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

Mayor
J. Michael Coyne

City Clerk
Norman L. Gruber, Jr.
A regular meeting of the Marquette City Commission was duly called and held at 7:00 p.m. on Monday, September 10, 1990 in Commission Chambers of City Hall.

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

ABSENT: None.

MINUTES
It was noted that there was a dollar sign where no dollar sign was needed in the minutes of the August 27 meeting. It was moved by Commissioner Acocks, supported by Commissioner Coffey, and carried unanimously to approve the minutes as corrected.

BILLS
Total bills payable in the amount of $296,471.74 were presented. It was moved by Commissioner Acocks, supported by Commissioner Glenn, and carried that these bills be paid as presented.

AGENDA
During the time set for adding agenda items, Commissioner Potvin asked that item 14, discussion of the Heritage Hotel property, and item 15, discussion of ROTC Rock, be added. He also asked that item 12b be removed from the consent agenda and be made item 11a. Commissioner Sciutto asked that item 12d be removed from the consent agenda and be made item 11b.

PROCLAMATION – Local Cable Programming Week
Mayor Coyne made the following proclamation:

WHEREAS, local cable programming brings our community's political, educational, cultural, sports and social events to television; and

WHEREAS, local cable programming is produced in conjunction with a variety of community groups, including The City of Marquette, The American Red Cross, Bay-Cliff Health Camp, Marquette Senior High School and Northern Michigan University; and

WHEREAS, 2,000 hours of local programming are cablecast each year; and

WHEREAS, the overwhelming majority of Marquette City residents are served by Bresnan Communications Company; and

WHEREAS, the partners in local programming are to be commended for their efforts to keep local citizens in Marquette County informed, enlightened and entertained.

September 10, 1990
NOW, THEREFORE, BE IT RESOLVED, that I, J. Michael Coyne, Mayor of Marquette do hereby proclaim September 9-15, 1990 as LOCAL CABLE PROGRAMMING WEEK.

CITIZEN COMMENT
During the time set for citizens wishing to address the Commission on agenda items, Dennis Staffne, Warren Kelly, Joe Meyskens, Sandy Meyskens, Ray Kauppila, Barb Stenberg, Mick Kreis, and Emily Zielinski, asked to speak on item 7. Darryl Sundberg asked to speak on item 5 and 6. Mike Pond, Don Klimmek, and Jim Scullion asked to speak on item 3. Joan Mason asked to speak on item 4.

BRUCE CARLSON - Second Street Sauna
Bruce Carlson, owner of the Second Street Sauna, spoke regarding a new water line for his business. He said he should be considered a business, not a residence, and asked that the installation of the new water meter be delayed until he can arrange to have the line upgraded. He answered questions about his request. It was moved by Commissioner Coffey, supported by Commissioner Acoccks, and carried unanimously to refer this item to the Water and Sewer Utility Advisory Board for study and report.

MARQUETTE HOUSING COMMISSION - MERS Pension Plan
A communication from the Marquette Housing Commission, regarding the establishment of a separate division of the City of Marquette's MERS Pension Plan for Housing Commission employees, was read. It was moved by Commissioner Coffey, supported by Commissioner Birch, and carried unanimously to concur with the request from the Marquette Housing Commission and adopt a resolution approving a separate pension plan under the MERS System for the Housing Commission's employees.

BOARD OF LIGHT & POWER - MERS Pension Plan
A communication from the Board of Light and Power, regarding the establishment of a separate utility employee retirement group within the City's MERS Pension Plan, was read. John DeRocher, Board Accountant, said the utility is setting up different groups with different benefits from the majority of City employees. It was moved by Commissioner Acoccks, supported by Commissioner Birch, and carried to approve a resolution approving the establishment of a separate Board of Light and Power Utility Employee Retirement Group within the City's MERS Pension Plan.

PUBLIC WORKS ADVISORY BOARD - Public Works Service Center
A communication from the Public Works Advisory Board, regarding the retention of professional services for the design of the Public Works Service Center, was read. Mike Pond, representing Sundberg, Carlson, and Associates, asked that a letter from that firm be read. Following reading of the letter by the City Clerk, Mr. Pond said that Sundberg, Carlson, and Associates was competent to do the work and would be cheaper than the proposed contractor. It was moved by Commissioner Birch and supported by Commissioner Acoccks that Sundberg, Carlson and Associates be given the contract for this project. The Commission discussed this issue at great length. During the discussion, Don Klimmek, representing Sundberg, Carlson, and Associates and Public Works Advisory Board Chairman Jim Scullion answered questions about the proposed design. The following vote was taken:

September 10, 1990
MEMORANDUM

TO: Honorable Mayor and City Commission

FROM: Norman Gruber, City Clerk

SUBJECT: Omission from the Minutes of the September 10, 1990 Commission Meeting.

DATE: October 16, 1990

I have come to my attention that a portion of the minutes from the September 10, 1990 City Commission meeting was not printed in the final copy of the proceedings of that meeting. We have not been able to determine why this happened, however it should be corrected by amending those minutes to add the following paragraphs on page 118 after the paragraph labeled TIRE BIDS:

GRADER - Bids
A report and recommendation from the City Manager, regarding bids for an articulated motor grader, was read. It was moved by Commissioner Birch, supported by Commissioner Glenn, and carried unanimously to concur with the City Manager's recommendation and to purchase a Dresser 870 Articulated Motor Grader from Bark River Culvert and Equipment Company for a total net cost amount of $74,939.00 being the low bid and in the best interest of the City.

