OFFICIAL PROCEEDINGS OF THE
MARQUETTE CITY COMMISSION
Monday, January 8, 1990

A regular meeting of the Marquette City Commission was duly called and held at 7:00 p.m. on Monday, January 8, 1990 in Commission Chambers of City Hall.

ROLL CALL

PRESENT: Mayor Coyne. Commissioners Acocks, Birch, Coffey, Glenn, Potvin, Sciotto.

ABSENT: None.

MINUTES

It was moved by Commissioner Acocks, supported by Commissioner Birch, and carried unanimously to approve the minutes of the December 27, 1989 meeting as presented.

BILLS

Total bills payable in the amount of $670,844.12 were presented. It was moved by Commissioner Sciotto, supported by Commissioner Glenn, and carried unanimously to approve the bills payable.

AGENDA

Mayor Coyne added item 6a, establishment of an actuarial study for the MERS System and item 6b, hiring a facilitator and setting a date for the five year planning session.

MEDICAL CENTER - PUD Rezoning

Mayor Coyne announced that this was the time and date set for a continued discussion of the Medical-Dental Center planned unit rezoning. He declared a conflict of interest and turned the gavel over to Mayor Pro Tem Sciotto. It was moved by Commissioner Acocks and supported by Commissioner Glenn to remove this item from the table and to continue discussion. The following vote was taken:

Ayes: Mayor Pro Tem Sciotto. Commissioners Acocks, Birch, Coffey, Glenn, Potvin.

Nays: None.

Abstention: Mayor Coyne.

The motion was carried. Commissioner Potvin raised a point of order. He said that a Commissioner not voting on any matter should present the Commission with reasons for his abstention and then the Commission should vote to allow that abstention. Commissioners Glenn and Coffey said that Mayor Coyne's abstention on this matter has already been dealt with. During discussion, some Commissioners said they are not required to deal with this matter again. Commissioner Potvin said that it must be dealt with again at each meeting. Mayor Coyne said that he has a direct conflict of interest in this matter and asked to be allowed to abstain from voting. It was moved by Commissioner Birch and supported by Commissioner Potvin to excuse Mayor Coyne from participating in the discussion or voting on this matter. On a point of order, this motion was ruled out of order because there was a motion on the floor. Following further discussion, it was moved by Commissioner Coffey and supported by Commissioner Potvin to waive the rules

and to allow persons present to address the rezoning. The following vote was taken:

Ayes: Mayor Pro Tem Sciotto. Commissioners Acocks, Birch, Coffey, Glenn, Potvin.

Nays: None.

Abstention: Mayor Coyne.

The motion was carried.

Mayor Pro Tem Sciotto opened the floor to comments. Michael Pond, an engineer with Sundberg, Carlson, and Associates, representing the Medical-Dental Center, said that they have been meeting with Mrs. Murray and feel that the issues have been resolved. He referred to a letter sent to Mrs. Murray today. Betty Murray said that she is concerned about timing of drainage improvements and about nighttime snowplowing and potential loss of property value. She read a letter from Mr. Lake, her neighbor opposing the rezoning. Beverly Retaskie, an appraiser and real estate broker, read a letter stating that Mrs. Murray's property values would drop if this land is rezoned. The letter to Mrs. Murray from the Medical-Dental Center and a letter from Peter E. O'Dovero to the City Commission were both read. City Manager Svanda said that the drainage problem is a natural problem and is not a City problem per se. He reviewed the zoning in the area. Mr. Pond reviewed utility locations on the site. Following further discussion during which Mrs. Retaskie and Mrs. Murray answered questions, Commissioner Glenn asked for the question. The vote on the motion to rezone was:

Ayes: Mayor Pro Tem Sciotto. Commissioners Acocks, Birch, Glenn.

Nays: Commissioners Coffey, Potvin.

Abstention: Mayor Coyne.

The motion was carried. Mayor Coyne resumed the chair. It was moved by Commissioner Glenn and supported by Commissioner Potvin to ask the Administration to prepare a proposal for a Raney Creek drainage district and to allow Mayor Coyne to abstain from discussing and voting on this motion. Mayor Pro Tem Sciotto resumed the chair. The following vote was taken:

Ayes: Mayor Pro Tem Sciotto. Commissioners Acocks, Birch, Coffey, Glenn, Potvin.

Nays: None.

Abstention: Mayor Coyne.

The motion was carried.

CITIZEN COMMENT

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

WATER-SEWER ADVISORY BOARD - Meter Changeout Reinspection Fee

A recommendation from the Water-Sewer Advisory Board, that a reinspection fee for the meter changeout program be established, was read. It was moved by Commissioner Acocks and supported by Commissioner Birch that the $50.00 reinspection fee be instituted with the proviso included in the Board's recommendation. It was moved by Commissioner Coffey and supported by Commissioner Sciotto to amend the motion to require that at the time the appointment is made, the property owner be notified to install a valve before the appointment, or the valve will be installed at a fee of $38.00. Following discussion, this motion was withdrawn. The vote on the original motion was:

Ayes: Commissioners Acocks, Birch.

Nays: Mayor Coyne. Commissioners Coffey, Glenn, Potvin, Sciotto.
The motion was defeated. Water and Sewer Utility Accountant Kathy Foulks answered questions about the proposal. It was then moved by Commissioner Coffey and supported by Commissioner Sciotto to refer this matter back to the Water-Sewer Utility Advisory Board with the suggestion that the people be notified that if at the time of the meter changeout the valve is not installed, it will be installed at a cost of $34.00 and that amount will be charged against the customer. The following vote was taken:

Ayes: Mayor Coyne. Commissioners Birch, Coffey, Glenn, Potvin, Sciotto.

Nay: Commissioner Acocks.

The motion was carried.

JACKSON CUT-Roof Drain Extension

A report and recommendation from the City Manager, regarding a time extension for roof drain separation for the Jackson Cut properties, was read. It was moved by Commissioner Sciotto, supported by Commissioner Coffey, and carried unanimously to concur with the City Manager's recommendation and to give the property owners located on the Jackson Cut alley an extension of time until July 31, 1990 to either separate their roof drains from the sanitary sewer system or begin paying a surcharge as defined by ordinance #410.

ORIANNA BROOK-Drainage District

A report and recommendation from the City Manager, regarding the establishment of a drainage district for Orianna Brook, was read. It was moved by Commissioner Acocks, supported by Commissioner Coffey, and carried unanimously that the City Commission authorize the Mayor and City Clerk to sign a petition for establishing a drainage district for the Orianna Brook watershed.

DATA PROCESSING - Bids

A report and recommendation from the City Manager, regarding purchase of data processing hardware and software, was read. It was moved by Commissioner Birch, supported by Commissioner Acocks, and carried unanimously that the computer equipment bid be awarded to the low bidder, E.A. Gibbs Company, in the amount of $25,986 and that in accordance with Section 12.1 of the City Charter, the Commission unanimously determine that no advantage to the City would result from competetive bidding for a Police Department software package and that the software be purchased from the Institute of Police Technology and Management for the amount of $11,000.

CITY HALL - Public Parking Spaces

It was moved by Commissioner Potvin to reserve up to four spaces in the southwest corner of the Fourth Street parking lot to be used by members of the public who are visiting the City Hall. After discussion, the following vote was taken:

Ayes: Commissioner Potvin.

Nays: Mayor Coyne. Commissioners Acocks, Birch, Coffey, Glenn, Sciotto.

The motion was defeated. It was then moved by Commissioner Coffey and supported by Commissioner Birch to refer this matter to the City Administration for consideration of establishing reserved spaces for the public, establishing a time limit, of moving the handicapped parking from

Baraga Avenue into the east parking lot, and to suggest that the Administration review reopening the City Treasurer's window on a part time basis. The following vote was taken:

Ayes: Mayor Coyne. Commissioners Acocks, Birch, Coffey, Glenn, Sciotto.

Nay: Commissioner Potvin.

The motion was carried.

MERS - Actuarial Study

A communication from Dorothy Tousignant, regarding an actuarial study for a pension improvement for retired City employees, was read. It was moved by Commissioner Birch, supported by Commissioner Sciotto, and carried unanimously that the Administration be directed to initiate an actuarial study of the E-1 plan of MERS, with the $200 for the study to come from the contingency fund.

FIVE YEAR PLAN

Mayor Coyne said that the City Commission should decide on hiring a facilitator for the continuation of the five year planning process and should pick a time for this meeting. It was moved by Commissioner Acocks and supported by Commissioner Coffey to hire Ed Barlow to facilitate the five year planning session and to tentatively schedule this session for the weekend of March 9 and 10. The following vote was taken:

Ayes: Mayor Coyne. Commissioners Acocks, Birch, Coffey, Glenn, Sciotto.

Nay: Commissioner Potvin.

The motion was carried.

PROPERTIES CAUSING NEIGHBORHOOD PROBLEMS

City Manager Svanda identified 346 Harrison Street with maintenance problems now and in the past owned by Mildred Marietta and 427 East Crescent with maintenance problems which is owned by Joseph Sylvester who has also had problems at 1008 West Ridge Street.

APPOINTMENTS

Mayor Coyne made the following appointments to the Mount Marquette Observatory Deck Ad Hoc Committee: Commissioner Glenn, Commissioner Birch, Laurie Weesen, and Peter Kelly. He said that four more appointments would be made at the next meeting.

CITIZENS

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

ACOCKS

Commissioner Acocks said that the futuring session this weekend had been quite worthwhile. She noted extreme pleasure with the Treasurer's office accomplishing removal of all businesses from the delinquent personal property tax roll.

Commissioner Coffey said that most participants had a very good feeling following this weekend's futuring session. He said that N & N Trucking is deciding whether they can afford to continue their recycling effort and that recycling is very important to the City. He said the City Commission

should be concerned with preservation of property values in its activities. It was moved by Commissioner Coffey, supported by Commissioner Acocks, and carried unanimously to include in the January 24 work session a report from the Downtown Development Authority on the downtown parking study. He noted a letter to the editor in the newspaper complaining that City Commission meetings were orchestrated. He said that this is not true.

GLENN

Commissioner Glenn noted good responses to the futuring session.

POTVIN

Commissioner Potvin noted complaints that snowplows are going too fast and said that he is not happy with the business arrangements for the futuring sessions. It was moved by Commissioner Potvin and supported by Commissioner Sciotto that Mr. Barlow be hired at a cost not to exceed $1,500 with the money to come from the five year plan budget and if necessary, from the contingency fund, and further, that the meeting be held inside the City of Marquette. The following vote was taken:

Ayes: Commissioners Potvin, Sciotto.

Nays: Mayor Coyne. Commissioners Acocks, Birch, Coffey, Glenn.

The motion was defeated.

It was moved by Commissioner Birch and supported by Commissioner Acocks that the Administration be directed to negotiate the best possible arrangement with Mr. Barlow. Commissioner Potvin objected to being called dumb and silly and said the City Commission should not indulge in this kind of behavior.

SCIOTTO

Commissioner Sciotto noted two complaints about high speed snowplowing. He said he is concerned about property values but does believe information on specific individual properties should be made public. He said he was impressed that there were no noise complaints during Christmas vacation. He said that local officials cannot control cable television rates but that Congress may act to change this and that people should support this change.

COYNE

Mayor Coyne said that he had been commenting that the idea was silly, not that the person stating the idea was silly. He said that he now has the names of 45 people objecting in writing to the Mount Marquette observation deck and that he intends to appoint a group of people balanced for and against the project to review it. He said the futuring session on Saturday had had two purposes:

1) to recognize the over 300 people serving the City on appointed boards and committees.

2) to discuss futuring with many representatives from the City and surrounding areas.

He noted the omission of Youth and Native Americans from the groups invited to attend this meeting. He encouraged anyone who is interested to submit their ideas in summary form by February 10. He said the City Commission will go with a facilitator to develop a five year plan and longer range vision.

COFFEY

Commissioner Coffey said he has invited youth to participate in this process through the high school student council.

ADJOURNMENT

The meeting was adjourned at 10:00 p.m.

Mayor
J. Michael Coyne

City Clerk
Norman L. Gruber, Jr.

OFFICIAL PROCEEDINGS OF THE
MARQUETTE CITY COMMISSION
Monday, January 29, 1990

A regular meeting of the Marquette City Commission was duly called and held at 7:00 p.m. on Monday, January 29, 1990 in the Commission Chambers of City Hall.

ROLL CALL

PRESENT: Mayor Coyne. Commissioners Acocks, Coffey, Glenn, Potvin, Sciotto.

ABSENT: Commissioner Birch.

ABSENCE

It was moved by Commissioner Coffey, supported by Commissioner Glenn, and carried to excuse Commissioner Birch as he is out of the City.

MINUTES

It was moved by Commissioner Acocks, supported by Commissioner Coffey, and carried to approve the minutes of the previous meeting as presented.

BILLS

Total bills payable in the amount of $495,983.87 were presented. City Clerk Gruber noted that the amount of bills payable was different from the list distributed with the agenda. It was moved by Commissioner Glenn, supported by Commissioner Acocks, and carried to accept the bills payable with the total as corrected.

AGENDA

During the time set for announcing agenda changes, Commissioner Sciotto asked that item 18a be removed from the consent agenda and be made item 17a. Commissioner Potvin asked that item 21, a letter from Oakie Brumm, and item 22, discussion of a work session regarding the Office Bar, be added to the agenda.

PROCLAMATION - 75th Anniversary of Kiwanis

Mayor Coyne made the following proclamation:

WHEREAS, Kiwanis International, a community service organization with 320,000 members and 8,500 clubs, raised $65 million during the past year and donated more than 22 million volunteer-hours in 73 nations and geographic areas; and

WHEREAS, The concept and principle Kiwanis represents is symbolized by the slogan, "We Build;" and

WHEREAS, On January 21, 1990, Kiwanians in this City of Marquette and elsewhere around the world celebrated Kiwanis' 75th anniversary; and

WHEREAS, There are 169 Kiwanians in 3 clubs in the City of Marquette; the Kiwanis Club of Marquette, the Superiorland Kiwanis Club of Marquette and the Marquette Area Golden K Kiwanis Club; and

WHEREAS, It is fitting that the members of this worthwhile organization be recognized for the outstanding service they provide this community, the City of Marquette, and elsewhere around the world; now

THEREFORE, I, J. Michael Coyne, Mayor of the City of Marquette, do hereby proclaim the week beginning January 28, 1990, as "Kiwanis Week" in the City of Marquette.

