissioner Leadbetter, and carried unanimously to take item 6, the motion on the cable television franchise security fund, off the table. City Attorney Martin reported that there is no need for a formal notice prior to amending the franchise if both parties agree to the amendment. City Manager Svanda reported on the purpose for the security fund. The motion to allow Bresnan Communications to withdraw their security fund was then carried unanimously.

A report and recommendation from the City Manager, regarding requests for water service line replacements, was read. It was moved by Commissioner Johnson, supported by Commissioner Acocks, and carried unanimously to concur with the recommendation to authorize the eight projects identified in the report for a cost of approximately \$18,000 to appropriate this amount from the bond proceeds carryover account, and to add this work to the contract previously awarded to Swick Plumbing and Heating at the unit prices contained in their bid.

A report and recommendation from the City Manager, regarding the Garfield Avenue/High School drainage problem, was read. It was moved by Commissioner Leadbetter, supported by Commissioner Coyne, and carried unanimously to concur with the City Manager's recommendation to initiate a special assessment district for the correction of this problem in accordance with Section 22.05 of the City Code and to request that the City Manager submit a report pursuant to Section 22.06 of the City Code.

City Manager Svanda then reported on his work on the budget revision. He said that he had met with various employee groups and City advisory committees and had received input from all of these meetings and that the process is proceeding.

A report and recommendation from the City Manager, regarding a contract for the American Wind Symphony visit next summer, was

read. It was moved by Commissioner Coyne, supported by Commissioner Leadbetter, and carried unanimously to concur with the City Manager's recommendation to approve the contract between the American Wind Symphony Orchestra and the City of Marquette and Northern Michigan University as co-sponsors, to authorize the Mayor and City Clerk to sign this agreement, and to appropriate \$1,000 from the contingency fund as the City's contribution towards covering the expenses of this performance.

A report and recommendation from the City Manager, regarding amendment #2 to the Dead River Bridge Project Construction Engineering Agreement, was read. It was moved by Commissioner Constance, supported by Commissioner Sciotto, and carried unanimously to approve the amendment and to authorize the Mayor and City Clerk to execute it.

Commissioner Acocks asked about the Sesquicentennial proclamation. Mayor Berube then made the following proclamation:

Sesquicentennial Statehood Day

WHEREAS, the State of Michigan was admitted into the Federal Union, as the twenty-sixth state, one hundred and fifty years ago, on the 26th day of January, 1837, by President Andrew Jackson; and,

WHEREAS, this event attached the western portion of the Upper Peninsula, of which the City of Marquette is a part, to the State of Michigan; and,

WHEREAS, the people of the City of Marquette are desirous of commemorating this special event in the history of the State of Michigan; and,

WHEREAS, similar celebrations are pursued by citizens throughout the State of Michigan, by the celebration of Sesquicentennial Statehood Day.

NOW, THEREFORE, I, ROBERT O. BERUBE, II, Mayor of the City of Marquette, Michigan, do hereby proclaim 26, January, 1987 as SESQUICENTENNIAL STATEHOOD DAY in the City of Marquette, and urge all citizens of the City to support and participate in the City's efforts to celebrate this event.

Commissioner Constance said that the Public Works Advisory Board is meeting next Monday morning to tour the Public Works Facility. He invited interested Commissioners to attend this tour.

Commissioner Coyne asked what was being done to improve the safety of the Washington/McClellan intersection. City Manager Svanda said that it is being explored along with the McClellan Street Project. Commissioner Coyne also said that he had ridden

the Marq-Tran handicapped bus this weekend and that he was very impressed with the service provided to the riders. He said that it was cold in the Commission Chambers this evening and that the radiators had been very noisy.

Commissioner Johnson noted two calls from people who are afraid to park in the downtown parking ramp because it is too dark. She also noted a good response from both the City Clerk and Police Department to a complaint that she had received from the public.

Commissioner Leadbetter asked City Manager Svanda to report on the cost of mailing out summary sheets on the smoking ordinance with the water bills.