HARLOW PARK SIDEWALK - Bids
A report and recommendation from the City Manager, regarding bids for the construction of new sidewalks at Harlow Park, was read. It was moved by Commissioner Birch, supported by Commissioner Coocks, and carried unanimously to concur with the recommendation of the City Manager and to award the bid to the low bidder, Quality Concrete, in the amount of $23,404.00.

APPROVED BY THE MARQUETTE CITY COMMISSION AT THE OCTOBER 29, 1990 CITY COMMISSION MEETING.

NORMAN L. GRUBER, JR.
CITY CLERK
Heritage Park -- Refer to item 1.3.

From Park Director -- Refer to item 4.4.

From the Mayor, Mr. Michael J. Coyne, Mayor of the City of Marquette, representing Sundberg, Carlson, and the Marquette City Commission to approve the City's 1990-1991 Capital Improvement Plan.

Marquette, Michigan, September 9, 1990

Dear Mr. Mayor:

I am writing to request your support and recognition of the proposed Capital Improvement Plan for the year 1990-1991. The Plan includes various projects that are critical to the economic development and quality of life in Marquette. The projects range from infrastructure improvements to recreation facilities.

The Plan has been developed after extensive public input and careful consideration of the needs of the community. It is designed to enhance the city's competitiveness and appeal to existing and potential businesses.

I believe that the implementation of the Capital Improvement Plan will not only benefit the residents of Marquette but also attract new businesses and residents to our community. I am confident that with your support, we can successfully execute the Plan and make a significant impact on the city's future.

Thank you for your consideration of this important matter. I look forward to discussing the Plan in more detail at the next City Commission meeting.

Sincerely,

[Signature]

City Manager, Marquette
Ayes: Mayor Coyne, Commissioners Acocks, Birch, Glenn.
Nays: Commissioners Coffey, Potvin, Sciotto.
The motion was carried.
Mayor Coyne thanked the Public Works Advisory Board for all of their work and input on this project and said the Commission looks forward to receiving their input in the future.

RANEY CREEK DRAINAGE DISTRICT
A report and recommendation from the City Manager, regarding a petition for drainage improvement in the Raney Creek drainage district, was read. It was moved by Commissioner Glenn, supported by Commissioner Sciotto, and carried unanimously that the administration be authorized to petition the Drain Commissioner to make drainage improvements within the Raney Creek watershed. County Drain Commissioner Darryl Sundberg answered questions about the proposed project.

RIDGE STREET WATER ASSESSMENT DISTRICT
A report and recommendation from the City Manager, regarding the West Ridge Street Special Assessment District for water main improvements, was read. Dennis Staffne, Warren Kelly, Joe Meyskens, Ray Kauppila, Barb Stenberg, Mick Kreis, and Emily Zielinski all addressed the Commission saying that the City should pay for the water main which had been installed in front of their homes. It was moved by Commissioner Coffey and supported by Commissioner Glenn that special assessment roll #506 be changed to reflect a charge of $2,000 per tap and that 329, 331, and 333 West Ridge also be assessed $2,000 per tap on a single lot assessment basis. After a lengthy discussion, the following vote was taken:
Ayes: Mayor Coyne, Commissioners Acocks, Coffey, Glenn.
Nay: Commissioners Birch, Potvin, Sciotto.
The motion was carried. It was then moved by Commissioner Coffey and supported by Commissioner Glenn that as of this date, any special assessment district for water improvements where there has been no water main, but laterals exist, should include a charge to the property of $46.21 per front foot based on adjusted current dollars. City Attorney Martin said that ordinances would have to be changed in order to affect this policy. The motion was then withdrawn.

RECESS
Mayor Coyne called a five-minute recess at 9:47 p.m.

TIRE BIDS
A report and recommendation from the City Manager, regarding bids for the purchase of tires, was read. It was moved by Commissioner Acocks, supported by Commissioner Coffey, and carried to concur in the recommendation of the City Manager and to award the bids as follows: Loader grader tires to Firestone Tires of Marquette being the low bidder and meeting specifications, Light Service tires to Pom's Tire Service of Marquette, both meeting specifications and being in the best interest of the City.

CREEK ROW AREA
City Manager Svanda verbally reported upon the status of the University project in the Wright, Tracy, Schaffer, and Norwood Street area. He said that the University has recently announced that they have received grants
for construction of a new entrance to the University on Schaffer Street, that construction on this project would begin in the spring, and that as a result, Tracy Street between Norwood and Wright Street would be closed. He said this will eliminate the offset intersection at Tracy, Wright, and Sugarloaf, and will improve traffic safety in that area.

SNOWMOBILE TRAIL PERMIT
A report and recommendation from the City Manager, regarding approval of the 1990-91 season snowmobile trail permit, was read. It was moved by Commissioner Coffey, supported by Commissioner Glenn, and carried unanimously to concur with the recommendation of the City Manager and to authorize the Mayor to execute this permit on behalf of the City.

OPEN BURNING REGULATIONS
A report and recommendation from the City Manager, setting forth revised open burning regulations, was read. Mayor Coyne noted that no action on this matter is required by the City Commission.