PROCLAMATION - Earth Day 1990

Mayor Coyne made the following proclamation:

WHEREAS, The City of Marquette has long supported environmental protection and natural resource management programs and policies by cities/counties; and

WHEREAS, The City of Marquette has also supported state and national legislation which would help cities/counties develop strong and successful programs to protect the environment and conserve natural resources; and

WHEREAS, Public concern about protecting the Earth is rapidly increasing as new scientific information about environmental threats such as global warming, ozone depletion, acid raid, air pollution, and more becomes available; and

WHEREAS, Citizens and business leaders are now recognizing environmental protection and resource conservation to be essential prerequisites to--indeed, the foundation of--sustained prosperity and economic development; and

WHEREAS, Cities have many critical environmental responsibilities, including land-use planning, management of transportation systems, solid and liquid waste management, and much more; and

WHEREAS, Almost twenty years ago, millions of Americans joined together on Earth Day to express an unprecedented concern for the environment, and their collective action resulted in the passage of sweeping laws to protect our air, our water, and the lands around us; and

WHEREAS, Citizens and their governments must again renew their commitment to meet the global environmental challenge and stand up together in cities, counties, towns, and villages around the world for a day of collective action to declare our shared resolve;

NOW, THEREFORE, BE IT RESOLVED, THAT the City of Marquette

1) Endorses Earth Day 1990, declaring that April 22, 1990 shall be designated and proclaimed as Earth Day, and that the day shall be set aside for public activities promoting preservation of the global environment; and

2) Endorses The Global Cities Project of Earth Day 1990, declaring its intention to join the project and, in that capacity, to sponsor one or more Earth Day 1990 activities in the community.

CITIZEN COMMENT

Mayor Coyne noted a communication from Associated Students of Northern Michigan University asking that Jeff Sell be given time to speak on item 9. Lynn Swadley asked to speak on items 5 and 6. Marsha Lucas asked to speak on item 9. Bart Bartelli asked to speak on item 7, and Dan Cook asked to speak on item 11.

MICHIGAN MUNICIPAL LEAGUE - Annual Legislative Conference

Mayor Coyne noted receipt of a letter from the Michigan Municipal League announcing the Annual Legislative Conference in March. It was moved by Commissioner Acocks, supported by Commissioner Coffey, and carried to designate Mayor Coyne as the City's delegate and Commissioner Sciotto as the City's alternate delegate to this conference.

HARBOR ADVISORY COMMITTEE - Transient Mooring Rates

A recommendation from the Harbor Advisory Committee for 1990 Presque Isle Marina transient mooring rates was presented. Commissioner Potvin said that he felt these rates should be lower than recommended. It was moved by Commissioner Glenn and supported by Commissioner Sciotto to accept the transient mooring rates as recommended. The following vote was taken:

Ayes: Mayor Coyne. Commissioners Acocks, Coffey, Glenn, Sciotto.

Nay: Commissioner Potvin.

The motion was carried.

PLANNING COMMISSION - Summits Subdivision #1

A recommendation from the Planning Commission for approval of the final plat of Summits Subdivision #1 was read. Lynn Swadley, representing Harbour View Construction reviewed the status of improvements in the subdivision. He said the water and sewer are nearly done, one house is well underway, and the curbing and paving will be constructed in the spring. He said several houses are scheduled for construction in the spring. It was moved by Commissioner Acocks, supported by Commissioner Coffey, and carried that the Commission accept the recommendation of the Planning Commission and approve the final plat as presented.

PLANNING COMMISSION - Summits Subdivision #2

A recommendation from the Planning Commission, for approval of the preliminary plat of Summits Subdivision #2, was read. Lynn Swadley, City Engineer Haapala, and City Manager Svanda answered questions about the proposed subdivision. It was moved by Commissioner Glenn and supported by Commissioner Acocks to accept the preliminary plat of Summits Subdivision #2 as presented. It was moved by Commissioner Potvin to amend the motion to require that sidewalks be required in this subdivision. The motion died for lack of support. The vote on the original motion was:

Ayes: Mayor Coyne. Commissioners Acocks, Coffey, Glenn, Sciotto.

Nay: Commissioner Potvin.

The motion was carried.

PLANNING COMMISSION - Bartelli Subdivision
A recommendation from the Planning Commission, for approval of the preliminary plat of Bartelli Subdivision, was read. City Engineer Robert Haapala and Community Development Director Dan Smith answered questions about the proposed plat. It was moved by Commissioner Coffey, supported by Commissioner Glenn, and carried to approve the preliminary plat with the provisions recommended by the Planning Commission.

PLANNING COMMISSION - Vacation of Tracy, Schaffer, and Norwood Streets
A recommendation from the Planning Commission, regarding the proposed vacation of portions of Tracy, Schaffer, and Norwood Streets, was read. It was moved by Commissioner Acocks, supported by Commissioner Coffey, and carried to schedule a public hearing on these proposed vacations for the February 12, 1990 meeting. Commissioners asked for detailed information to be presented at the hearing.

PLANNING COMMISSION - Wright and Sugarloaf
A recommendation from the Planning Commission, for a traffic study and installation of a traffic signal at the intersection of Wright Street and Sugarloaf Avenue, was read. A letter from Associated Students of Northern Michigan University supporting this traffic signal was also read. Marsha Lucas and Jeffrey Sells both addressed the City Commission supporting the need for a traffic signal at the intersection. It was moved by Commissioner Coffey, supported by Commissioner Potvin, and carried to refer this item to the City Manager for a report and recommendation after the decision on the vacation of Tracy, Schaffer, and Norwood Streets has been made.

AUDIT REVIEW AND BUDGET DEVELOPMENT SCHEDULE
A report and recommendation from the City Manager, regarding review of the 1988-89 annual audit and the budget development schedule for the 1990-91 Fiscal Year Budget, was read. It was moved by Commissioner Coffey, supported by Commissioner Sciotto, and carried to schedule a work session for the purposes of reviewing the 1988-89 audit and holding a preliminary discussion on the 1990-91 Budget for Tuesday, February 20, 1990 at 7:00 p.m. Commissioners discussed the proposed budget development schedule. It was agreed to modify the schedule to hold meetings at 5:00 p.m. on April 10, 16, 17, 18 and if necessary, April 19. It was moved by Commissioner Potvin, supported by Commissioner Glenn, and carried to adopt the budget schedule as amended.

LAKEVIEW ARENA SIGN REPLACEMENT
A report and recommendation from the City Manager, regarding purchase, installation, and sponsorship of a new sign for the Lakeview Arena, was read. Dan Cook, representing Cook Sign Service, answered questions about the proposed sign. It was moved by Commissioner Coffey, supported by Commissioner Sciotto, and carried to concur with the recommendation of the City Manager, to approve the agreement for purchase installment and sponsorship of the new sign at the Lakeview Arena, and to authorize the Mayor and City Clerk to execute the necessary documents.

RANEY CREEK DRAINAGE DISTRICT
A report and recommendation from the City manager, regarding alternatives for establishing a drainage plan for the Raney Creek drainage area, was read. It was moved by Commissioner Potvin and supported by Commissioner

Sciotto that the City Administration follow Option 3, to petition the County Drain Commissioner to designate a drainage district and construct a County drain, and to appropriate $5,000 from the contingency fund to pay for the initial costs in establishing this district. Commissioner Coffey said that he is opposed to the loss of City control in this proposal. Following a lengthy discussion, it was moved by Commissioner Glenn and supported by Commissioner Coffey to call a five-minute recess. This motion was ruled out of order as there is a motion on the floor already. It was then moved by Commissioner Coffey to suspend the rules. This motion died for lack of support. It was moved by Commissioner Potvin and supported by Commissioner Acocks to call the question. The following vote was taken:

Ayes: Mayor Coyne. Commissioners Acocks, Potvin, Sciotto.
Nays: Commissioners Coffey, Glenn.

The motion to call the question was carried. The vote on the original motion was:

Ayes: Mayor Coyne. Commissioners Acocks, Glenn, Potvin, Sciotto.
Nays: Commissioner Coffey.

The motion was carried.

WATER RATE STUDY

A report and recommendation from the City Manager, regarding retaining professional services for a water rate study, was read. It was moved by Commissioner Acocks and supported by Commissioner Glenn that John A. Mayer Associates be retained to carry out a water rate study and that the Mayor and Clerk be authorized to execute any documents related to this service. After a lengthy discussion, the following vote was taken:

Ayes: Mayor Coyne. Commissioners Acocks, Glenn.
Nays: Commissioners Coffey, Potvin, Sciotto.

The motion was not carried.

It was then moved by Commissioner Coffey and supported by Commissioner Potvin to resubmit the RFP after contacting other companies in an attempt to obtain more than one proposal. The following vote was taken:

Ayes: Commissioners Coffey, Potvin, Sciotto.
Nays: Mayor Coyne. Commissioners Acocks, Glenn.

The motion was not carried.

STATE HIGHWAY MAINTENANCE CONTRACT

A report and recommendation from the City Manager, regarding renewal of the State Highway Maintenance Contract, was read. Commissioner Potvin said that he thought this contract was not a good deal for the City. It was moved by Commissioner Coffey and supported by Commissioner Acocks to concur with the City Manager's recommendation, to approve the contract, and to authorize the Mayor and City Clerk to execute it. The following vote was taken:

Ayes: Mayor Coyne. Commissioners Acocks, Coffey, Glenn, Sciotto.
Nay: Commissioner Potvin.

The motion was carried.

DOWNTOWN PARKING PLAN

A report and recommendation from the City Manager, regarding scheduling a public hearing for the Downtown Parking Plan, was read. It was moved by Commissioner Coffey, supported by Commissioner Sciotto, and carried to schedule a public hearing on this plan for the regular meeting on February 12.

CITY HALL PARKING

City Manager Svanda gave a verbal report to the Commission regarding proposed changes in the City Hall parking lots. He said that two spaces in the southwest corner of the east lot would be signed for thirty minute parking for visitors to City Hall. He also said that the four spaces on each side of the center aisle in the west parking lot nearest the door would be reserved for visitor parking with no time limit. Commissioners agreed that this proposal should be implemented as soon as possible.

CANADIAN-AMERICAN HIGHWAY

Mayor Coyne announced that this was the time set for discussion of Canadian-American highway development. Commissioner Coffey said that a presentation at the Marquette County OEDP Committee meeting last week had urged local government support for hiring a person to work on the development of a four lane highway from Sault Ste. Marie to Duluth. The local government contributions would be used as match for a Title IX grant. It was moved by Commissioner Coffey, supported by Commissioner Glenn, and carried that the City, for the next two years, commit to a $1,000 per year payment in support of an EDA Title IX Grant for Canadian-American highway development activities, with the $1,000 for the current fiscal year to be taken from the contingency fund.

MAISD - Tax Collection Agreement

A report and recommendation from the City Manager, regarding an agreement with the Marquette-Alger Intermediate School District for collection of their summer tax levy, was read. It was moved by Commissioner Coffey and supported by Commissioner Acocks to concur with the recommendation of the Administration, to adopt the agreement, and to authorize the Mayor and City Clerk to execute it. The following vote was taken:

Ayes: Mayor Coyne. Commissioners Acocks, Coffey, Glenn, Potvin.

Nay: Commissioner Sciotto.

The motion was carried.

CONSENT AGENDA

Mayor Coyne presented the Consent Agenda. It was moved by Commissioner Acocks, supported by Commissioner Sciotto, and carried to approve the consent agenda as follows:

B. Approve a resolution authorizing the purchase of a front end loader and authorize the Mayor and City Clerk to execute it.

APPOINTMENTS

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

WATER/SEWER ADVISORY BOARD: Larry James and Bob Weber to the Water/Sewer Advisory Board for terms expiring December 1, 1992.

DOWNTOWN DEVELOPMENT AUTHORITY: Reappointment of John Wagner and Gary Bantle for terms expiring January 1, 1994.

MARQUETTE MOUNTAIN OBSERVATION DECK AD HOC COMMITTEE: Richard Schwemin, Dorothy Hall, and Maureen Desjardins.

PROPERTIES CAUSING NEIGHBORHOOD PROBLEMS

City Manager Svanda identified the following properties:

609 Norwood Street: Noise problems now and in the past owned by S.R. & R. Development who also have had noise problems at 2058 VanEvera.

2040 Presque Isle: Noise problems three times in one night caused by tenant Sharon Lahrman with the property owned by Ahonen Development Company of Ishpeming, Michigan.

OAKIE BRUMM - Lakeview Arena Complaint
At Commissioner Potvin's request, a letter from Leonard "Oakie" Brumm complaining about the Lakeview Arena not being open on New Year's Eve two years in a row, was read.

OFFICE BAR WORK SESSION
It was moved by Commissioner Potvin and supported by Commissioner Sciotto to set a time for a work session on the Office Bar at which time complete inspection reports of the bar will be available. After lengthy discussion, the following vote was taken:
Ayes: Commissioners Coyne, Potvin, Sciotto.
Nays: Commissioners Acocks, Coffey, Glenn.
The motion was not carried.

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

COFFEY
Commissioner Coffey said that the outdoor skating rink in the north part of town is not available this year because the grant from the Hospital which provided this skating rink in the last two years was not made this year. He also said, in regard to Mr. Brumm's letter, that due to lack of useage in the past on holiday weekends, the policy is for the Arena and other City facilities not to be kept open. He said that the Arena was available for reservation on that weekend. He said he is not against the work session on the Office Bar but does not want money spent on the inspections until the Commissioners agree on the direction they intend to go.

GLENN
Commissioner Glenn said that the work session on parking and the traffic study had been very good. She also spoke of the visit of the County OEDP Committee to the Tilden Mine and said that there is manufacturing alive and well in Marquette County.

POTVIN
Commissioner Potvin said the Parks and Recreation Department staff should sell tags and inspect for tags at the cross country ski trails. Parks and Recreation Director Turausky said that his staff has declined to work overtime on this project. Commissioner Potvin said that this situation needs to be rectified and that the Commission's concensus was to have use of the trails monitored.

SCIOTTO
Commissioner Sciotto said that two years in a row he had received telephone calls from Mr. Brumm at New Years. He said that Mr. Brumm should be sent a letter regarding the City's policy for keeping facilities open. He also noted two complaints about high speed snowplowing and said that the speeds of the plows should be reduced. It was moved by Commissioner Sciotto,

supported by Commissioner Potvin, and carried to open for discussion, at the February 26 meeting, the issue of the water rate study.

COYNE

Mayor Coyne said, in response to Commissioner Brumm's letter, that by Charter the Commission does not have the authority to fire employees and that Mr. Brumm must be mistaken in making this comment in his letter. He said the Charter also prohibits Commissioners from giving direct orders to City employees. He said he does not share Mr. Potvin's feeling that the City Manager is not doing a good job. He said that, in his opinion, the City Manager is doing an excellent job. He said the traffic study work session had been very informative but that if we are going to hire a consultant, we should ask him if changes in the one-way street pattern should be made before the study is done. He noted the receipt of a very complimentary letter from a figure skating club in Wausau. They had appreciated the facilities at the Lakeview Arena and the hotel they stayed in during a recent figure skating meet.

ADJOURNMENT

The meeting was adjourned at 10:39 p.m.

Mayor
J. Michael Coyne

City Clerk
Norman L. Gruber, Jr.

OFFICIAL PROCEEDINGS OF THE
MARQUETTE CITY COMMISSION
Tuesday, February 13, 1990

A regular meeting of the Marquette City Commission was duly called and held at 7:00 p.m. on Tuesday, February 13, 1990 in Commission Chambers of City Hall.