Commissioner Sciotto asked what could be done to lower the speed limit on Washington Street to increase safety at the Washington/Rublein intersection. City Manager Svanda said that that is a state trunkline and that the most the Commission could do is request a study by the State. It was moved by Commissioner Sciotto, supported by Commissioner Johnson, and carried unanimously to request from the State Department of Transportation that the speed limit on Washington Street at the Rublein intersection be lowered due to the high accident hazard in that location.

Mayor Berube said that the relations between the City and the Board of Light and Power were greatly improved and cited as an example assistance provided by members of the Board in obtaining a financial report recently.

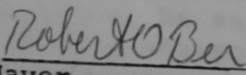
There were no citizens wishing to address the Commission during the time set for that purpose.

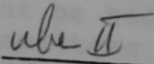
It was moved by Commissioner Constance, supported by Commissioner Johnson, and carried unanimously to go into closed session to discuss an employee grievance at the request of the employee.

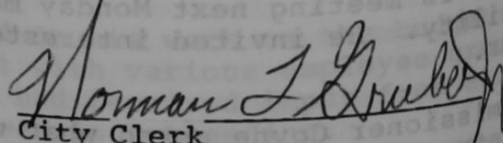
The meeting was recessed at 8:57 p.m.

The Commission reconvened at 9:47 p.m. It was moved by Commissioner Coyne, supported by Commissioner Acocks, and carried unanimously to deny the grievance of Robert Kangas.

The meeting was adjourned at 9:48 p.m.


Mayor
Robert O. Berube, II




City Clerk
Norman L. Gruber, Jr.

**OFFICIAL PROCEEDINGS OF THE
MARQUETTE CITY COMMISSION**
Monday, December 29, 1986

A regular meeting of the Marquette City Commission was duly called and held at 7:00 p.m. on Monday, December 29, 1986 in Commission Chambers of City Hall.

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

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

It was moved by Commissioner Johnson, supported by Commissioner Coyne, and carried that the minutes of the regular and closed meetings on December 8, 1986 be approved as presented.

Total bills payable in the amount of \$570,718.25 were presented. It was moved by Commissioner Leadbetter, supported by Commissioner Coyne, and carried to approve these bills as presented.

Mayor Berube then made the following proclamations:

VOLUNTEER BLOOD DONOR MONTH

WHEREAS, 1987 marks the 50th Anniversary of our nation's blood banking system, and

In the Central Upper Peninsula there is a need for 7,200 pints of blood per year for the protection of patients, and

There is a need for additional healthy, regular volunteer donors to join the ranks of those who already give of themselves so generously, and

Donating blood is known to be safe and simple, while helping to save the lives of the ill and injured, and as

The President of the United States has declared January to be National Volunteer Blood Donor Month

THEREFORE, I, Robert Berube, Mayor of the City of Marquette, hereby proclaim the month of January as Volunteer Blood Donor Month for this city and urge all citizens to pay tribute to those among us who donate for others in need.

I urge all citizens in good health to donate regularly.

I urge all civic and service organizations and businesses, if they have not already done so, to form blood donor groups to provide blood for others.

SESQUICENTENNIAL STATEHOOD DAY

WHEREAS, the State of Michigan was admitted into the Federal Union, as the twenty-sixth state, one hundred and fifty years ago, on the 26th day of January, 1837, by President Andrew Jackson; and,

WHEREAS, this event attached the western portion of the Upper Peninsula, of which the City of Marquette is a part, to the State of Michigan; and,

WHEREAS, the people of the City of Marquette are desirous of commemorating this special event in the history of the State of Michigan; and

WHEREAS, similar celebrations are pursued by citizens throughout the State of Michigan, by the celebration of Sesquicentennial Statehood Day.

NOW, THEREFORE, I, ROBERT O. BERUBE, II, Mayor of the City of Marquette, Michigan, do hereby proclaim 26, January, 1987, as SESQUICENTENNIAL STATEHOOD DAY in the City of Marquette, and urge all citizens of the City to support and participate in the City's efforts to celebrate this event.