CONSENT AGENDA
Mayor Coyne presented the consent agenda. It was moved by Commissioner Acox, supported by Commissioner Coffey, and carried unanimously to approve the consent agenda as follows:
A. Award the bids for sale of ski hill lift equipment as follows: one rope tow to the City of Gladstone for $3,500 and one rope tow to Marquette Mountain for $3,000.
B. Award the bid for purchase of snowplow and grader blades to Paper Calmenson of St. Paul, Minnesota, the low bidder.
C. Award the bid for purchase of miscellaneous computer equipment to E. A. Gibbs and Company in the amount of $7,275.00.
D. Award the bid to replace two overhead garage doors to Overhead Garage Door Company in the amount of $3,877.00.

PROPERTIES CAUSING NEIGHBORHOOD PROBLEMS
City Manager Svanda identified the following properties:
- 1617 PRESQUE ISLE: Maintenance problems now and in the past owned by Darryl Dobrzenski.
- 1826 VAN EVERA: Noise problems now and in the past owned by Gary Enright who also owns 220 WEST MICHIGAN with maintenance problems.
- 1104 NORTH THIRD STREET: Noise problems now and in the past owned by Don Potvin.
- 250 WEST RIDGE STREET: Noise problems now and noise and maintenance problems in the past owned by David Holmden who also owns 331 FISHER.
- 1017 HIGH STREET: Maintenance problems now and in the past owned by Mary Rantanen.
- 2050 VAN EVERA: Noise problems now and in the past owned by Summers, Revord, and Revord who also own 609 Norwood, 2074 VAN EVERA, and 2090 VAN EVERA with noise and maintenance problems in the past.

HERITAGE HOTEL
It was moved by Commissioner Potvin and supported by Commissioner Sciutto to schedule a public hearing on the Heritage Hotel to help identify the parameters of the project as it may come down the pike and to discuss the
advisability of the City's further backing of this project. After lengthy discussion regarding the rights of the property owner, variances granted by the Board of Zoning Appeals, the availability of parking, the parking ramp, and other issues, the following vote was taken:

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

The motion was defeated.

**ROTC ROCK – Rock Climbing**

It was moved by Commissioner Potvin, supported by Commissioner Coffey, and carried unanimously that the City determine if the City has any liability whatsoever in the use of ROTC Rock for rappelling by NMU students.

**CITIZEN COMMENT**

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

**COFFEY**

Commissioner Coffey asked if the administration would check with the other two MERS units within the City to see if they would like to have separate divisions also.

**POTVIN**

Commissioner Potvin said that people should not be named as noise violators until they have been found guilty.

**SCIOTTO**

Commissioner Sciotto said that some noise is acceptable while other noise is not. He noted that the landscaping at Snowberry Heights is extremely beautiful this summer as usual. He asked if dancing is permitted in bars on Third Street. City Attorney Martin said that it is not permitted in the Community Business District. He said that bands are allowed and that only whatever noise is reasonable is allowed under our ordinance.

**POTVIN**

Commissioner Potvin noted the benefit luncheon for the Petunia Pandemonium project on Wednesday. City Manager Svanda said that he is still of the opinion that public entities can be assessed as part of the Raney Creek drainage district and will investigate further. He also said word has been received this afternoon that Marquette will host the 1991 Great Lakes Logging Congress.

**ADJOURNMENT**

The meeting was adjourned at 10:45 p.m.

Signed:

Mayor
J. Michael Coyne

City Clerk
Norman L. Gruber, Jr.

September 10, 1990
Motion was made by Commissioner Roemer, seconded by Commissioner Franks.

Mayor Common motioned to accept the Commission's report. The motion was seconded by Commissioner Coffey, and carried by a vote of 4-0 to 0.

However, Commissioner Coffey noted that the recommendation may conflict with the City's current policy on equipment purchases. He suggested that the matter be referred to the City Manager for further consideration.

At this time, the City Manager informed the Commission that the purchase of a new loader and grader is not currently on the approved budget. He recommended that the Commission consider the option of leasing equipment rather than purchasing.

The Commission discussed the matter and decided to table the issue until the next meeting, where more information can be gathered.

The meeting adjourned without a formal vote.
A special meeting of the Marquette City Commission was duly called and held at 6:30 p.m. on Monday, September 17, 1990 in Commission Chambers of City Hall.

ROLL CALL

PRESENT: Mayor Coyne. Commissioners Acoks, Birch (arrived late), Coffey, Glenn, Potvin, Sciotto.

ABSENT: None.

It was moved by Commissioner Acoks and supported by Commissioner Sciotto to excuse Commissioner Birch. The following vote was taken:

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

The motion was carried.

OFFICE BAR – Purchase Offer

Mayor Coyne said the purpose of the special meeting is to discuss sale of the Office Bar. He asked for an attorney's opinion on whether this could be a closed meeting. City Attorney Martin said that the State Attorney General has issued an opinion saying that closed meetings are appropriate for the purchase of property but not for the sale of property. City Manager Svanda presented reports from Assessor Mark Clute and Community Development Director Dan Smith regarding the purchase offer. He said that after consideration, the staff has determined that the offer is insufficiently low. He explained the basis for this statement.

Commissioner Birch arrived.