ROLL CALL

PRESENT: Mayor Pro Tem Sciotto. Commissioners Acocks, Birch, Coffey, Glenn, Potvin.

ABSENT: Mayor Coyne.

EXCUSE ABSENCE

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

MINUTES

It was moved by Commissioner Glenn, supported by Commissioner Birch, and carried to approve the minutes of the January 29, 1990 Commission meeting as presented.

BILLS

Total bills payable in the amount of $369,861.35 were presented. It was moved by Commissioner Acocks, supported by Commissioner Glenn, and carried that the bills be paid as presented.

AGENDA

City Manager Svanda introduced new City Assessor and Zoning Administrator Mark Clute to the Commission. Commissioner Potvin asked that item 10c be removed from the Consent Agenda and be made item 9a. It was moved by Commissioner Acocks, supported by Commissioner Birch, and carried to approve the agenda.

CENSUS

Mayor Pro Tem Sciotto said that the census will be taken in April of this year. He urged everyone to participate in the Census. City Manager Svanda described the financial importance of properly counting the City's population. He said we receive about $172.00 per year per person in our population and that not counting people can cost the City a lot of money in federal and state aid. City Planner Gruber spoke about the use of the Census for apportioning the United States House of Representatives, the State Senate and House of Representatives, and the County Commissioner Districts. He said it is important to ensure that we have our full representation by counting everyone in the City. Mayor Pro Tem Sciotto encouraged people to listen to the public service announcements about the Census which will be aired by Bresnan Communications.

PROCLAMATION - National Crime Prevention Week

Mayor Pro Tem Sciotto made the following proclamation:

WHEREAS, the specter of crime is casting an ever-growing shadow across America which clouds the lives of every one of us; and

WHEREAS, the growth of crime is known to be fueled, in part, by the sinister spread of drug abuse among all segments of society; and

WHEREAS, drug and alcohol abuse is tragically affecting the lives of thousands of young people into whose hands we will soon entrust the future of our nation;

NOW, THEREFORE, I, Frank P. Sciotto, Mayor Pro Tem of Marquette, ask all of our citizens, and in particular our young people, to heed the advice contained in these words; "Doing Drugs--the Biggest Mistake You'll Ever Make," the slogan adopted this year by the Exchange Clubs of America as they launch their 43rd annual crime prevention campaign;

AND FURTHER, I do hereby proclaim the week of February 11th through the 17th, 1990 to be National Crime Prevention Week in Marquette, Michigan, to help focus public attention on the compelling need to join the never-ending battle against crime and, through both example and education, to help our children learn to resist the temptation to abuse drugs and alcohol.

CITIZEN COMMENT
Caron Christopherson asked to speak on item 9.

PUBLIC HEARING - Vacation of Portions of Schaffer, Norwood, Tracy
A report and recommendation from the City Manager, regarding the vacation of portions of Tracy, Norwood, and Schaffer Streets, was read. Peter Embley said that there was not enough information available for the public and that the City and the University have trashed this neighborhood. Sandra Michaels, Dean of Students at Northern Michigan University, said that the street vacations will be good for the development of the Greek Row area on campus and will also improve safety for both pedestrian and vehicular traffic entering campus from Wright Street. Mike Roche, representing the Marquette Area Chamber of Commerce, supported the vacation. He said that it would be good for business and for the establishment of Greek Row. Steve Gust, representing Delta Zeta Phi fraternity, supported the need for a Greek Row. He said they want to have a house in the Marquette area. Greg Peterson, representing Delta Chi fraternity, said that they also want to have a house in the Greek Row area. Melissa Ryan, representing Alpha Zeta Delta sorority, said that they also would like to have a house in the Greek Row area. The hearing was closed. It was moved by Commissioner Birch and supported by Commissioner Acocks that the vacation be approved and refinements to the agreement in principle with the University continue. The Commission discussed the motion at great length. In response to questions, City Manager Svanda described which streets would be vacated and which streets the City would have to improve. Peter Embley said that he felt the City has not supported this neighborhood in the past. Sandra Michaels said that probably the entrance to Greek Row would be from Schaffer north of Norwood. She said that Tracy will be blocked at Wright Street. Lyle Shaw, Vice-President of Finance at Northern Michigan University, said they hope to have the street paving project completed this summer and that Schaffer would be paved before Tracy is closed. City Manager Svanda said that City funding may be needed as soon as the 1990-91 budget depending on utility conditions. He said there is no commitment on the part of the City to provide this funding this year. He also said that University security would

be responsible for law enforcement in the area. Commissioner Potvin said that the University and the City have not treated the neighborhood fairly. City Manager Svanda said that the University could shift the street alignment to avoid lot 13 on the corner of Schaffer and Norwood. Mr. Shaw said the University is purchasing that property in the very near future. City Manager Svanda said that Mr. O'Neill will have access to a City-owned street and will continue to receive all City services. He said the University has committed to keep a route through campus open. He said the University cannot be assessed for utility improvements unless they are a benefit to the University. Mr. Shaw said this issue has not been discussed and that it cannot until plans for the area are complete. The motion was then carried on a 6-0 vote and the following streets were vacated:

- Tracy Avenue from the south right of way line of Wright Street to a line 100 feet north of the north right of way line of Norwood Street,
- Schaffer Avenue from the south right of way line of Wright Street to the south right of way line of Norwood Street,
- Norwood Street from the east right of way line of Schaffer Avenue to the east right of way line of Tracy Avenue.

PUBLIC HEARING - Downtown Parking System and Management Changes
There being no one to address the Commission on this matter, the hearing was closed. It was moved by Commissioner Coffey and supported by Commissioner Acocks to approve the recommendation from the Downtown Development Authority regarding the downtown parking system. During discussion, two changes were suggested to the parking system plan. The development of the plan and the process which would be followed from now on were discussed. The motion was then carried on a 6-0 vote.

WATER AND SEWER UTILITY ADVISORY BOARD - Meter Changeout
A recommendation from the Water and Sewer Utility Advisory Board, regarding an amendment to the policy for valve installation for the meter changeout program, was read. It was moved by Commissioner Acocks, supported by Commissioner Coffey, and carried to adopt the policy as proposed.

SOLID WASTE MANAGEMENT SYSTEM - Fee Schedule
A report and recommendation from the City Manager, regarding an amendment to the fee schedule for utilizing the Solid Waste Management System, was read. It was moved by Commissioner Glenn and supported by Commissioner Acocks to amend the fee schedule to add the following fees:

$1.00 tire disposal
$30.00 landfill license fee -($25.00 of which is refundable).

Commissioner Potvin asked how much is charged for disposal of large tires and pointed out the inequity between disposing regular tires and large earth mover tires. He also asked if the people hauling directly to the landfill could be billed directly. City Manager Svanda said that the agreement establishing the landfill authority does not provide for this. Following further discussion, the amendment was carried on a 6-0 vote.

SOLID WASTE AGREEMENTS - Ishpeming, Negaunee Township, Sands Township
A report and recommendation from the City Manager, regarding agreements with the City of Ishpeming, Negaunee Township, and Sands Township for utilization of the Marquette Transfer Facility, was read. Commissioner Potvin asked if we could charge enough to cover some of the capital cost of development of this facility. City Manager Svanda said that the 10%

administration fee does include some capital costs. It was moved by Commissioner Acocks, supported by Commissioner Birch, and carried that the agreements for utilization of the Marquette Transfer Facility by the City of Ishpeming, Negaunee Township, and Sands Township, be approved by the City Commission and that the Mayor and Clerk be authorized to execute these agreements on behalf of the City.

FIRE-POLICE PENSION FUND - Military Service Time

A report and recommendation from the City Manager, regarding a request from Felix Richer to purchase active military service time, was read. It was moved by Commissioner Birch and supported by Commissioner Coffey to concur in the recommendation of the City Manager, noting that this action is not precedent setting, and to grant the request of Sargeant Felix Richer to purchase 17 months of service time.

HUMANE SOCIETY - Funding

A report and recommendation from the City Manager, regarding a request for support of the Marquette County Humane Society, was read. Caron Christopherson, representing the Humane Society, spoke on reasons the City should support the Society. It was moved by Commissioner Birch and supported by Commissioner Coffey that the Commission support the proposed County plan, that the Mayor and Clerk be authorized to execute any documents related to this support and that $2,206 be appropriated from the contingency fund for this purpose subject to the following reservations:

1) that at least two-thirds of the County's local units participate in the plan with the City to be included in the two-thirds participation.

2) that a County oversight committee including City representation be established to oversee Humane Society operations.

Commissioner Potvin said that he felt the County Board of Commissioners should assume full responsibility for support of the Humane Society. The following vote was taken:

Ayes: Mayor Pro Tem Sciotto. Commissioners Acocks, Birch, Coffey, Glenn.

Nay: Commissioner Potvin.

The motion was carried.

It was then moved by Commissioner Potvin that we advise the County Board that the Marquette City Commission believes that the County Board should provide for full support of the County Humane Society. The motion failed for lack of support.

WISCONSIN ELECTRIC - Support for Transmission Line

A report and recommendation from the City Manager, regarding a resolution of support for construction of an electric power transmission line in the City, was read. It was moved by Commissioner Acocks, supported by Commissioner Birch, and carried that the following resolution be adopted:

WHEREAS, Wisconsin Electric Power Company proposes to construct a new $36 million electric power transmission line between the Presque Isle Power Plant in Marquette County and the Plains Substation in Dickinson County; and

WHEREAS, this transmission line, with a capacity of 345 kilovolts, will help to assure a reliable supply of electricity for residential,

industrial, commerical and governmental use in the Upper Peninsula; and

WHEREAS, Wisconsin Electric has actively sought the input of local and county officials on selecting a proposed route for the new line; and

WHEREAS, taxes paid on these new facilities will benefit all the property taxpayers of the City of Marquette; and

WHEREAS, Wisconsin Electric Power Company will be required to comply with all applicable environmental regulations, thereby assuring that the environmental effects of the project will be minimal; now, therefore, be it

RESOLVED, that the Marquette City Commission does hereby declare its approval and support of the plans of Wisconsin Electric Power Company to construct a new transmission line; and, be it

FURTHER RESOLVED, that copies of this resolution be sent to the Michigan Department of Natural Resources, the Public Service Commission of Wisconsin, and Wisconsin Electric Power Company.

CONSENT AGENDA

The City Clerk presented the consent agenda. It was moved by Commissioner Coffey, supported by Commissioner Glenn, and carried to approve the consent agenda as follows:

A. Adopt the resolution recognizing the Giants Foot Park Association as a non-profit organization.

B. Adopt the resolution of support for the American/Canadian Highway System Project as follows:

WHEREAS, the United States and Canada have entered into a Free Trade Agreement, and;

WHEREAS, the United States is close to completing its Interstate Highway System and is beginning to plan the next generation highway system for the country, and;

WHEREAS, the Economic Development Corporation of the County of Marquette has completed an Economic Adjustment Strategy Study which recommended improving area transportation and has received a written invitation from the Economic Development Administration to submit an application for $100,000 of funds towards a two year $180,000 project to coordinate the consideration of the Canadian American Highway concept;

NOW, THEREFORE, BE IT RESOLVED, that the City of Marquette hereby commits $1,000 of matching funds per year, over two years (1990 and 1991), in support of this undertaking. It further being the understanding of the City of Marquette, that if the other required matching funds are not committed, or if the project is not fully undertaken, that no contribution will be made by the City.

D. Award the bid for supplying and installing fencing at the Park Cemetery to Harris Roofing and Siding.

E. Award the bid for the repair of bearing journals on the RBC steel shaft at the Wastewater Treatment Plant to On-Spot Portable Machine Company, Inc. of Wixom, Michigan.

PROPERTIES CAUSING NEIGHBORHOOD PROBLEMS

City Manager Svanda identified the following properties:

510 W. BLUFF STREET: Noise problems now and often in the past, owned by Stanley Gierlack, who also owns 203 N. Fourth, 109 Prospect, and 214 W. Ridge which have had many noise problems in the past.

393 WEST CRESCENT: Maintenance problems now and maintenance and zoning problems in the past, owned by Thomas Bogdan.

APPOINTMENTS

Mayor Pro Tem Sciotto made the following appointments with the Commission's concurrence:

MARQUETTE HOUSING COMMISSION: Robert Rafferty for a term expiring June 8, 1992, Dolores Wright for a term expiring January 25, 1995.

LOCAL DEVELOPMENT FINANCE AUTHORITY: Reappointment of Peter Schumer for a four year term expiring October 31, 1993.

BOARD OF CANVASSERS: Reappointment of Sharon Schumer for a term expiring January 1, 1994.

TREE COMMITTEE: Reappointment of Marion Lovewell for a three year term expiring February 11, 1993.

PLANNING COMMISSION: Reappointment of Wayne Johnson for a term expiring February 15, 1993.

MARQUETTE AREA WASTEWATER TREATMENT FACILITY ADVISORY BOARD: Reappointment of Michael Etelamaki for a term expiring November 28, 1992. Reappointment of Kathy Foulks as an alternate member for a term expiring November 28, 1992.

ECONOMIC DEVELOPMENT CORPORATION: Reappointment of Howard Swaine for a six year term expiring January 1, 1996.

CITIZEN COMMENT

Peter Embley said that Michigan pension funds should be invested in Michigan, not South Africa. He also said that power lines and transformers on poles are dangerous to children. Kathy Sromalski, representing the Giants Foot Park Association, thanked the Commission for their support and reported on progress on the park.

GLENN

Commissioner Glenn said there are still Christmas trees in snowbanks and that they are the responsibility of the homeowners. She said they will not be picked up by the garbage collection, and if they are still there in the spring, the owners can be ticketed. She said she has been receiving ideas for the five year plan from many people. She expressed pleasure on the progress at the Veteran's Center addition and noted that people are still parking in the restricted parking zones on Third Street. She also noted the funding of two skating rinks behind Snowberry Heights senior citizen housing by Marquette General Hospital.

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COFFEY
Commissioner Coffey urged everyone to attend the Marquette Senior High School All Sports Booster Club Pancake Breakfast on Sunday. He extended congratulations to the Marquette Wrestling Team noting that 17 members were in the top four in their classes including three champions. He said that the critical comments about Parks and Recreation Director John Turausky at the last Commission meeting were improper. He referred to Section 4.10 of the Charter which states that Commissioners must deal with employees through the City Manager. He extended his apologies to Mr. Turausky for not correcting this situation at that meeting. He wished everyone a Happy Valentine's Day.

ACOCKS
Commissioner Acocks said that she is pleased with Commissioner Coffey's comments regarding Mr. Turausky. She also apologized for the comments made regarding City Manager Svanda. She said that he does a good job and tries hard to work with people.

SCIOTTO
Mayor Pro Tem Sciotto said that complaints should be brought directly to the City Manager and the proper procedures should be followed. He read a public service announcement about the closing of Washington Street between Fourth Street and Lakeshore Boulevard from 12:30 p.m. on Friday until midnight on Sunday. This area will be used as the start for the U.P. 200 Sled Dog Championship Race. He implored citizens to take care of their Christmas trees saying that the City budget does not allow for them to be picked up. He noted a complaint about a parking ticket on Third Street and said that there should be some loading zones at corners on Third Street. He also noted a call of concern about future truck traffic to the dome construction site. He said that all of the wood for the dome will be coming by rail and will be delivered directly to the site.