During the time set for citizens wishing to address the Commission, Bob Raikka said that he and Gloria Weesen were here to address item 3. Frank Bailey complained about the high traffic speed on North Front Street and said that, although the Police Department has responded to his complaints by increasing enforcement in that area, it has not solved the problem. He said speeding on that street is very dangerous because there are a lot of children along the street.

A communication from Marquette General Hospital, pledging \$2,500 towards the operation of the Hurley Field ice rink for this winter, was read. Gloria Weesen described the effort to have the hospital make this contribution. Mayor Berube thanked her and the hospital on behalf of the City Commission and the children of Marquette. Commissioner Coyne suggested that other groups, businesses or corporations consider similar donations. He asked City Manager Svanda if signs could be erected to recognize such contributions. Mr. Svanda said that he was sure they could be. Commissioner Constance suggested the development of a City "wish" list to provide projects for contributors to choose from. It was moved by Commissioner Johnson, supported by Commissioner Sciotto, and carried to accept the generous

contribution of Marquette General Hospital and to communicate the City's appreciation to the Hospital Board.

A report and recommendation from the City Manager, regarding land use agreements with the Soo Line Railroad, was read. It was moved by Commissioner Leadbetter, supported by Commissioner Coyne, and carried to approve the agreement and to authorize the Mayor and City Clerk to execute it.

A report and recommendation from the City Manager, regarding a revised parking structure budget, was read. It was moved by Commissioner Coyne, supported by Commissioner Constance, and carried to accept the City Manager's recommendation and to approve the amended budget as submitted.

A report and recommendation from the City Manager, regarding a tax collection agreement with the Marquette-Alger Intermediate School District, was read. It was moved by Commissioner Sciotto, supported by Commissioner Johnson, and carried to concur with the City Manager's recommendation to approve the agreement and to authorize the Mayor and City Clerk to execute it on behalf of the City.

A report and recommendation from the City Manager, regarding a participation agreement with Northern Michigan Bank for administration of Small Cities loans, was read. It was moved by Commissioner Leadbetter, supported by Commissioner Johnson, and carried to concur with the Manager's recommendation, to approve the agreement with Northern Michigan Bank, and to authorize the Mayor and City Clerk to execute it on behalf of the City.

A report and recommendation from the City Manager, regarding a subordination of a loan agreement for a Small Cities Economic Development Program loan to Entre Amigos, was read. It was moved by Commissioner Coyne and supported by Commissioner Johnson to concur in the City Manager's recommendation, to approve the subordination agreement with First of America Bank to authorize the Mayor and City Clerk to execute it on behalf of the City, and to allow Commissioner Constance to abstain from voting. It was moved by Commissioner Johnson, supported by Commissioner Sciotto, and carried to grant Commissioner Constance permission to address the Commission as a citizen. Mr. Constance said that this item is on the Commission agenda to show that everything is above board in the City's approval of this agreement and that all it does is allow him to refinance his original loan from the Small Cities Economic Development Program. The following vote was then taken:
Ayes: Mayor Berube. Commissioners Coyne, Johnson, Leadbetter, Sciotto.
Nays: None.
Abstention: Commissioner Constance.
The motion was carried.

Mayor Berube announced that this was the time set to discuss the Commission's recent worksession on the "Requests for Proposal" process. Commissioner Constance suggested that the same process be used in the future as had been used on the most recent RFP. This process narrowed down the firm's proposing to do the work to two and then did a qualification and price comparison between these two firms. Following lengthy discussion during which Commissioner Leadbetter said this will eventually raise the cost of work done by these consultants for the City, it was agreed that Commissioners Constance and Leadbetter would study the process further and report at the first meeting in March on a recommended course of action.

A report from the City Manager, regarding the 1987 campaign drive for United Way, was read. Mayor Berube and the Commissioners lauded the employees for their concern and their giving to the United Way Campaign.