Mr. Svanda said that Mr. Walker, our Real Estate Agent, said he is dealing with other possibilities who are discussing higher prices than the proposal before the Commission. His recommendation is to not accept this low offer. Mr. Svanda then verbally recommended to the City Commission that this offer not be accepted and that perhaps a counteroffer be made or negotiations be entered into. Mr. Bob Green spoke regarding his offer. He said he is aware of this business because he used to own it and that the business is closed now and has no value. He said the empty building is worth about $40,000. He said the purpose of the nine items in the addendum were to get the business open and provide cash flow during the upgrading process. During this discussion, Commissioner Potvin left the meeting. It was moved by Commissioner Acoks and supported by Commissioner Coffey to concur with the City Manager's recommendation not to accept the offer. City Attorney Martin said that items 2 and 3 in the addendum were illegal and the City could not do them. Gene Stair, representing State Wide Real Estate, said that they are here representing the seller, not the purchaser. The Commission discussed the motion briefly. The following vote was taken:

Ayes: Mayor Coyne. Commissioners Acoks, Birch, Coffey, Glenn, Sciotto.
Nays: None.

The motion was carried.

September 17, 1990
Mayor Coyne noted that during discussion and vote on this motion, Commissioner Potvin was in the hall talking.

Mayor Coyne urged Mr. Green to meet further with the City Manager regarding his offer.

There were no citizens wishing to address the Commission and the meeting was adjourned at 6:58 p.m.

J. Michael Coyne

City Clerk
Norman L. Gruber, Jr.
A regular meeting of the Marquette City Commission was duly called and held at 7:00 p.m. on Monday, September 24, 1990 in Commission Chambers of City Hall.

ROLL CALL
PRESENT: Mayor Coyne, Commissioners Acoks, Coffey, Glenn, Potvin, Sciotto.

ABSENT: Commissioner Birch.

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

MINUTES
It was moved by Commissioner Coffey, supported by Commissioner Acoks, and carried to approve the minutes of the September 10 regular and September 17 special meetings as presented.

BILLS
Total bills payable in the amount of $446,806.34 were presented. It was moved by Commissioner Acoks, supported by Commissioner Coffey, and carried that the bills be paid as presented with the exception of the one to Commissioner Potvin in the amount of $135.00. It was then moved by Commissioner Coffey and supported by Commissioner Glenn to approve the above excluded bill to Commissioner Potvin and to allow him to abstain from voting. The following vote was taken:

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

Nays: None.

Abstention: Commissioner Potvin.

The motion was carried.

AGENDA
During the time set for announcing additional agenda items, Commissioner Potvin asked that item 7, discussion of the Heritage Hotel Project, and item 8, discussion of the Lakeshore Industries property, be added. Mayor Coyne added a proclamation before item 1.

PROCLAMATION – National Head Injury Awareness Month
Mayor Coyne made the following proclamation:

WHEREAS, May it be known that head injury is an insult to the brain which may be caused by an external physical force and that each year in the United States, 700,000 people suffer a traumatic brain injury. Of those, 100,000 die and 70,000 survive with physical, cognitive, behavioral, and/or emotional problems; and

WHEREAS, Many of the head injuries that occur annually in this country can be prevented by; 1) always wearing a seat belt, 2) placing children in approved child restraints, 3) NOT drinking and driving, 4) wearing a helmet while bicycle riding or playing contact sports, and 5) knowing the depth of the water before you dive; and

September 24, 1990
WHEREAS, Research, rehabilitation, public awareness and prevention can help to lessen the occurrence of head injuries in society and the help to lessen the occurrence of head injuries in society. and the citizens of Marquette can actively help to prevent a head injury from occurring by following the above precautions; and

WHEREAS, the National Head Injury Foundation endorses October as National Head Injury Awareness Month;

NOW, THEREFORE, BE IT RESOLVED, that I, J. Michael Coyne, Mayor of Marquette, do hereby proclaim October as NATIONAL HEAD INJURY AWARENESS MONTH in the City of Marquette.

STRATEGIC PLAN
Mayor Coyne announced that this was the time set for a public hearing on the proposed new strategic plan. Dan Cook, representing Cook Sign Service, opposed the proposed elimination of billboards in the City. He said they are his business and that his business is going to donate directional signs to be placed around the City. Ann Tierney, representing Cook Sign Service, read letters from their customers supporting the need for billboards. She said she had a number of other letters which were not read. Mark Mattison, representing OCI, Inc., supported the need for billboards. Fred Huffman, representing the Marquette Beautification and Restoration Committee gave background facts on billboards around the country. He supported the elimination of billboards. Joe Constance, representing Entre Amigos, supported the need for billboards. He also said that there should be provision for a "wish list" so that people who want to contribute to the City could have projects to select from.

Joan Mason, representing the Marquette Housing Commission, said that the Commission has received over a million dollar commitment from the Federal Department of Housing and Urban Development subsidies for low income and homeless people. George Louden supported the culture and arts portion of the plan, especially the need for a facility. He made suggestions as to how such a facility should be developed. Dan Cook said that billboards are not safety problems. The hearing was closed. It was moved by Commissioner Coffey, supported by Commissioner Acocks, and carried to accept the input made tonight and to schedule a work session before the scheduled adoption of the strategic plan on October 9. Commissioners discussed their ideas and suggested changes to the strategic plan at length. It was agreed to hold a work session on Monday, October 1, 1990 at 7:00 p.m.