POTVIN
Commissioner Potvin said that loading zones should be allowed or not allowed consistently on both Third and Washington Streets. He said that his comments on John Turausky were made in good faith based on his belief that the City Commissioners supported his request.

CITY MANAGER SVANDA
Mr. Svanda said the no parking areas near the intersections on Third Street are necessary for clear vision. He said this is not so in front of ABC True Value Hardware store on Washington Street. He also noted that there is no difference between parked cars or trucks in a loading zone as either will cause an intersection to become more dangerous.

ADJOURNMENT
The meeting was adjourned at 9:27 p.m.

Frank P. Sciotto
Mayor Pro Tem
Frank P. Sciotto

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

February 13, 1990

OFFICIAL PROCEEDINGS OF THE
MARQUETTE CITY COMMISSION
Monday, February 26, 1990

A regular meeting of the Marquette City Commission was duly called and held at 7:00 p.m. on Monday, February 26, 1990 in Commission Chambers of City Hall.

ROLL CALL

PRESENT: Mayor Coyne. Commissioners Acocks, Birch, Coffey, Glenn, Sciotto.

ABSENT: Commissioner Potvin.

It was moved by Commissioner Coffey and supported by Commissioner Sciotto to excuse Commissioner Potvin as he is out of the City. The following vote was taken:

Ayes: Mayor Coyne. Commissioners Acocks, Coffey, Glenn, Sciotto.

Nay: Commissioner Birch.

The motion was carried.

MINUTES

It was moved by Commissioner Glenn, supported by Commissioner Birch, and carried to approve the minutes of the February 13, 1990 meeting as presented.

BILLS

Total bills payable in the amount of $263,577.70 were presented. It was moved by Commissioner Sciotto, supported by Commissioner Coffey, and carried that these bills be allowed and ordered paid.

AGENDA

Mayor Coyne noted that in item 8d, the amount $450,000 should be $45,000. At Commissioner Glenn's request, this item was removed from the consent agenda and made item 7a. Commissioner Coffey said that item 6 was to have been on the agenda when all seven Commissioners were present. Three of the Commissioners wanted left on the agenda for this meeting.

1990 CENSUS

City Planner Gruber identified some of the many uses that can be made of Census data. He said that at previous meetings the benefit to the City from federal and state revenues based on the Census and the benefit to the City from legislative apportionments had been discussed. He said at future meetings the method of taking the census in the City and the confidentiality of census material will be discussed.

CITIZEN COMMENT

During the time set for citizens wishing to address the Commission, Mike Roche asked to speak on item 2, Karen Teichman asked to speak on item 5, and Jim Scullion offered to answer questions on item 3.

MOUNT MARQUETTE AD HOC OBSERVATION DECK COMMITTEE

A recommendation from the Mount Marquette Ad Hoc Observation Deck Committee was read. Mike Roche, representing the Chamber of Commerce, supported construction of the deck. He asked the City Commission to reconsider the recommendation of the Committee. He said the deck was important for the tourism industry which is a 150 million dollar industry in Marquette County. Following lengthy discussion, it was moved by Commissioner Acocks and supported by Commissioner Glenn to accept the recommendation of the Committee. The following vote was taken:

Ayes: Mayor Coyne. Commissioners Acocks, Glenn, Sciotto.

Nay: Commissioners Birch, Coffey.

The motion was carried.

PUBLIC WORKS ADVISORY BOARD - Spring Rubbish Collection

A recommendation from the Public Works Advisory Board, regarding the spring rubbish collection, was read. It was moved by Commissioner Coffey and supported by Commissioner Glenn to limit the spring rubbish collection to brush, leaves, and lawn rakings and to undertake an aggressive public information campaign to inform residents of acceptable alternatives for disposing of other rubbish items, including the use of utility bill inserts. After discussion, it was moved by Commissioner Glenn and supported by Commissioner Acocks to amend the motion to allow City residents to pick up a free ticket at the City Hall, during the time of rubbish collection in their area, which would allow them to take rubbish items which will not be picked up (excluding items requiring special handling) to the transfer station. After more discussion, this amendment was defeated on a 0-6 vote. Public Works Advisory Board Chairman Jim Scullion answered questions about the Committee's deliberations on this issue. Commissioner Coffey then added to his motion, with the consent of Commissioner Glenn, a provision that all other materials which are non-hazardous will be picked up at a time separate from the brush, leaves, and lawn rakings pick up. The motion was then carried on a 6-0 vote.

INVESTMENT ADVISORY BOARD - Special Assessment Interest Rate

A recommendation from the Investment Advisory Board, regarding the establishment of special assessment interest rates, was read. It was moved by Commissioner Coffey, supported by Commissioner Sciotto, and carried to concur with this recommendation.

SISTER CITY ADVISORY COMMITTEE - Budget Request

Karen Teichman, Chairwoman of the Sister City Advisory Committee, addressed the Commission regarding the Committee's request for funding to establish a sister city relationship with a City in Finland. It was moved by Commissioner Glenn, supported by Commissioner Coffey, and carried to concur with this request and to place this item on the wish list for the budget review sessions. It was agreed that Mayor Coyne will meet with Dr. Pryse Duerfeldt to determine if the $1,000 requested is adequate to support the establishment of a new sister city.

WATER RATE STUDY

Mayor Coyne said that the report and recommendation from the City Manager, regarding the hiring of a firm to do a water rate study had been read at the last meeting in January. He noted the receipt of a letter from Marquette Township supporting the City Manager's recommendation. It was moved by

Commissioner Glenn and supported by Commissioner Acocks to award the water rate study to John A. Mayer and Associates. Commissioner Coffey presented a detailed criticism of the previous Mayer rate study. The motion was defeated on a 0-6 vote. It was then moved by Commissioner Coffey, supported by Commissioner Birch, and carried to initiate another RFP with more detail, which will give the City more latitude in establishing rates, and which will be cost-based.

1988-89 AUDIT AND 1989-90 BUDGET

A report and recommendation from the City Manager, regarding acceptance of the fiscal year 1988-89 audit and revisions to the fiscal year 1989-90 budget, was read. It was moved by Commissioner Birch, supported by Commissioner Coffey, and carried to accept the 1988-89 audit and to adjust the fiscal year 1989-90 budget in accordance with the City Manager's recommendation.

PARKS AND RECREATION ADVISORY BOARD - River Park Sports Complex

A recommendation from the Parks and Recreation Advisory Board, that a public hearing be scheduled for the March 12 City Commission meeting on a grant application for development of the River Park Sports Complex, was read. It was moved by Commissioner Glenn, supported by Commissioner Coffey, and carried to schedule this hearing as recommended. Commissioner Glenn asked for several items of information to be presented at the hearing.

CONSENT AGENDA

Mayor Coyne presented the consent agenda. It was moved by Commissioner Coffey, supported by Commissioner Sciotto, and carried to approve the consent agenda as follows:

A. Reaffirm Approval of the Final Plat of Summits Subdivision #1.
B. Award the Bid for Tree Planting Services to Anderson Landscaping of Munising, Michigan.
C. Schedule a Public Hearing of Necessity for Special Assessment of Improvements on Washington Street from Fourth Street to Fifth Street.

CITIZEN COMMENT

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

ACOCKS

Commissioner Acocks noted that she had been receiving only good comments on the U.P. 200 Sled Dog Race. She said it had been an excellent event and was a huge success. She expressed her thanks to everyone who had been involved.

COFFEY

Commissioner Coffey supported Commissioner Acocks' comments on the sled dog race. He gave the schedule for "Midnight Mushers", a video on the race which will be aired on Channel 13. He said there will be a meeting of the Front Street Neighborhood Association on March 1 and thanked the Commission for supporting his position on the water rate study.

GLENN

Commissioner Glenn said that she had her first snowmobile ride as a part of the glacier glide art event at Presque Isle. She thanked Parks and

Recreation Department employee Bucky O'Neill for a good ride and said that the event could not have been held without the assistance of the Parks and Recreation Department.

SCIOTTO
Commissioner Sciotto said that it had been his pleasure to act in the Mayor's stead at the U.P. 200 Banquet and at the finish line of the race. He said this was the finest event to happen in Marquette in a long time. He also noted an excellent article in the weekly report from Assessor Mark Clute regarding the assessment changes.

COYNE
Mayor Coyne said Commissioners have received a large packet of input from citizens on the "Envisioning the Future" program. He noted the suggestion in this packet that at each meeting a board or committee be highlighted so that people will understand who the committee is and what they are doing. He asked the City Manager to look into this.

ADJOURNMENT
The meeting was adjourned at 9:09 p.m.

Mayor
J. Michael Coyne

City Clerk
Norman L. Gruber, Jr.

OFFICIAL PROCEEDINGS OF THE
MARQUETTE CITY COMMISSION
Monday, March 12, 1990

A regular meeting of the Marquette City Commission was duly called and held at 7:00 p.m. on Monday, March 12, 1990 in Commission Chambers of City Hall.

ROLL CALL

PRESENT: Mayor Coyne. Commissioners Acocks, Birch, Coffey, Glenn, Potvin.

ABSENT: Commissioner Sciotto.

It was moved by Commissioner Coffey, supported by Commissioner Glenn, and carried to excuse the absence of Commissioner Sciotto.

MINUTES

It was moved by Commissioner Coffey, supported by Commissioner Acocks, and carried unanimously to approve the minutes of the February 26, 1990 meeting as presented.

BILLS

Total bills payable in the amount of $351,855.31 were presented. It was moved by Commissioner Acocks, supported by Commissioner Birch, and carried to pay the bills as presented.

AGENDA

Commissioner Potvin asked that item 11, attendance at a Township meeting and item 12, reconsideration of Commission action excusing him from the last meeting be added to the agenda. Mayor Coyne said that item 1 should be removed from the agenda.

1990 CENSUS

City Planner Norman Gruber presented information about the method for taking the census in Marquette. He said that census forms will be mailed to every household in town and that these forms are to be completed and returned by mail. He noted that the City of Marquette will be a tracted census area for the first time in 1990.

PUBLIC HEARING - 300 Block of West Washington

Mayor Coyne announced that this was the time and date set for a public hearing on the necessity of special assessment improvements to the 300 block of West Washington Street. A report and recommendation from the City Manager and three letters from property owners were read. Tom Clark, representing the Downtown Development Authority, supported the project and spoke on the benefit that the same improvements had in the 100 and 200 blocks. Brent Hightower, representing the Marquette Food Coop, said that brick pavers and trees are too expensive. He said that the project is not needed and the money should be spent elsewhere. He also said having the street torn up would be bad for their business. Don Atanasoff, representing Christ Oil Company, said that his assessment for this project would be $50,000 and that this is not acceptable. Bruce Heikkila supported the special assessment tax credit if the project is approved. He said his property will be assessed for improvements to both the street and the alley making his assessments very high. He said the 300 block is different from

the 100 and 200 blocks and does not need the same level of improvements. Edward Dembowski said that the Downtown Development Authority is on the right track and extension of the downtown improvement project to the west is a good idea. He said new curbing is needed, improved sidewalks are needed, and that the trees are very nice to have in the neighborhood. The hearing was closed. It was moved by Commissioner Potvin that the City Commission not determine the necessity for this project. The motion failed for lack of support. It was moved by Commissioner Coffey and supported by Commissioner Glenn to concur with the recommendation and to adopt the resolution determining the necessity of this project. During discussion, it was determined that the number of lights proposed is needed in order to meet highway department standards for street lighting, that there could be fewer trees installed, that there would be no loss in parking on the street, that a tax credit program would help the property owners by reducing their assessments, and that the project is necessary because all of the utilities in the street except the sanitary sewer are in poor condition and need to be replaced. Bruce Heikkila answered questions from the Commission. The following vote was taken:

Ayes: Mayor Coyne, Commissioners Acocks, Coffey, Glenn.

Nays: Commissioners Birch, Potvin.

The motion was carried and the following resolution adopted:

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

RECONSTRUCTION OF UTILITIES, STREETS, AND SIDEWALKS FROM RIGHT OF WAY LINE TO RIGHT OF WAY LINE INCLUDING: RECONSTRUCTION OF SANITARY SEWER, WATERMAIN, STORM SEWER, AGGREGATE BASE, BITUMINOUS SURFACE, CURB AND GUTTER, SIDEWALK, BRICK PAVERS, TREES, BENCHES, AND NEW LIGHT FIXTURES ON WEST WASHINGTON STREET FROM FOURTH STREET TO FIFTH STREET.

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

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

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

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

WASHINGTON STREET FROM FOURTH TO FIFTH STREET, IMPROVEMENTS ON THE PROPERTY OWNER'S SIDE OF THE CURB LINE INCLUDING, BUT NOT LIMITED TO; SIDEWALK, STREET LIGHTS, AND ASSOCIATED ITEMS.

FURTHER RESOLVED, that the proportion of the costs of such improvements which shall be defrayed by special assessment upon the

property especially benefitted thereby and the proportion to be defrayed as the general obligation of the City, if any, shall be as follows:

PROPERTY - $249,915.00 CITY - $520,985.00

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

PUBLIC HEARING - River Park Sports Complex Grant Application

A report and recommendation from the City Manager, regarding this grant application, was read. There being no persons to address the Commission, the hearing was closed. It was moved by Commissioner Acocks, supported by Commissioner Birch, and carried that the Commission approve the grant application and authorize the execution of any necessary documents.

CITIZEN COMMENT

Cliff Meyer, Jennifer Magadanz, and Elizabeth Bielinski all asked to speak on item 5.

PLANNING COMMISSION - Woody Glen Subdivision

A recommendation from the Planning Commission, for approval of the preliminary plat of Woody Glen Subdivision, was read. It was moved by Commissioner Potvin and supported by Mayor Coyne that this recommendation and action be returned to the Planning Commission for reconsideration. Clifford Meyer offered to answer questions and said that he and his wife have been paying taxes on this land for fifteen years and they need to sell it. He said it will have to be developed in order to be sold. He discussed the history of their attempts to develop this property. Genevieve Magadanz said that her property would have roads on three sides and that this would degrade her property. She said her neighbors also object. Elizabeth Bielinski objected because she had not been informed that this development was proceeding. After further discussion, the following vote was taken:

Ayes: Mayor Coyne. Commissioners Acocks, Birch, Glenn, Potvin.

Nay: Commissioner Coffey.

The motion was carried.

RIVER PARK COMPLEX - Sales Agreement

A report and recommendation from the City Manager, regarding a sales agreement for Lot 17 in River Park Complex, was read. It was moved by Commissioner Acocks, supported by Commissioner Glenn, and carried that Lot 17 in River Park Complex be sold to El-Com Services and that the Mayor and Clerk be authorized to execute any documents related to this sale.