A report from the City Manager, regarding the status of 425 North Fourth Street, was read. Commissioner Sciotto said that good progress in repair of this building has been made.

A report and recommendation from the City Manager, regarding bids for water meter testing equipment, was read. It was moved by Commissioner Constance, supported by Commissioner Sciotto, and carried to concur in the City Manager's recommendation and to award the bid for this equipment to Traverse City Waterworks Supply, Inc. in the low bid amount of \$3,282.98.

Mayor Berube then made the following appointments:

WATER & SEWER UTILITY ADVISORY BOARD:

John Blemberg for a term expiring January 29, 1989.
Charles E. Coffey for a term expiring January 29, 1989.
William Jeeves for a term expiring January 29, 1988.
Harold Hayse for a term expiring January 29, 1987.
Joe Martini for a term expiring January 29, 1988.

PARKS & RECREATION ADVISORY BOARD: Doug Garrison to replace Lon Emerick for a term expiring January 29, 1989 and the reappointment of Judy Jason for a term expiring January 29, 1990.

Commissioner Constance asked about the speed setting on the Police Department radar units. Police Chief Johnson said that the speed is set at 31 miles per hour in a 25 mile per hour zone. Commissioner Constance also asked about the attendance and conduct at the most recent concert at the Arena. Parks and Recreation Director Turausky said that approximately 3,650 persons had attended the concert and that there had been no problems at the Arena with conduct of the attendees. He said that the Arena staff had performed well in preparing the building for a hockey game the evening following the concert.

Commissioner Coyne wished retiring Police Captain Roy Matson well during his retirement. He also mentioned the many High School musical activities during the Christmas season and said that they had all been excellent. He asked about signs for Front Street indicating that children were present and what effect these might have on traffic speed.

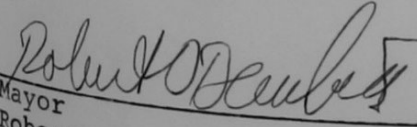
Commissioner Johnson said that the City and surrounding area have been a pleasure to view during the Christmas season with all of the decorations. She said she had received calls asking why the loop road near the breakwater at Presque Isle Park is not kept open in the winter. City Manager Svanda said that the road is normally closed when the road around Presque Isle is closed because of lack of funds to keep it open in the winter. Commissioner Johnson asked if anything has been done on the request from retired employees for a pension increase. City Manager Svanda said that there would be a report for the next Commission meeting. Commissioner Johnson also asked what could be done to slow down traffic on North Front Street. It was agreed that the Police Department would look into this further.

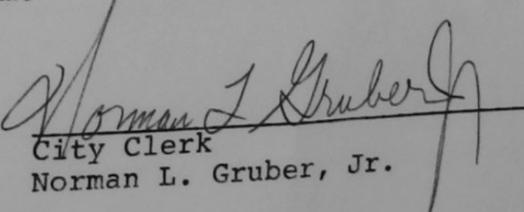
Commissioner Leadbetter said that increased enforcement is needed on Front Street and that that is the only effective way to slow down traffic speeds. He said that there had been a very good holiday spirit throughout the City during the Christmas season.

Commissioner Sciotto asked at what speed tickets are issued. Police Chief Johnson said that in a 25 mile per hour zone it is 31 miles per hour. Commissioner Sciotto also said that everyone should adopt a hydrant to keep shoveled out during heavy snowstorms because this helps a great deal in fire emergencies as well as providing an economy for the City. He asked if it is the City's current policy to eliminate all outdoor ice rinks. The City Manager said, yes, both ice rinks had been eliminated for this winter. Commissioner Sciotto urged all people to be very careful of wood heating units and said that all homes should have smoke detectors and that they should be well maintained.

City Manager Svanda said that the Administration will miss Captain Matson and wished him well in his retirement.

There being no citizens wishing to address the Commission, the meeting was adjourned at 8:05 p.m.


Mayor
Robert O. Berube, II


City Clerk
Norman L. Gruber, Jr.

December 29, 1986

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