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

AD HOC PENSION REVIEW COMMITTEE - Final Report
A communication from the Ad Hoc Pension Review Committee, presenting their final report, was read. It was moved by Commissioner Glenn and supported by Commissioner Coffey to enhance the benefits of the current MERS retirees (Option E). The following vote was taken:

Ayes:  Mayor Coyne. Commissioners Acocks, Coffey, Glenn, Sciotto.
Nay:  Commissioner Potvin.
The motion was carried. It was then moved by Commissioner Glenn, supported by Commissioner Coffey, and carried to ask the administration to look at a minimum payment for all MERS retirees who opted to continue under the City. This would establish a floor for coverage and would not affect health plan. This coverage would be effective January 1, 1991 with funds to be taken from the contingency fund to cover the expense. It was then moved by Commissioner Glenn, supported by Commissioner Acocks, and carried to recommend that the Police/Fire Board look at the following options:

A. E Benefit applied to all retirees based on pre 1990 monthly benefit amounts; $600 would be the minimum resulting benefit.
B. City pay a minimum health premium payment.
C. A and B.
D. Other.

City Attorney Martin said that Commissioner Sciutto did not have a conflict of interest in voting on this motion because it is only a recommendation that the Police/Fire Retirement Board consider various options. It was then moved by Commissioner Glenn, supported by Commissioner Coffey, and carried that those now remaining under the City's MERS coverage, the City, the Library and Solid Waste Authority employees be separated into different divisions with the consent of the employers for enhancement consideration purposes.

Mayor Coyne thanked each of the Ad Hoc Committee members for their hard work on review of City pension programs. It was moved by Commissioner Coffey, supported by Commissioner Potvin, and carried that all pension enhancements be reviewed before each contract negotiation and that pension enhancement should be discussed at the bargaining table. Dorothy Tousignant thanked the Commission on behalf of the MERS Retirees for the action they had taken tonight. Neal Green thanked the Commission for their concerns.

BOUNDARY LINE ADJUSTMENTS - Grove Street
A recommendation from the City Attorney, regarding an agreement resolving a dispute in the location of boundary lines for several properties on the north side of Grove Street, was read. Mr. Martin said that if this agreement is approved by all parties, the City will be able to close on the sale of the City-owned property, in that area, to Sundberg, Carlson, and Associates. It was moved by Commissioner Coffey, supported by Commissioner Glenn, and carried to approve the changes in the boundary lines as proposed.

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

OFFICE BAR - Purchase Agreement
A report and recommendation from the City Manager, regarding a purchase offer for the Office Bar, was read. It was moved by Commissioner Acocks and supported by Commissioner Glenn that the City Commission accept the purchase offer presented and authorize the Mayor and City Clerk to execute all documents related to this transaction. Joe Walker, representing State Wide Business Brokers and the City of Marquette, answered questions about the proposed sale and the proposed purchaser. Commissioner Potvin said that the City had contracted with Mr. Walker to sell the property and that he felt this sale did not follow the City Charter. City Attorney Martin said that the City had contracted with Mr. Walker to sell the property and said that the City had contracted with Mr. Walker to sell the property and
that he had received the bid from Mr. Green as a sealed bid. The following
vote was taken:
  Ayes: Mayor Coyne. Commissioners Acocks, Coffey, Glenn, Sciutto.
  Nay: Commissioner Potvin.
The motion was carried.
The motion was carried.

It was moved by Commissioner Acocks and supported by Commissioner Coffey to
adopt the following resolution:

RESOLVED: That the Mayor, the Honorable J. Michael Coyne and Norman
L. Gruber, Jr., Clerk of the City of Marquette, are hereby authorized
to execute any and all documents required by the Michigan Liquor
Control Commission to effectuate the transfer of the Class C and S&D
liquor licenses currently held in escrow by the City of Marquette for
the Office Bar. Approval of transfer subject to administrative review.
The following vote was taken:
  Ayes: Mayor Coyne. Commissioners Acocks, Coffey, Glenn, Sciutto.
  Nay: Commissioner Potvin.
The motion was carried.

CONSENT AGENDA
Mayor Coyne presented the consent agenda. It was moved by Commissioner
Sciutto, supported by Commissioner Glenn, and carried to approve the
consent agenda as follows:
A. Award the bid for Fencing at the North Marquette Ballfield to
the low bidder, Marquette Fence Co., in the amount of $3,250.00
and for Hurley Field to the low bidder, Century Fence Co., in the
amount of $1601.00.
B. Award the bid for Water System Supply Materials to the low
bidder in each category as recommended.

PROPERTIES CAUSING NEIGHBORHOOD PROBLEMS
Assistant City Manager Nebel identified the following properties:
  312 WALDO STREET: Noise problems now and in the past owned by Mr. and
Mrs. John Knoop where the tenant was Heinrich Stietsel, Jr.
  517 NORTH THIRD STREET: Maintenance problems now and in the past
owned by Chad and Janis Norton.
  1104 NORTH THIRD STREET: Noise problems now and in the past owned by
Don Potvin where the tenants are Mark Shelby and Kathleen Thompson.
  2090 VAN EVERA: Noise problems now and in the past owned by S.R.& R.
Development where the tenants are Analey Haglund, Kelly Wilson, Brenda
Arndt and Ann Lassen.
  2200 WILKINSON: Maintenance problems now and in the past, the owner
is Clare Spitz.