FRONT AND THIRD STREET TRAFFIC - Schedule Public Hearing

A report and recommendation from the City Manager, regarding scheduling a public hearing about the direction of traffic on North Front Street and North and South Third Street, was read. It was moved by Commissioner Birch and supported by Commissioner Coffey that a public hearing be scheduled for the meeting on March 26, 1990 to receive comments on the direction of vehicular traffic on North Front Street and North and South Third Street. The following vote was taken:

Ayes: Mayor Coyne. Commissioners Acocks, Birch, Coffey, Glenn.

Nay: Commissioner Potvin.

The motion was carried.

CONSENT AGENDA

Mayor Coyne presented the consent agenda. It was moved by Commissioner Coffey, supported by Commissioner Acocks, and carried to approve the consent agenda as follows:

A. Authorize the resolution for a formal application for strategic planning grant funds.

WHEREAS, the City of Marquette has initiated a strategic plan for the continued development of the City of Marquette for the next five year period, and,

WHEREAS, the City of Marquette has made application to the Michigan Department of Commerce for funding through the Rural Economic Strategy Grant Program, and,

WHEREAS, the total costs for the planning project have been estimated at $12,500.00 of which $10,000.00 has been requested in the grant application, and,

WHEREAS, the Strategic Planning Project is consistent with previous community development plans as described in the application.

NOW, THEREFORE, BE IT RESOLVED, that the City Commission of the City of Marquette authorize David A. Svanda, City Manager, to submit a full application for funding from the Rural Economic Strategy Grant Program offered by the Michigan Department of Commerce.

BE IT FURTHER RESOLVED, that the City Manager be authorized to receive and expend the grant funds and expend local funds equal to $2,500.00 to be used as the local match for this project.

APPOINTMENTS AND RESIGNATIONS

Mayor Coyne noted the resignation of Michael Etelamaki from the Marquette Area Wastewater Treatment Facility Advisory Board. He appointed Dorothy Magill to the Commission on Aging for a term expiring October 1, 1992. Mayor Coyne then called a one minute recess at 9:24 p.m. Following the recess, he appointed Susan Hefke and Ayleen Vanbeynen to the Planning Commission for terms expiring February 15, 1993.

TOWNSHIP MEETING - Attendance

It was moved by Commissioner Potvin and supported by Commissioner Birch and carried that any of the Commissioners who can and would like to attend the

Marquette Township Association Annual Meeting be authorized to do so and that funds be taken from appropriate City sources.

ATTENDANCE - February 26, 1990

It was moved by Commissioner Potvin and supported by Commissioner Acocks to reconsider the vote at the last meeting excusing him from attendance at that meeting. During discussion, Commissioners said that it was their intent to excuse Commissioner Potvin. The following vote was taken:

Ayes: Commissioners Birch, Potvin.

Nays: Mayor Coyne. Commissioners Acocks, Coffey, Glenn.

The motion was defeated.

CITIZENS

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

BIRCH

Commissioner Birch announced his recent marriage. He said, in regard to Woody Glen Subdivision, if we do not allow them to develop their property, we should waive the taxes on it. City Attorney Martin said that the property owners would have to go to the Board of Review to get their taxes lowered.

COFFEY

Commissioner Coffey said he agrees with Commissioner Birch regarding Woody Glen Subdivision. He said there are many potholes on the City streets due to warmer weather and asked who to call. City Manager Svanda said the Public Works Department will respond to calls about potholes. Commissioner Coffey said the Planning Commission should do a better job of keeping neighbors informed of proposed developments. He announced that the Pigs-n-Heat hockey game will be on Wednesday and said that discussion at the OEDP meeting two weeks ago about the Wisconsin Electric transmission line proposed from Marquette to Gwinn had shown it to be very good for the City.

GLENN

Commissioner Glenn noted that the winter parking ban has been removed and said she had noted during attendance at a hockey game in Duluth that the concession stands in their arena are excellent. She said perhaps we should hire more workers and suggested looking at the Older Workers' Program. She said potholes are very bad all over town.

POTVIN

Commissioner Potvin said we have received a letter from Marquette Township advising us that we should pay all of the costs of re-advertising for a consultant to do the water rate study. He said he objected to this because hiring a good consultant was also in the best interest of the Township. He said good decisions had been made at the last meeting, especially in regard to the Public Works Advisory Board. He suggested we look into a Sister City relationship with a City in an emerging democracy and offered his congratulations to Commissioner Coffey for his work on the water rate issue.

COYNE

Mayor Coyne said the Commission needs to schedule work sessions with both the Public Works Advisory Board and the Board of Light and Power but these should not be scheduled until after the budget work sessions. He offered the Commission's congratulations to Commissioner Birch and his wife Sally.

CITY MANAGER SVANDA

City Manager Svanda said that although the winter parking ban has been lifted, if there is a major snowfall, people should plan not to park on the streets to allow snow removal.

ADJOURNMENT

The meeting was adjourned at 9:51 p.m.

Mayor
J. Michael Coyne

City Clerk
Norman L. Gruber, Jr.

OFFICIAL PROCEEDINGS OF THE
MARQUETTE CITY COMMISSION
Monday, March 26, 1990

A regular meeting of the Marquette City Commission was duly called and held at 7:00 p.m. on Monday, March 26, 1990 in Commission Chambers of City Hall.

ROLL CALL

PRESENT: Mayor Coyne. Commissioners Acocks, Birch, Coffey, Glenn, Potvin.

ABSENT: Commissioner Sciotto.

It was moved by Commissioner Coffey, supported by Commissioner Glenn, and carried to excuse Commissioner Sciotto.

MINUTES

It was moved by Commissioner Acocks, supported by Commissioner Coffey, and carried to approve the minutes of the March 12, 1990 meeting as presented.

BILLS

Total bills payable in the amount of $363,722.60 were presented. It was moved by Commissioner Glenn, supported by Commissioner Birch, and carried that the bills be paid as presented.

AGENDA

Commissioner Coffey asked that item 18, discussion of an RFP for the water rate study be added. Commissioner Potvin asked that item 19, overview by the Assessor on this summer's appraisal project, and item 20, discussion of delinquent personal property taxes be added.

PROCLAMATION - World Health Day

Mayor Coyne made the following proclamation:

WHEREAS the health of all people is one true measure of a City, and

WHEREAS the health of the Citizens of Marquette and of all Americans is inseparably linked with the health of peoples throughout the world, and

WHEREAS all the nations of the world, acting through the World Health Organization, of which the United States is an active member, are pledged to the goal of Health for All by the year 2000, and

WHEREAS April 7 of each year has been established by the World Health Organization as World Health Day - an occasion to educate and to inform, to encourage increased community involvement, to focus on the unity of our health concerns, and

WHEREAS The 1990 World Health Day theme, "Our Planet, Our Health; Think Globally, Act Locally", stresses the importance of community participation in promoting a safe and clean environment; one of the many prerequisites for leading a health life style, and

WHEREAS the Marquette County Health Promotion Partnership will be sponsoring a Health Fair at the Marquette Mall from 10:00 am to 4:00 pm, on World Health Day, Saturday, April 7, 1990,

NOW THEREFORE I, J. Michael Coyne, Mayor of the City of Marquette Michigan, do hereby declare April 7 as World Health Day and do urge all Citizens of Marquette to take part in the observance and activities designed to advance the cause of "Health for All" by promoting awareness and be encouraging participation in the worldwide efforts of attaining a health and safe environment.

PROCLAMATION - Medical Laboratory Week

Mayor Coyne made the following proclamation:

WHEREAS, there are approximately 250,000 certified laboratory personnel in the United States including pathologists, medical technologists, medical laboratory scientists, specialists, technicians and assistants in clinical laboratory science who work in more than 12,000 medical laboratories in the United States; and

WHEREAS, these dedicated health professionals make a substantial contribution to quality health care in this country by providing dependable laboratory test results essential to the detection, diagnosis, treatment, and prevention of disease; and

WHEREAS, these individuals offer a vital health service to the people of the United States; and

WHEREAS, these health professionals, in order to preserve the health of the citizens of the United States, continuously expand their technical skills through a wide range of continuing education programs;

NOW, THEREFORE, I, J. Michael Coyne, Mayor of Marquette, do hereby proclaim the week of April 8-14, 1990 as MEDICAL LABORATORY WEEK in the City of Marquette.

UNITED WAY AWARD PRESENTATION

J. Donovan Jackson, Co-Chair of the 1990 United Way Campaign, addressed the Commission. He said the United Way had set a new record this year in receiving $412,000 in contributions in Marquette County. He presented awards of excellence to the executive department represented by Spencer Nebel, the Police Department represented by Mike Hoffman, the Engineering Department represented by Pam Greenleaf, and Financial Administration represented by Linda Poole. He also recognized co-chairs of the government division Elizabeth Grill and Ron Cardone. He thanked Mayor Coyne for speaking at the United Way Victory Banquet.

SUMMER SPORTS FESTIVAL

Jim Kizer, representing the 1990 Summer Sports Festival, addressed the Commission requesting support for the festival. It was moved by Commissioner Birch, supported by Commissioner Acocks, and carried that the City support the 1990 Summer Sports Festival at the same $5,000 level as last year with the money to come from the contingency fund.

1990 CENSUS

City Planner Norman Gruber presented information on the census with emphasis on the confidentiality of census data. He urged everyone to respond to the census.

U.P. SLED DOG ASSOCIATION

Representatives of the U.P. Sled Dog Association thanked the City for the support given to the Association during the U.P. 200 Sled Dog race. They presented a commemorative print to the City in recognition of this support. Mayor Coyne accepted the print on behalf of the City, thanked the representatives, and said that the entire event had been a great experience.

PUBLIC HEARING - Traffic Direction on Third and Front Streets

Four letters regarding this matter were read. Stuart Hakala, representing the Front Street Neighborhood Association, spoke about safety, high traffic speed, and the need for stop signs on North Front Street. He said his Association did not support two-way traffic on Front Street. Gary Niemi, Tess Kerwin, Paul and Lisa Nyquist, and Gwen Gualazzi, all members of the FSNA, spoke in support of Mr. Hakala's presentation. Luann Balding, representing the Village Development Coordinating Committee, supported two-way traffic on Third Street with improvements to the Washington and Third intersection and improvements to east-west traffic flow at the north end of Third Street. She also supported two-way traffic on the other streets. Burt Parolini, Chairman of the Board of the Marquette Catholic Credit Union, said they strongly favor one-way traffic on South Third Street and cited the high traffic volume figures for Credit Union customers in support of this. Dan Trotochaud, representing the Village Development Coordinating Committee, said two-way traffic is not working as well as expected and that some problems need to be addressed. He spoke about pedestrian-vehicular conflicts at the Hewitt-Third, and Washington-Third intersections and said that in the Front, Third, Fourth Street corridor there are four northbound and two southbound lanes and that this leads to congestion. He said Third Street is a business district, not a way to move traffic. Mike Bodrie, a member of the Traffic and Parking Advisory Board, said he supports one-way traffic and that more law enforcement is needed to stop speeding. He said two-way traffic would slow speeding but would also result in the loss of parking which is not acceptable. He said there needs to be a traffic light at the Third/College intersection. Warren McDonald said that more on street parking on Third Street is needed and that the no parking zones at intersections are improperly signed. Buzz Tiseo said he supports two-way traffic but did not realize the inadequacies of two-way in terms of the loss of parking. He said this has been a problem for him and asked if parking could be increased. He also said that enforcement should not be so strict. Carla Slotterback said when there had been two-way traffic on Front Street the traffic signal at Hewitt and Front had worked in both directions and that with one-way traffic children crossing to the south at the intersection cannot see the signal lights. Ron Risdon said that he works at McDonald's Music and that there is a parking problem on Third Street. He also said a left turn onto North Third from Washington Street should be allowed. The hearing was closed. It was moved by Commissioner Coffey and supported by Commissioner Birch to revert North Front Street to two-way traffic with parking only where engineering standards permit. The following vote was taken:

Ayes: Mayor Coyne. Commissioners Birch, Coffey, Glenn, Potvin.

Nay: Commissioner Acocks.

The motion was carried.

It was moved by Commissioner Coffey and supported by Commissioner Birch that Third Street from Washington to Fisher be converted to two-way traffic and to authorize the $10,000 cost of temporarily changing the railroad signal lights for two-way traffic. The following vote was taken:

Ayes: Mayor Coyne. Commissioners Birch, Coffey, Glenn, Potvin.

Nay: Commissioner Acocks.

The motion was carried.

It was then moved by Commissioner Coffey and supported by Commissioner Birch to install two stop signs on North Front Street, one between Washington and Hewitt and one between Hewitt and Fair in locations determined by the Engineering Department. Following discussion, it was moved by Commissioner Glenn to amend the motion to allow for two stop signs between Washington and Fair. The amendment failed for lack of support. The original motion was then carried with no dissent.

It was moved by Commissioner Birch, supported by Commissioner Coffey, and carried that the study period be designated as one year from April 1, 1990 and that in 1991 we analyze the results of this study.

It was moved by Commissioner Coffey, supported by Commissioner Birch and carried to ask for a report and recommendation from the City Manager about the no parking zones, the loading zones and intersection changes at Third and Washington Streets along with any other pertinent matters.

RECESS

Mayor Coyne called a five-minute recess at 8:55 p.m.

CITIZEN COMMENT

During the time set for citizens wishing to address the Commission, John Derocher asked to speak on item 9 and Joe Walker asked to speak on item 11.

PETER WHITE PUBLIC LIBRARY - Millage Request

A communication from the Peter White Public Library Board of Trustees requesting approval of 1.5 mills for the 1990-91 fiscal year, was read. Attorney Martin said that the City Commission does not have the authority to alter the Library Board's request. It was moved by Commissioner Birch, supported by Commissioner Coffey, and carried to approve their request.

BOARD OF LIGHT AND POWER - Fuel Supply Bonding

A communication from the Board of Light and Power requesting approval of a resolution authorizing short term borrowing for the 1990-91 coal supplies, was read. It was moved by Commissioner Acocks, supported by Commissioner Glenn, and carried to adopt the following resolution:

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

WHEREAS, the Board has estimated that the cost of the necessary fuel requires borrowing the sum of not to exceed Four Million Six Hundred Twenty-Five Thousand Dollars ($4,625,000.00) and has recommended that it be permitted to borrow the sum of not to exceed Four Million Six Hundred Twenty-Five Thousand Dollars ($4,625,000.00) and to issue its notes therefore, in accordance with and subject to the provisions of Act 182, Public Acts of Michigan, 1971, as amended ("Act 182", and in accordance with the provisions of this resolution.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Commission of the City does hereby determine that it is necessary for the public health, safety and welfare of the City for the Board to purchase fuel and borrow therefore the sum of not to exceed $4,625,000.00.

2. Notes to be designated 1990 ELECTRIC UTILITY SYSTEM REVENUE NOTES (FUEL SUPPLY) the "notes"), be issued in the aggregate principal sum of not to exceed $4,625,000.00 in accordance with and subject to the provisions of Act 182 and this resolution for the purpose of paying the cost of purchasing fuel for the System. The denomination and form of said Notes shall be determined by the Board but in any event shall be in multiples of $5,000 each, shall be issued in one or more series, dated, numbered and shall mature not later than June 30, 1991, at such time or times and with such right of prior redemption as shall be determined by the Board.

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

4. The Notes shall be executed on behalf of the City by the Board through the manual or facsimile signatures of its Chairman and Secretary and authenticated in such manner as the Board may provide. The Notes, when executed, shall be delivered to the Secretary of the Board and be delivered by him to the purchaser thereof upon payment of the purchase price therefore in accordance with the proposal for the purchase thereof as submitted as hereinafter provided.
The proceeds of sale of the Notes shall be used solely for payment of the cost of issuing the notes and purchasing fuel. Any unexpended balance remaining from the Notes shall be used for payment of principal or interest on the Notes.

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

6. The Notes and the interest payments required to be made thereon, shall not be a general obligation of the City but shall be secured by and payable solely and only from the unencumbered revenues of the System after meeting all requirements of the outstanding Revenue Bonds on the System and subject to the requirements of any Electric Utility System Revenue Bonds of the City and notes of equal standing therewith now outstanding or hereinafter issued in accordance with and subject to the provisions of Ordinance No. 314 of the City, as amended. The right is reserved to issue additional notes under the provisions of Act 182, which shall be of equal standing and priority of lien on the revenues

of the system with the Notes authorized by the provisions of the resolution subject to any limitations established by the Board. There shall be established with a bank designated by the Board, a separate account to be designated 1990 FUEL SUPPLY NOTE REDEMPTION FUND ("Note Redemption Fund"). There shall be deposited in the Note Redemption Fund from the unencumbered revenues of the System, after meeting all requirements of the outstanding bonds and notes and any additional obligations hereinafter issued, from time to time, such sums as shall be sufficient to pay the interest and principal on the Notes as they become due. The Board may, by resolution, provide for specific deposits as fuel is used or on a particular schedule to provide for complete payment of the Notes. Moneys in the Note Redemption Fund shall be used solely and only to pay the principal of and interest on the Notes as the same become due, or to redeem the notes or any part thereof prior to maturity as herein provided, except to the extent that it may be necessary to use such moneys to pay the principal of and interest on the above described outstanding revenue bonds and notes or any additional bonds and notes that may hereinafter be issued or to meet other requirements therefore as provided in Ordinance No. 314 of the City.

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

PLANNING COMMISSION - Presque Isle Harbor Estates

A recommendation from the Planning Commission for the scheduling of a hearing on rezoning approximately 10 acres of land known as Presque Isle Harbor Estates from Deferred Development to Planned Unit Development was read. It was moved by Commissioner Coffey, supported by Commissioner Glenn, and carried to schedule a public hearing on this rezoning for April 9, 1990.

OFFICE BAR - Promissory Note and Listing Agreement

A report and recommendation from the City Manager, regarding renewal of the Office Bar promissory note and signing of a new listing agreement, was read. It was moved by Commissioner Coffey, supported by Commissioner Glenn, and carried to authorize renewal of the note as presented and request a report and recommendation from the City Manager on the option of paying off the note. Joseph Walker, representing Statewide Peninsula Business Brokers, Inc. offered to answer questions about their proposed listing agreement. A letter from Century 21 about their proposed listing agreement was read.

It was moved by Commissioner Coffey that a listing agreement be entered into with Century 21 for a one year period and that Century 21 be authorized to establish a new listing price with the concurrence of the Downtown Development Authority. The motion failed for lack of support. It was moved by Commissioner Glenn that a new listing agreement be entered into with Business Brokers. The motion failed for lack of support.

It was moved by Commissioner Potvin, supported by Commissioner Birch, and carried to suspend the rules to allow discussion prior to making a motion. Following the discussion, it was moved by Commissioner Coffey and supported by Mayor Coyne that a listing agreement be entered into for a one year period for Century 21 and that Century 21 be authorized to establish a new asking price with approval by the City Commission. The following vote was taken:

Ayes: Mayor Coyne. Commissioners Coffey, Potvin.

Nays: Commissioners Acocks, Birch, Glenn.
The motion was not carried.
It was moved by Commissioner Birch, supported by Commissioner Coffey, and carried to table this matter for one month.
It was moved by Commissioner Potvin and supported by Commissioner Glenn to direct the City Manager to begin negotiations with downtown interests to establish how the shortfall between the sale price and the obligation will be handled. The following vote was taken:
Ayes: Mayor Coyne. Commissioner Potvin.
Nays: Commissioners Acocks, Birch, Coffey, Glenn.
The motion was defeated.

CONSTRUCTION AGREEMENT - West Washington Street
A report and recommendation from the City Manager, regarding an agreement with Sundberg, Carlson, and Associates for construction engineering services relating to the 300 block of West Washington Street, the alley south of the 300 block, and the Jackson Cut alley projects, was read. It was moved by Commissioner Coffey, supported by Commissioner Glenn, and carried to concur with the recommendation of the Administration, and to approve the construction engineering agreement for the 300 block of West Washington Street including the two alleys with Sundberg, Carlson, and Associates for an amount not to exceed $98,504.42 with the provision that the agreement is to be terminated in the event the construction project is not awarded.

SKANDIA TOWNSHIP - Transfer Facility Use Agreement
A report and recommendation from the City Manager, regarding an agreement with Skandia Township for their use of the Marquette Solid Waste Transfer Facility, was read. It was moved by Commissioner Birch, supported by Commissioner Acocks, and carried that the agreement for use of the facility with Skandia Township be approved and the Mayor and City Clerk be authorized to execute the document on behalf of the City.

ELLWOOD A. MATTSON LOWER HARBOR PARK - Use Agreement with the Kiwanis Club
A report and recommendation from the City Manager, regarding a use agreement for the Ellwood A. Mattson Lower Harbor Park with the Kiwanis Club, was read. It was moved by Commissioner Coffey, supported by Commissioner Glenn, and carried that the use agreement be approved and that the Mayor and Clerk be authorized to execute it on behalf of the City.

CONSENT AGENDA
Mayor Coyne presented the Consent Agenda. It was moved by Commissioner Acocks, supported by Commissioner Glenn, and carried to approve the consent agenda as follows:

A. Adopt the following resolution supporting River Park Complex grant application:

WHEREAS, the Michigan Department of Natural Resources, Natural Resources Trust Fund and Recreation Bond Fund has identified funding for State fiscal year 1990-1991 for eligible projects; and

WHEREAS, The City of Marquette is sole owner of said land to be developed; and

WHEREAS, The City of Marquette continues its undertaking of restoration and development projects of park facilities;

NOW, THEREFORE, BE IT RESOLVED, that the City Manager is directed to make applications to the Natural Resources Trust Fund and Recreation Bond Fund for the development and construction of the River Park Sport Complex Project,

And that the City of Marquette hereby assures the Michigan Department of Natural Resources, Natural Resources Trust Fund and Recreation Bond Fund that local funding will be available as match to the grant application in the required amount if the application project receives funding.

B. Schedule a public hearing for April 9, 1990 of confirmation for special assessment improvements to the 300 block of West Washington Street, the parallel alley to the south, and the 400 block of West Ridge Street.

PROPERTIES CAUSING NEIGHBORHOOD PROBLEMS

City Manager Svanda identified the following properties:

1314 PRESQUE ISLE AVENUE with noise problems now and in the past owned by Judy Gaspar of Woodruff, Wisconsin.

306 SOUTH FIFTH STREET: Maintenance problems now and in the past and the same property owner having maintenance and noise problems at 529 N. Fourth Street, 310 South Fifth Street, and 1823 Wilkinson, owned by Charles Morrison.

1950 PRESQUE ISLE AVENUE: Noise problems now and in the past owned by Presque Isle Place Apartments, an Escanaba Corporation.

APPOINTMENTS

Mayor Coyne accepted with regrets the resignation of Terry Szczepanski from the Village Development Coordinating Committee. He then made the following appointments:

HANDICAPPED CITIZENS ADVISORY BOARD: the reappointment of Timothy Bennett to a three year term expiring January 1, 1993 and the appointment of James Dehlin and Justin Elright for terms expiring January 1, 1992 and Colleen Walker for a term expiring January 1, 1993.

ELECTIONS BOARD: the reappointment of Elizabeth Vajda for a term expiring April 11, 1994.

SISTER CITY ADVISORY BOARD: the reappointment of Julie Koski-Schweppe for a term expiring April 1, 1993.

WATER RATE STUDY - Request for Proposals

It was moved by Commissioner Coffey, supported by Commissioner Potvin, and carried that the City Commission receive a report and recommendation for the water rate study RFP before it is sent out.

REAPPRAISAL PROJECT

Commissioner Potvin asked the City Assessor to discuss the project for reassessing the residential property in the City this summer. He also reminded people that the Board of Review is currently meeting. City Manager Svanda said the City Commission has been appropriating money for three years to do a City wide residential reevaluation. He said this is required to be done by the state and that $30,000 per year has been put aside for the $100,000 project. He said we have retained the services of Great Lakes Appraisal and that they are currently hiring local appraisers and setting up

the plan for doing the work. He said the Assessor's office has been carrying on commercial property appraisals for the last year and should have them current now. He noted that the Assessor's Office is converting to computer automation simultaneously.

DELINQUENT PERSONAL PROPERTY TAXES
Commissioner Potvin said that we are doing a much better job than in the past collecting delinquent personal property taxes. He commended the people responsible for this and said it is much fairer to everyone.

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

ACOCKS
Commissioner Acocks said that she and her husband have received their census form and that it has been returned already.

BIRCH
Commissioner Birch said the railroad track between Pine and Hawley Street is very trashy with most of the trash coming from overfilled dumpsters behind the apartments on Presque Isle Avenue. He also said that the City should put out door hangers where City snow removal equipment damages the lawns indicating the City will return to repair the lawns. He expressed his sympathy to Dr. Busharat Ahmad and his family upon the death of Dr. Ahmad's sister.

COFFEY
Commissioner Coffey also expressed his sympathy to Dr. Ahmad. He offered his congratulations to Ishpeming High School the Class C State basketball champions, and to the local High School Odyssey of the Mind Team which has won the regional final and is going to the state and the Science Olympiad Team which has also won the regional final and is going to the state.

GLENN
Commissioner Glenn said limestone is needed to keep the pellet plants going and asked people to be tolerant of the limestone hauling trucks. She said the Police Department has taken advantage of a Michigan Health Incentive Worksite Wellness Program and that the physicals given by this program are a good bargain. She said she was glad to be part of the Welcoming Committee for the ship Algomarine when it docked in Marquette last week.

POTVIN
Commissioner Potvin congratulated the Front Street Neighborhood Association for their efforts and skill and said that it does pay to fight City Hall.

COYNE
Mayor Coyne reminded people that the City Commission will be meeting on April 6 and 7 in the Ramada Inn to work on the Envisioning the Future planning sessions. He said this is an open meeting.

ADJOURNMENT
The meeting was adjourned at 10:51 p.m.

J. Michael Coyne
Mayor

Norman L. Gruber, Jr.
City Clerk

OFFICIAL PROCEEDINGS OF THE
MARQUETTE CITY COMMISSION
Monday, April 9, 1990

A regular meeting of the Marquette City Commission was duly called and held at 7:00 p.m. on Monday, April 9, 1990 in Commission Chambers of City Hall.

ROLL CALL

PRESENT: Mayor Coyne. Commissioners Acocks, Birch, Coffey, Glenn, Potvin, Sciotto.

ABSENT: None.

MINUTES

It was moved by Commissioner Acocks, supported by Commissioner Coffey, and carried unanimously to approve the minutes of the March 26, 1990 City Commission meeting as presented.

BILLS

Total bills payable in the amount of $151,769.62 were presented. It was moved by Commissioner Birch, supported by Commissioner Glenn, and carried unanimously to approve the bills as presented.

AGENDA

Mayor Coyne said that item 1 would be removed from the agenda. In it's place he added a new item 1, a proclamation regarding Community Concert Week. He also added item 16, a communication from the Michigan Municipal League. Commissioner Coffey asked that item 13d be removed from the consent agenda and be made item 12a.

PROCLAMATION - Community Concert Association Week

Mayor Coyne made the following proclamation:

WHEREAS, the Marquette Community Concert Association has been working for forty four years to provide cultural events for the residents of the Marquette area, and

WHEREAS, the events presented by the Association include groups and individuals performing vocal and instrumental music, and groups performing ballet and dance, and

WHEREAS, the Association sponsors five concerts each year during the months between October and April, and

WHEREAS, the 837 members of the Association will be conducting their 1990 membership drive during the week of April 22 thru 28,

NOW THEREFORE, I, J. Michael Coyne, Mayor of the City of Marquette, do hereby proclaim the Week of April 22, 1990 as

COMMUNITY CONCERT ASSOCIATION WEEK

in the City of Marquette, and do urge all citizens to support this most worthwhile cause.

CENSUS

City Planner Gruber encouraged everyone to complete and return the census forms that they have received in the mail. He said it is important to the city and the residents to have the entire population accurately counted.

PUBLIC HEARING - Presque Isle Harbor Estates Rezoning

Mayor Coyne described the public hearing process for the many people that were present for the various hearings. A recommendation from the Planning Commission supporting the rezoning of Presque Isle Harbor Estates from deferred development to planned unit developement was read. Robert Bordeau and John Torseth, representing the property owners, spoke at length describing the proposed project and the environmental issues associated with it. Gene Smary, representing the former owners of the site, opposed the rezoning but said if it is going to go through, a sampling and analysis plan should be followed. Chad Norton said there are toxic chemicals and broken drums leaking into the ground and presented a sample to the City Commission. Ray Burowsky said the project should be delayed until the site is thoroughly tested. The hearing was closed. It was moved by Commissioner Acocks and supported by Commissioner Coffey to approve the rezoning as presented. The Commission discussed the proposed development at great length. During the discussion, Michigan Department of Natural Resources representative, Mark Petry, answered questions about the two sampling and analysis plans and about the chemicals that are present on the site. Chad Norton described how the sample of waste he had submitted was collected. John Torseth answered questions about the grading plans for the proposed development and the development of Wright Street. City Manager Svanda answered questions about restricting the use of wells on this property. Gene Smary answered questions about who is responsible for the cleanup and how the sampling and analysis plans can be combined. City Attorney Martin answered questions about the City's liability for cleanup of this site and Mark Petry answered more questions about wetlands on the site and the differences between the two sampling and analysis plans. Robert Bordeau answered questions about fencing on the site. Roger Johnson answered questions about how much soil will be removed, Mark Petry answered questions about the disposal of any contaminants and the City Manager answered questions about the right of way for Wright Street. It was then moved to amend the motion to require that language be written into the PUD proposal to require the marriage of the two testing plans under the supervision of the Department of Natural Resources. The following vote was taken:

Ayes: Commissioners Potvin, Sciotto.

Nays: Mayor Coyne. Commissioners Acocks, Birch, Coffey, Glenn.