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

HERITAGE HOTEL PROJECT
It was moved by Commissioner Potvin and supported by Commissioner Sciutto
that the City advise the Department of Housing and Urban Development that
we do not support the Heritage Hotel Project until we can see the owner's
plans and have a chance to evaluate them. After a lengthy discussion, the
following vote was taken:

September 24, 1990
Ayes: Commissioners Potvin, Sciutto.
Nays: Mayor Coyne. Commissioners Acocks, Coffey, Glenn.
The motion was defeated.

LAKESHORE, INCORPORATED
It was moved by Commissioner Potvin, supported by Commissioner Coffey, and carried that the proper environmental authorities be asked to make an evaluation of the Lakeshore, Inc. property so that if there is any cleanup required it can start promptly with the closing of the plant.

POTVIN
Commissioner Potvin said that City Assessor Mark Clute has not pursued the sand or broken out windows further at the Heritage House because the sand and the upper level windows do not immediately threaten the public health or safety. He said an appearance ticket will be issued instead. Commissioner Potvin spoke on variance hearings and urged people to attend even though the construction on the project may have started already. He noted a large chunk of sidewalk dug out in front of the Jack’s Supermarket on Third Street. He said something should be done about this because there are no barricades. He said Mr. Oberstar has been hauling many loads of debris from the property he purchased from the City on Pioneer Road to the City’s landfill. He said Mr. Oberstar should pay for this because it may be a very large amount of money. Mayor Coyne asked for a report on this matter.

GLENN
Commissioner Glenn said she feels great joy at the 50 vouchers for housing assistance received by the Housing Commission. She said it will help provide safe and affordable housing for the poor and homeless. She said that after touring the economic development area in Muskegon, she realizes how lucky we are not to have a lot of business and industry along our shoreline. She also noted an ethics speaker at the Municipal League Convention, said we all should be honest, have integrity, be fair, and have caring and respect for others.

COFFEY
Commissioner Coffey said he is also happy about the housing vouchers. He said there have been barricades at times where the sidewalk is torn up on Third Street and said that the City does not own or operate the transfer station or the County Landfill Authority.

ACOCKS
Commissioner Acocks noted complaints about on street parking on Baraga Avenue near Sundberg, Carlson, and Associates’ office. She also said that garbage should not be placed on the street for pickup before 4:00 p.m. on the day preceding the pickup.

SCIOTTO
Commissioner Sciutto asked who owns the landfill where Oberstar has been hauling the refuse. Assistant City Manager Nebel said the City owns the inert material landfill on Pioneer Road and that the charge for dumping there is not $12.00 per cubic yard. He said the County Landfill Authority owns the County-wide landfill.

September 24, 1990
POTVIN

Commissioner Potvin said that his concern over ROTC Rock and the sidewalk on Third Street are an attempt to limit the City's liability.

COYNE

Mayor Coyne asked the City Attorney to advise the Commission on the need for Commissioners to vote. City Attorney Martin read Section 6.7 paragraph of the City Charter. Mayor Coyne said that there would be a report at the next Commission meeting from the Zoo Improvement Committee and that the Commission held a worksession attended by governmental units from throughout the County on recycling and that progress is being made in this area.

ADJOURNMENT

The meeting was adjourned at 10:07 p.m.

Mayor
J. Michael Coyne

City Clerk
Norman L. Gruber, Jr.
OFFICIAL PROCEEDINGS OF THE
MARQUETTE CITY COMMISSION
Tuesday, October 9, 1990

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

ROLL CALL
PRESENT: Mayor Coyne. Commissioners Acoks, Birch, Coffey, Glenn, Potvin, Sciotto.
ABSENT: None.

MINUTES
It was moved by Commissioner Birch, supported by Commissioner Coffey, and carried unanimously to approve the minutes of the September 24 meeting as presented.

BILLS
Total bills payable in the amount of $680,206.08 were presented. It was moved by Commissioner Glenn, supported by Commissioner Sciotto, and carried unanimously to pay the bills as presented.

AGENDA
During the time set for agenda changes, Commissioner Coyne removed item 3 because Finance Director Donna Kohut is out of the City.

PROCLAMATION - Domestic Violence Awareness Month
Mayor Coyne made the following proclamation:

WHEREAS, domestic violence occurs in one out of three families, with the majority of violence directed toward women and children, and

WHEREAS, we would like people to be aware of the occurrence of violence in Marquette County and the State of Michigan, because awareness of violence is essential for the prevention of violence; and

WHEREAS, we want to let people know that there are places to go and call for help; and

WHEREAS, we would like services from the public such as donations of time and money to receive recognition;

NOW, THEREFORE, I, J. Michael Coyne, Mayor of the City of Marquette do hereby proclaim the month of October, 1990 as DOMESTIC VIOLENCE AWARENESS MONTH in the City of Marquette, and urge all citizens to be aware of the help available for the people of Marquette County, and that the general public has been; and is essential in providing this help.

Mayor Coyne noted a candlelight vigil scheduled for Harlow Park to remember the victims of Domestic Violence and a blue ribbon demonstration program which is being undertaken.

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PROCLAMATION - National Housing Week

Mayor Coyne made the following proclamation:

WHEREAS, The Home Builders of Superiorland have provided economic growth to the community by employing its citizens and building new homes; and

WHEREAS, they have strived to provide better housing and public facilities such as parks, schools, and libraries for all citizens in the community; and

WHEREAS, our citizens recognize the home building industry and its vital contribution to civic and economic progress in our community,

THEREFORE, I, J. Michael Coyne, Mayor of the City of Marquette, do hereby join our local home builders in proclaiming October 7 - 14, 1990 as NATIONAL HOUSING WEEK and do hereby urge the citizens of our city to recognize this week dedicated to the partnership of working together to build the quality of life in our community.