The amendment was defeated. It was moved by Commissioner Potvin and supported by Commissioner Sciotto that the motion be amended to require that any private wells be developed only by licensed well drillers, that the water be tested and if any well is determined to be unpotable, that it be capped. The following vote was taken:

Ayes: Commissioner Potvin.

Nays: Mayor Coyne. Commissioners Acocks, Birch, Coffey, Glenn, Sciotto.

The amendment was defeated.

It was moved by Commissioner Potvin and supported by Commissioner Sciotto to amend the motion to require that the unused buildings be raised unless they are integral parts of the development as determined by the architect.

City Attorney Martin said this probably would be a contract zoning. The following vote was taken:

Ayes: Commissioners Potvin, Sciotto.

Nays: Mayor Coyne. Commissioners Acocks, Birch, Coffey, Glenn.

The amendment was defeated.

The original motion to approve the rezoning as presented was then carried unanimously. Mayor Coyne called a five-minute recess at 8:55 p.m.

PUBLIC HEARING - Special Assessment Roll #515, 300 Block of West Washington

A report and recommendation from the City Manager and five letters from property owners were read. Dorothy Inch said that her property is a rental residence and the assessment would be too much for that kind of property. Bruce Heikkila said sidewalks and curbs need to be replaced, supported the street lights, and opposed the trees. The hearing was closed.

It was moved by Commissioner Glenn and supported by Mayor Coyne to adopt the resolution of confirmation for special assessment roll #515 with option A and to use the special assessment investment credit program utilized in the downtown special assessment district. After lengthy discussion, the following vote was taken:

Ayes: Commissioners Birch, Glenn.

Nays: Mayor Coyne. Commissioners Acocks, Coffey, Potvin, Sciotto.

The motion was defeated.

It was moved by Commissioner Coffey and supported by Mayor Coyne to adopt special assessment roll #515, option C, and to utilize the special assessment investment credit program used in the downtown project. The following vote was taken:

Ayes: Mayor Coyne. Commissioners Glenn, Coffey.

Nays: Commissioners Acocks, Birch, Potvin, Sciotto.

The motion was defeated.

It was then moved by Commissioner Birch and supported by Commissioner Acocks to adopt special assessment roll #515, option B, and to utilize the special assessment investment credit program used earlier for the downtown special assessment project. The following vote was taken:

Ayes: Commissioners Acocks, Birch, Glenn, Sciotto.

Nays: Mayor Coyne. Commissioners Coffey, Potvin.

The motion was carried and the following resolution was adopted:

RESOLUTION OF CONFIRMATION

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

A SPECIAL ASSESSMENT DISTRICT FOR WASHINGTON STREET FROM FOURTH TO FIFTH STREET, IMPROVEMENTS ON THE PROPERTY OWNER'S SIDE OF THE CURB LINE INCLUDING, BUT NOT LIMITED TO; SIDEWALK, STREET LIGHTS, AND ASSOCIATED ITEMS.

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

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

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

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

RESOLVED, that said special assessment roll, to wit: Special Assessment Roll # 515 (Option A, B, or C) and the respective assessments therein, are hereby confirmed.

FURTHER RESOLVED, that such assessments which are $500 or less shall be paid in one annual installment, those which are $500 to $1,000 may be paid in five equal annual installments, those which are $1,000 to $5,000 may be paid in eight equal annual installments, and those which are over $5,000 may be paid in ten equal annual installments; that the first such installment shall be due on September 1, 1990; that all unpaid installments shall bear interest at the rate 10% from September 1, 1990; and that such installments, including interest and penalties, which remain unpaid on March 1 of each year shall be reported as delinquent by the City Treasurer and shall be collected by the City Treasurer in the same manner, and with the same rights and remedies, as provided in the City Charter for the collection of taxes.

PUBLIC HEARING - Special Assessment Roll #512, Alley South of 300 Block of Washington Street

Mayor Coyne opened the public hearing on the confirmation of the special assessment roll for paving of the alley south of the 300 block of Washington Street. There being no one to address the Commission, the hearing was closed. It was moved by Commissioner Sciotto, supported by Commissioner Coffey, and carried to adopt the following resolution:

RESOLUTION OF CONFIRMATION

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

A SPECIAL ASSESSMENT DISTRICT FOR IMPROVEMENTS ON THE ALLEY SOUTH OF WASHINGTON STREET BETWEEN FOURTH AND FIFTH STREETS.

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

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

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

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

RESOLVED, that said special assessment roll, to wit: Special Assessment Roll # 512 and the respective assessments therein, are hereby confirmed.

FURTHER RESOLVED, that such assessments which are $500 or less shall be paid in one annual installment, those which are $500 to $1,000 may be paid in five equal annual installments, those which are $1,000 to $5,000 may be paid in eight equal annual installments, and those which are over $5,000 may be paid in ten equal annual installments; that the first such installment shall be due on September 1, 1990; that all unpaid installments shall bear interest at the rate 10% from September 1, 1990; and that such installments, including interest and penalties, which remain unpaid on March 1 of each year shall be reported as delinquent by the City Treasurer and shall be collected by the City Treasurer in the same manner, and with the same rights and remedies, as provided in the City Charter for the collection of taxes.

PUBLIC HEARING - Special Assessment Roll #506, 400 Block of West Ridge St.
Mayor Coyne opened the public hearing on improvements to the water system in the 400 block of West Ridge Street and on portions of Fifth and Sixth Streets. The report and recommendation from the City Manager and four letters were read. Sandy Meyskens, Dennis Staffne, Mick Kries, Ray Kauppila, Gene Stenberg, Warren Kelly, John Amo, David Weiring, and Ted Burkhart said that the project is needed but that the price is too high. Sherrie Carlson said that she did not need this water improvement. The hearing was closed. It was moved by Commissioner Potvin and supported by Commissioner Sciotto that the special assessment be changed as necessary with 70% of the cost to be paid by the City and 30% to be paid by the property owners with the money to be taken from the contingency fund if it is not available elsewhere in the budget. After discussion, the following vote was taken:

Ayes: Commissioners Birch, Potvin, Sciotto.
Nays: Mayor Coyne. Commissioners Acocks, Coffey, Glenn.

The motion was defeated.
It was moved by Commissioner Birch and supported by Commissioner Coffey to adopt the standard resolution of confirmation for roll #506 with the City to pay 56% and the property owners to pay 44%. Following discussion, it was moved by Commissioner Sciotto and supported by Commissioner Potvin to amend this motion to remove the cost of purchasing and installing the hydrant from the assessable cost. The following vote was taken:

Ayes: Commissioner Sciotto.
Nays: Mayor Coyne. Commissioners Acocks, Birch, Coffey, Glenn, Potvin.

The amendment was defeated.
The vote on the motion to have the City pay 56% was:

Ayes: Commissioners Potvin, Sciotto.

Nays: Mayor Coyne. Commissioners Acocks, Birch, Coffey, Glenn.
The motion was defeated.
Mayor Coyne said that this motion was inconsistent with the City's past policy in such matters and that it is important to deal consistently with people in various parts of the City. It was then moved by Commissioner Coffey, supported by Commissioner Glenn, and carried unanimously to concur with the recommendation of the City Administration and to adopt the following resolution:

RESOLUTION OF CONFIRMATION

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

A SPECIAL ASSESSMENT DISTRICT FOR CONSTRUCTION OF NEW WATER MAINS IN WEST RIDGE STREET BETWEEN FIFTH AND SIXTH STREETS, AND IN FIFTH AND SIXTH STREETS BETWEEN BLUFF AND RIDGE STREETS.

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

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

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

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

RESOLVED, that said special assessment roll, to wit: Special Assessment Roll # 506 and the respective assessments therein, are hereby confirmed.

FURTHER RESOLVED, that such assessments which are $500 or less shall be paid in one annual installment, those which are $500 to $1,000 may be paid in five equal annual installments, those which are $1,000 to $5,000 may be paid in eight equal annual installments, and those which are over $5,000 may be paid in ten equal annual installments; that the first such installment shall be due on September 1, 1990; that all unpaid installments shall bear interest at the rate 10% from September 1, 1990; and that such installments, including interest and penalties, which remain unpaid on March 1 of each year shall be reported as delinquent by the City Treasurer and shall be collected by the City Treasurer in the same manner, and with the same rights and remedies, as provided in the City Charter for the collection of taxes.

It was moved by Commissioner Birch, supported by Commissioner Coffey, and carried unanimously to direct the Water and Sewer Advisory Committee to reevaluate the policy in these matters with the goal of the City assuming the majority of the cost of these projects.

BIDS - Street Construction Projects

A report and recommendation from the City Manager, regarding bids for the special assessment projects which have just been approved, was read. It was moved by Commissioner Coffey, supported by Commissioner Acocks, and carried unanimously that the contract for the 300 block of Washington Street, the alley south of the 300 block of Washington Street, and the alley south of the 100 block of Washington Street be awarded to A. Lindberg and Sons, Inc. to include the street lights, the modified tree plan using 3 to 3 1/2 inch trees and non-colored concrete for sidewalks in the 300 block of Washington Street, that the contract for water improvements in the 400 block of West Ridge Street be awarded to Associated Constructors as per bid option 2, and to authorize the Mayor and City Clerk to execute any agreements relating to these awards.

CITIZEN COMMENT

There were no citizens wishing to address the Commission on agenda items. Mayor Coyne called a five-minute recess at 11:38 p.m.

TABLE AGENDA ITEMS

It was moved by Commissioner Potvin, supported by Commissioner Coffey, and carried unanimously to table agenda items 10, 12, 14, and Commission comment.

GLENN RIGDON - Office Bar Listing

Glenn Rigdon, representing ERA Racine Realty, discussed the efforts his firm had made over the last year to sell the Office Bar. He submitted a list of advertising materials which he said demonstrated that his firm has worked hard to sell this property.

TRI-CITY TAXI - Rates

Mel Joslin, owner of Tri-City Taxi, supported a zone rate for taxi cabs as opposed to a metered rate. It was moved by Commissioner Coffey, supported by Commissioner Sciotto, and carried unanimously to ask for a report and recommendation which takes into account the request from Tri-City Taxi.

FISCAL YEAR 1990-91 TENTATIVE BUDGET

City Manager Svanda noted that the Commission has received the budget materials according to the City Charter requirement.

CENTER STREET SPECIAL ASSESSMENT PETITION

A petition for curbing, paving, sewer and water mains on Center Street from McClellan to University subdivision was presented. It was moved by Commissioner Coffey, supported by Commissioner Birch, and carried unanimously to schedule a public hearing on this petition for the April 30, 1990 City Commission meeting.

CONSENT AGENDA

Mayor Coyne presented the consent agenda. It was moved by Commissioner Acocks, supported by Commissioner Birch, and carried unanimously to approve the consent agenda as follows:

A. Award the Bids for Sewer Cleaning and Televising to PTS Contractors, Inc. of Green Bay, Wisconsin.

B. Schedule a Truth in Taxation Public Hearing for Restoring the City Tax Millage for April 30, 1990.

C. Schedule a Truth in Taxation Public Hearing for Restoring Library Tax Millage for April 30, 1990.

APPOINTMENTS

Mayor Coyne made the following appointment:

PETER WHITE PUBLIC LIBRARY BOARD: Mike Conley for a five-year term beginning May 1, 1990.

MICHIGAN MUNICIPAL LEAGUE - Trustee Nominations

A communication from the Michigan Municipal League, requesting nominations for a replacement trustee for Region X of the Michigan Municipal League, was read. It was moved by Commissioner Potvin, supported by Commissioner Acocks, and carried unanimously to place Commissioner Potvin's name in nomination.

CITIZEN COMMENT

Julia Tibbetts said that the Planning Commission proposal to put Wright Street through to Lakeshore Boulevard as a truck route is not acceptable. She also said that the City Commission should publish, in the name of former Mayor Malandrone, the contents of the pool of toxic waste at the north end of the Cliffs Dow site.

ADJOURNMENT

The meeting was adjourned at 12:01 p.m.

Mayor
J. Michael Coyne

City Clerk
Norman L. Gruber, Jr.

OFFICIAL PROCEEDINGS OF THE
MARQUETTE CITY COMMISSION
Monday, April 16, 1990

A special meeting of the Marquette City Commission was duly called and held at 5:07 p.m. on Monday, April 16, 1990 in Commission Chambers of City Hall.

ROLL CALL

PRESENT: Mayor Coyne. Commissioners Acocks, Coffey, Glenn, Sciotto.
ABSENT: Commissioners Birch, Potvin.

City Manager Svanda announced that this special meeting is being held in compliance with the City Charter requirement that the proposed budget be presented to the Commission on the third Monday of April. He said that the City Commissioners has received all budget documents.

CITIZEN COMMENT

Glenn Beckman asked to speak during the following work session on the retirement budget.

ADJOURNMENT

The meeting was adjourned at 5:10 p.m.

Mayor
J. Michael Coyne

City Clerk
Norman L. Gruber, Jr.

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OFFICIAL PROCEEDINGS OF THE
MARQUETTE CITY COMMISSION
Monday, April 30, 1990

A regular meeting of the Marquette City Commission was duly called and held at 7:00 p.m. on Monday, April 30, 1990 in Commission Chambers of City Hall.

ROLL CALL

PRESENT: Mayor Pro Tem Sciotto. Commissioners Acocks, Birch, Coffey, Glenn, Potvin.

ABSENT: Mayor Coyne.

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

MINUTES

It was moved by Commissioner Glenn, supported by Commissioner Birch, and carried to approve the minutes of the April 9, 1990 regular and April 16 special City Commission meetings as presented.

BILLS

Total bills payable in the amount of $466,990.75 were presented. It was moved by Commissioner Acocks, supported by Commissioner Coffey, and carried to pay the bills as presented.

AGENDA CHANGES

Commissioner Glenn asked that item 16a, discussion of brick paver options for the Washington Street special assessment be added. Commissioner Glenn also asked that item 10 be moved to before item 4 so that as many people as possible could benefit from hearing the explanation of the reappraisal project. Mayor Pro Tem Sciotto said that item 13 would be removed from the agenda at the request of the Union. Commissioner Potvin asked that item 16 be deferred to a work session. The concensus of the Commissioners was to try and resolve the issue tonight and to put it off only if no solution can be found.

PROCLAMATION - St. Vincent DePaul Week

BE IT HEREBY NOTED, that Mayor Pro Tem Frank P. Sciotto and the City of Marquette, recognizing the important role the St. Vincent De Paul Society plays in assisting the poor and needy in the City of Marquette and surrounding areas, do hereby proclaim the week of May 27, 1990 as St. Vincent De Paul Week.

IN SO DOING, recognition, honor and appreciation are awarded to the many dedicated individuals who comprise the Society. Also recognized are the many out-of-town delegates who are here attending the North Central St. Vincent De Paul Meeting. These people will ever be remembered for their many charitable works.