FIRE SAFETY TRAINING HOUSE

City Manager Svanda noted the open house and dedication ceremony for the recently completed fire safety training house. This ceremony will be held at Sandy Knoll School on Friday, October 12 at 10:00 a.m. He urged the public to attend. Commissioner Sciotto, who is a former Assistant Fire Chief, spoke on the importance of this tool for training children about fire safety.

CITIZEN COMMENT

Michael Pond said he, John Larson, and Judy Boyle will answer questions on item 5. Bruce Pesola offered to answer questions on item 6, and Genevieve Magadanz asked to speak on item 10.

MEDICAL CENTER - Planned Unit Development

Mayor Coyne declared a conflict of interest in this matter and turned gavel over to Mayor Pro Tem Sciotto. A recommendation from the Planning Commission, for approval of the final development plan for Phase I of the Marquette Medical-Dental Center Planned Unit Development, was read. Mike Pond of Sundberg, Carlson, and Associates representing the Medical-Dental Center answered questions about the design of this project. Judy Boyle, Manager of the Medical-Dental Center answered questions also. It was moved by Commissioner Birch and supported by Commissioner Coffey to approve the final development plan for Phase I of the Marquette Medical-Dental Center's planned unit development. The following vote was taken:

Ayes: Commissioners Acoks, Birch, Coffey, Glenn, Sciotto.
Nay: Commissioner Potvin.
Abstention: Mayor Coyne.

The motion was carried.

Mayor Pro Tem Sciotto returned the gavel to Mayor Coyne.

SHIRAS POINTE - Planned Unit Development

A recommendation from the Planning Commission for approval of the final development plan for the Rockwood Phase and Units 5 and 6 on Shiras Pointe Drive of the Shiras Pointe condominium project, was read. City Manager
Svanda and developer Bruce Pesola answered questions about the development at Shiras Pointe and the construction of units 5 and 6 on Shiras Pointe Drive. It was moved by Commissioner Acock, supported by Commissioner Coffey, and carried unanimously to approve the final development plan for the Rockwood Phase and Units 5 and 6 on Shiras Pointe Drive.

**TREE TRIMMING PERMITS**

A recommendation from the Tree Committee, regarding the issuance of a Michigan Department of Transportation tree trimming permits for State Highway right-of-way in the City, was read. It was moved by Commissioner Glenn, supported by Commissioner Coffey, and carried unanimously that the City request to be notified before any Michigan Department of Transportation tree trimming permits are issued inside the City of Marquette.

**STRATEGIC PLAN**

A report and recommendation from the City Manager, regarding the adoption of the new strategic plan, was read. Commissioner Glenn noted that there should be an additional item 24 on page 11 of the plan under "Recreation", which reads "Expand water and electric accessibility in the Ellwood A. Mattson Lower Harbor Park in a tasteful way". Commissioners concurred in this addition. It was moved by Commissioner Sciotto, supported by Commissioner Coffey, and carried unanimously to adopt the new strategic plan as presented. Mayor Coyne personally thanked Assistant City Manager Spencer Nebel for his outstanding work in the preparation of this plan, Commissioner Glenn for her meticulous observance of detail and proofreading during the rewriting of the plan, and the many individuals who contributed their ideas and comments on the plan.

**SHIRAS ZOO**

A report and recommendation from the City Manager, regarding improvements to the Shiras Zoo, was read. It was moved by Commissioner Coffey and supported by Commissioner Sciotto that the Mayor appoint a Task Force, especially delegated for fostering improvements to the Zoo including in the future the establishment of a zoological society. During discussion, it was moved by Commissioner Potvin that this Task Force be directed to consider the alternative of a petting zoo with domestic animals. The amendment failed for lack of support. Commissioners agreed that a petting zoo was within the scope of the Task Force review. The original motion was then carried unanimously.

**WOODY GLEN - PROPERTY ACQUISITION**

A report and recommendation from the City Manager, regarding the acquisition of property formerly known as Woody Glen Subdivision from Eleanor and Cliff Meier, was read. Genevieve Magadan asked how people would get into the proposed park on this property. She said she does not want a road next to her property and is concerned about the buildup of water in a retention basin. Eleanor Meier thanked the staff members she had been working with saying that they have been most cooperative. She asked that the items in her letter to the Commission be addressed. It was moved by Commissioner Coffey and supported by Commissioner Sciotto to move the recommendation to acquire the parcel at a concur with the City Manager's recommendation, to acquire the parcel at a price of $53,600, to authorize the Mayor and Clerk to execute any documents.

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relating to this acquisition, and to deny access for vehicular traffic to the proposed park. During discussion, City Engineer Robert Haapala answered questions. The following vote was taken:

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

The motion was carried.

PICKUP TRUCK - Bids
A report and recommendation from the City Manager, regarding bids for a two-wheel drive pickup truck for the Parks and Recreation Department, was read. It was moved by Commissioner Coffey, supported by Commissioner Glenn, and carried unanimously to concur in the recommendation and to award the bid for the purchase of a 1991 two-wheel drive pickup truck to Chrysler Motors in the amount of $11,800 being the lowest bid which meets specifications.