PROCLAMATION - St. Jude Children's Hospital Day

WHEREAS, dreaded childhood diseases are killing many thousands of children each year, and

WHEREAS, only medical research provides hope of discovering the still unknown causes of leukemia and other childhood cancers, rare blood diseases and other illnesses that strike our young, and

WHEREAS, St. Jude Children's Research Hospital, founded by Danny Thomas, is the only research center in America devoted solely to basic and clinical research in these catastrophic disease areas, and

WHEREAS, this institution is leading the way to new treatment procedures that have greatly increased the rate of survival, and,

WHEREAS, St. Jude Children's Research Hospital depends upon public support to continue this vital work;

NOW, THEREFORE, I, Frank P. Sciotto, by virtue of the authority vested in me as Mayor Pro Tem of the City of Marquette, do hereby proclaim May 5, 1990 as Marquette - ST. JUDE CHILDREN'S HOSPITAL DAY IN Marquette, Michigan, and I urge all citizens, schools, churches, business establishments, labor unions, and scientific, social, civic and fraternal organizations to give this worthwhile project their support and cooperation.

PRESENTATION

Mayor Pro Tem Sciotto presented fire rescue awards to Melissa Kimball and Terra Hill who had saved the life of a resident of another apartment in the building in which they were staying by reporting the fire in the building and calling emergency services. He said they had set an excellent example for other young people and that he was very proud of them.

PRESENTATION - City-Wide Reappraisal

City Assessor Mark Clute described the City-wide reappraisal project that is taking place this summer. He said that the field workers will be calling on many of the residences in the City throughout the summer and that the goal of the project is to make sure that property is correctly valued relative to all other property so that there will be equity in the assessments.

PUBLIC HEARING - Center Street Special Assessment

Mayor Pro Tem Sciotto announced that this was the time and date set for a public hearing to determine the necessity of constructing sewer, water, curbing, and paving on Center Street from McClellan Avenue to University Subdivision. A report and recommendation from the City Manager was read. Sixteen persons addressed the Commission opposing this project. Petitions opposing the project and letters opposing the project from the Elder Drive Residents Association and from President Appleberry of Northern Michigan University, were read. Steve Pelto addressed the Commission supporting his petition. The hearing was closed. Following lengthy discussion, it was moved by Commissioner Birch and supported by Commissioner Acocks to approve the special asessment request and to refer development of Center Street back to the Planning Commission for proper hearings. The following vote was taken:

Ayes: Mayor Pro Tem Sciotto. Commissioners Acocks, Birch, Glenn.

Nay: Commissioners Coffey, Potvin.

The motion was carried.

RECESS
Mayor Pro Tem Sciotto called a five-minute recess at 9:25 p.m.

PUBLIC HEARING - Truth in Taxation for City Millage
Following the recess, Mayor Pro Tem Sciotto announced that this was the time and date set for a public hearing on truth in taxation for the City millage. A report and recommendation from the City Manager was read. There being no one to address the Commission, the hearing was closed. It was moved by Commissioner Coffey and supported by Commissioner Glenn to concur with the City Manager's recommendation and to adopt the resolution. The following vote was taken:

Ayes: Mayor Pro Tem Sciotto. Commissioners Acocks, Birch, Coffey, Glenn.

Nay: Commissioner Potvin.

The following resolution was adopted:

WHEREAS, it is the desire of the City of Marquette to continue to provide essential services; and

WHEREAS, Act 5 of Public Acts of 1982 provides that the base operating rate for the City be reduced from 12.53 to 12.3176 mills; and

WHEREAS, to fund the proposed City's 1990-91 Budget and maintain the services it provides, the City finds it necessary to restore the levy reduction and return the total operating rate to 12.53 mills; and

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

WHEREAS, the City Commission held a public hearing in accordance with Public Act 5 of 1982 on restoring the millage on April 30, 1990;

NOW, THEREFORE, BE IT RESOLVED, that the City of Marquette establish an operating tax rate of 12.53 mills for Fiscal Year 1990-91.

PUBLIC HEARING - Truth in Taxation Library Millage
Mayor Pro Tem Sciotto announced that this was the time and date set for a public hearing on Truth in Taxation for restoring the Library millage. A report and recommendation from the City Manager was read. Ed Mandell, Director of the Library, said that this money is needed and explained what it would be used for. The hearing was closed. It was moved by Commissioner Acocks, supported by Commissioner Birch, and carried to approve the recommendation of the City Manager restoring the Library millage and to adopt the following resolution:

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

WHEREAS, Act 5 of Public Acts of 1982 provides that the base operating rate for the Library be reduced from 1.50 to 1.4746 mills; and

WHEREAS, to fund the proposed Library's 1990-91 budget and maintain the services it provides, the Library finds it necessary to restore the levy reduction and return the total operating rate to 1.50 mills; and

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

WHEREAS, the City Commission held a public hearing in accordance with Public Act 5 of 1982 on restoring the millage on April 30, 1990;

NOW, THEREFORE, BE IT RESOLVED, that the City of Marquette establish a Library operating tax rate of 1.50 mills for Fiscal year 1990-91.

PUBLIC HEARING - Tri-City Taxi & Delivery, Inc. Taxi Rates

Mayor Pro Tem Sciotto announced that this was the time and date set for a public hearing on a request for taxi rate approval from Tri-City Taxi. A report and recommendation from the City Manager was read. Mel Joslin, owner of Tri-City Taxi, supported his request and explained how the rate structure would work. The hearing was closed. It was moved by Commissioner Coffey, supported by Commissioner Glenn, and carried to concur with the recommendation of the City Administration, to approve the following rates, with the posting requirement for each taxi cab to include a zone to zone matrix and a map showing the various zones. The following rates were approved: the base rate for a pick up - $1.50; the rate for crossing zones to the drop off point - $ .25.

ELLWOOD A. MATTSON LOWER HARBOR PARK

A report and recommendation from the City Manager regarding bids for the construction of a concession and restroom facility in the Ellwood A. Mattson Lower Harbor Park, was read. Mr. Mattson spoke on plans for the construction of this building and financing sources. David Dennis, Assistant Regional Director of the Department of Natural Resources, said that the Board of Trustees of the Michigan Recreation Trust Fund has recommended approval of a $375,000 grant for initial work on the Marina project for the park. City Manager Svanda noted that additional monies will be spent for construction of a bike path in the park this summer. Commissioners expressed their pleasure at the tentative approval for the Marina grant. It was moved by Commissioner Acocks, supported by Commissioner Birch, and carried to award the bid to the low bidder, Menze Construction Company, subtracting deductive alternate #2 for a total price of $189,925, that the General Fund advance the Construction Fund the amount necessary to complete the project in a timely manner prior to the receipt of the State grant for this purpose, and that an appropriation be made from the current year contingency fund in the amount of $7,441 to accomplish the work items described as deductive alternates 1,3 and 4.

CITIZEN COMMENT

Robert Larabee asked to speak on agenda item #11.

BRESNAN COMMUNICATIONS - Cable Television Rates

Bresnan General Manager Ed McCullough addressed the City Commission discussing the new tiering rate structure which the company is instituting. He said that this structure is not a rate increase but is an attempt to control future rate increases by isolating the programming services which are increasing their rates most rapidly.

STOP SIGNS - Various Streets
A communication from Police Captain Dishno, regarding requests for stop signs in various locations, was read. Robert Larabee said that there should be stop signs on McClellan to slow the traffic down. It was moved by Commissioner Coffey, supported by Commissioner Acocks, and carried to refer these requests to the Traffic/Parking Advisory Committee and to ask the Committee to publicize the date of the meeting at which this item will be discussed.

MICHIGAN MUNICIPAL LEAGUE - Annual Meeting
Mayor Pro Tem Sciotto noted the receipt of a communication from the Michigan Municipal League regarding the annual meeting in September.

DOWNTOWN PARKING SYSTEM - Changes
A report and recommendation from the City Manager, regarding proposed changes in the downtown parking system, was read. It was moved by Commissioner Glenn, supported by Commissioner Coffey, and carried to approve the purchase of 275 new Duncan parking meter mechanisms, 9 complete duplex housings, and five complete single housings from R.E. Reed and Company in the amount of $29,992, to take this amount from the 1989-90 fiscal year contingency fund, and that in accordance with Section 12.1 of the City Charter it be found that no advantage to the City would result from competetive bidding for this purchase. It was then moved by Commissioner Glenn, supported by Commissioner Coffey, and carried to schedule a public hearing on parking ordinance and fee schedule changes for the next regular meeting.

OFFICE BAR - Listing Agreement
A report and recommendation from the City Manager, regarding a listing agreement for the Office Bar, was read. Following lengthy discussion, during which Glenn Rigdon answered questions about his company's listing of the property for the last year, it was moved by Commissioner Glenn and supported by Commissioner Acocks to approve the listing agreement with Business Brokers, Inc. for a one year period with a new listing price to be determined by Business Brokers, Inc. contingent upon approval of the City Commission. The following vote was taken:

Ayes: Mayor Pro Tem Sciotto. Commissioners Acocks, Birch, Coffey, Glenn.

Nay: Commissioner Potvin.

The motion was carried.

WATER RATE STUDY - RFP
Mayor Pro Tem Sciotto announced that this was the time set for a discussion of the RFP for a water rate study. It was moved by Commissioner Potvin and supported by Commissioner Birch to move this item to the end of the agenda. The following vote was taken:

Ayes: Commissioners Birch, Glenn, Potvin.

Nays: Mayor Pro Tem Sciotto. Commissioners Acocks, Coffey.

The motion failed for lack of a majority. It was then moved by Commissioner Potvin to adjourn the meeting at 10:55 p.m. The motion failed for lack of support. It was then moved by Commissioner Coffey and supported by Commissioner Acocks to concur with the RFP outline presented by the City administration and to have the administration and townships send the RFP on its way. The following vote was taken:

Ayes: Mayor Pro Tem Sciotto. Commissioners Acocks, Birch, Coffey, Glenn.

Nay: Commissioner Potvin.
The motion was carried.

WASHINGTON STREET SPECIAL ASSESSMENT

Mayor Pro Tem Sciotto announced that this was the time set for discussion of brick paver options for the special assessment project in the 300 block of West Washington Street. Commissioner Potvin left the meeting at 10:57 p.m. It was moved by Commissioner Glenn and supported by Commissioner Coffey to consider the brick paver options on Washington Street where six corners would cost $3,675.00 and to take this amount from the current year contingency fund. The following vote was taken:

Ayes: Commissioners Glenn, Birch.
Nays: Mayor Pro Tem Sciotto. Commissioners Acocks, Coffey.
The motion was defeated. Following further discussion, it was moved by Commissioner Coffey and supported by Commissioner Birch to concur with the recommendation and to ask the administration to make an attempt to find alternate financing to have the six corners done with brick pavers. The following vote was taken:

Ayes: Mayor Pro Tem Sciotto. Commissioners Birch, Coffey, Glenn.
Nay: Commissioner Acocks.
The motion was carried.

CONSENT AGENDA

City Clerk Gruber presented the consent agenda. It was moved by Commissioner Acocks, supported by Commissioner Coffey, and carried to approve the consent agenda as follows:

A. Schedule a public hearing for Single Lot Special Assessments for May 14, 1990.
B. Approve the Agreement for the City to be a Silver Medal Sponsor for the 1990 Summer Sports Festival.
C. Approve a Sub-Grant Agreement with the Michigan Dept. of Natural Resources for the Shoreline Bicycle Path.
D. Award the Bid for Testing and Repair of Large Water Meters to S.L.C. Hydro-Meter, Inc. of Pontiac, Michigan.
E. Award the Bid for Inspection and Maintenance of Lakeview Arena Compressors to Elliot Sheet Metal in the amount of $7,990.00.
F. Award the Bids for Hot Dog Buns, Skinless Weiners and Concession Items to the low bidders as recommended.
G. Award the Bid for Heavy Equipment Rental Rates to the low bidders for the various pieces of equipment.
H. Approve the Easements for the 400 Block of Ridge Street Project.
I. Award the Bid for Aggregate Material to A. Lindberg & Sons.
J. Award the Bid for Bituminous Aggregate to Payne and Dolan.
K. Award the Bid for Soft Drink Items to Marquette Bottling Works.
L. Award the Bid for Ice Cream & Cones to Jilbert Dairy, Inc.
M. Presentation of the Proposed Fiscal Year 1990-91 Budget.

PROPERTIES CAUSING NEIGHBORHOOD PROBLEMS

City Manager Svanda noted that the early items on the list were retained from the Commission meeting three weeks ago. He said at that time, 2318 Presque Isle had party noise both now and in the past owned by Gregory Good of Escanaba. He also identified the following properties:

2074 and 2090 VanEvera: party noise now and in the past is owned by S.R. and R. Development which also owns 2058 VanEvera where there have been noise problems in the past. S.R. & R. is Summers, Revord, and Revord. Again, in the last two weeks there have been noise and party problems at 2074 VanEvera owned by S.R. & R. which also owns the properties previously listed on VanEvera and 609 Norwood, all of which have had noise and some maintenance problems in the past.

809 North Third Street has had noise problems now and noise and maintenance problems in the past. It is owned by David Klumb.

825 West College has had noise problems now and in the past. The new owner is Conrad Lindstrom.

709 Champion has had maintenance problems now and in the past owned by Dan Michelson.

City Manager Svanda also noted a special problem which has been noticed of late. He said the United Parcel Service Delivery Trucks have been very irresponsible in their parking on both Third Street and in the downtown area. He said they commonly block traffic lanes, park on sidewalks, and ignore loading zones. He said the City will be working on this problem.

RESIGNATIONS AND APPOINTMENTS

Mayor Pro Tem Sciotto noted the resignation of James Kaiser from the Water and Sewer Utility Advisory Board. He accepted this with regrets. He then appointed Robert Dupras to the Village Development Coordinating Committee for a term expiring July 1, 1992.

CITIZEN COMMENT

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

GLENN

Commissioner Glenn said that the spring pickup had been done very efficiently and she is sure most people are happy with it. She said the containers for recyclable items are now inside the transfer station on Baraga Avenue because improper materials were being placed in them when they were outside.

COFFEY

Commissioner Coffey offered his congratulations to retiring High School Basketball Coach Gordie LeDuc who has been chosen Coach of the Year. He said that the difference between over parking fines at meters and unmetered spaces should be eliminated and offered his congratulations to the Science Olympiad Team of Marquette Senior High School whose members won three first prizes in State competition this weekend.

BIRCH

Commissioner Birch asked the status of Center Street. City Manager Svanda said that it is his understanding that the asphalt, curbing, and utilities would be connected to Center Street in University Subdivision but that there will be a barrier to prevent through traffic until a decision on through traffic is made.

ACOCKS
Commissioner Acocks said that the people installing the new water meter in her house had given excellent thought to its location and the installation.

SCIOTTO
Mayor Pro Tem Sciotto said that tonight's meeting had been an excellent example of government in action. He said it is always important for the City Commission to consider what is in the best interest of the whole community. He suggested that the Commission consider stopping the meeting at a pre-determined hour and said that he would try to find out why Commissioner Potvin had left the meeting.

ADJOURNMENT
The meeting was adjourned at 11:22 p.m.

Mayor
J. Michael Coyne

City Clerk
Norman L. Gruber, Jr.