DOWNTOWN RECONSTRUCTION PROJECT - Settlement
A report and recommendation from the City Manager, regarding the final settlement of financial issues for the 1984 Downtown Reconstruction Project, was read. It was moved by Commissioner Coffey, supported by Commissioner Sciutto, and carried unanimously to concur in the recommendation of the City Administration, to authorize final payment to the Michigan Department of Transportation in the amount of $29,791.74, and to authorize final payment to Sundberg, Carlson, and Associates, Inc. in the amount of $44,500.

BIKE PATH ORDINANCE - Snowmobiles
A report and recommendation from the City Attorney, regarding an amendment to the City Code, allowing snowmobiles to operate on designated portions of bike paths, was read. It was moved by Commissioner Coffey, supported by Commissioner Glenn, and carried unanimously to schedule a public hearing for the City Commission meeting on October 29 on the proposed ordinance and to change the ordinance to restrict application of this ordinance to from the south City limits to the Carp River.

CONSENT AGENDA
Mayor Coyne presented the Consent Agenda. It was moved by Commissioner Glenn, supported by Commissioner Potvin, and carried unanimously to adopt the Consent Agenda as follows:

A. Approve a Michigan Equity Grant Application for the Shiras Planetarium.

B. Award the bid for Supplemental Snow Removal Services to Bob LaJeunesse of Marquette, MI being the low total bid of $6,781.00.

C. Award the bid for a Fair Avenue Culvert Crossing to Associated Constructors of Marquette, MI for $29,258.60 contingent of the receipt of an Act 346 Permit from the DNR.

D. Approve the Release and Indemnification Agreement with Braithwaite Consultants for Area II at the Marquette County Solid Waste Landfill Authority and authorize the Mayor and City Clerk to execute it.

E. Schedule a Public Hearing for October 29, 1990 to Confirm Special Assessment Roll #513 for Improvements to Center Street West of McClellan Avenue Right-of-Way.
PROPERTIES CAUSING NEIGHBORHOOD PROBLEMS
City Manager Svanda reported on 1434 Presque Isle Avenue with noise problems now and in the past owned by K & L Enterprises and 240 West Bluff Street with maintenance and noise problems now and in the past owned by John Renfrew.

RESIGNATIONS AND APPOINTMENTS
Mayor Coyne accepted with regrets the resignation of Richard Peura from the Peter White Public Library Board. He appointed Mary Buys to fill Dr. Peura's term which ends on September 1, 1993. He also accepted with regrets resignation of James Bielinski from the Village Development Coordinating Committee.

CITIZENS
Betty Murray of 1509 West Fair Avenue thanked all of the people involved for their efforts in resolving the drainage problem next to her home.

ACOCKS
Commissioner Acock noted the "Keep Michigan Beautiful, Inc." Awards Program to be held in Lansing later in the month. She said Petunia Pandemonium will be honored at this meeting. In addition, two ladies from the Marquette Beautification Committee, Ellie Berg and Mary Ferguson, will present an hour program on beautification at that meeting.

BIRCH
Commissioner Birch said the media should give fair and appropriate recognition to Commissioner Potvin for staying through the meeting.

COFFEY
Commissioner Coffey said that the Shiras Planetarium will be receiving an award with the details to be announced within the next couple of weeks. He said the Harlow Park sidewalk improvement project has been started and asked about the wood sign post being put up along the highway. Public Works Superintendent Steve Lawry said that the Michigan Department of Transportation is replacing all signs in Marquette County, and that in this process, steel posts are being replaced with wood posts for safety.

GLEN
Commissioner Glenn reported that she had attended the COPS Program open house at Lake Superior Village and that this is an excellent attempt on the part of the Police Department to involve the community. She said she is glad to see that some of the material in the agenda packets tonight was printed on recycled paper.

POTVIN
Commissioner Potvin asked if Mr. Oliver's problem had been resolved and said that there should be a response to Mrs. Wickman's letter regarding stop signs at Ridge and McClellan.

SCiotTO
Commissioner Sciutto asked everyone to come to the dedication of the Fire Safety Training House. He said that on Sunday afternoon, October 14, from 10:00 to 1:15 Mickey Johnson will receive the community's lauds at the Ramada Inn. He encouraged everyone to attend. He also noted a call for volunteers.

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regarding damage caused by sewer backups during the Third Street reconstruction project. He said the caller was unhappy with the settlement made by the contractor’s insurance company. He asked if the City is responsible for any of these damages. City Manager Svanda said that the contractor’s insurance company was responsible and that they had settled the claims, not the City.

**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, October 29, 1990

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

ROLL CALL
PRESENT: Mayor Coyne, Commissioners Acoks, Birch, Coffey, Glenn, Potvin, Sciotto.
ABSENT: None.

MINUTES
It was moved by Commissioner Acoks, supported by Commissioner Birch, and carried unanimously to approve the minutes of the October 9, 1990 regular Commission meeting and the correction to the minutes of the September 10, 1990 regular Commission meeting as presented.

BILLS
Total bills payable in the amount of $402,000.50 were presented. It was moved by Commissioner Glenn, supported by Commissioner Acoks, and carried unanimously that the bills be paid as presented.

AGENDA
During the time set for adding agenda items, Commissioner Glenn asked that item 5a, support for an ice rink in the park, be added and asked that item 19g be removed from the consent agenda. Commissioner Acoks asked that item 22, a letter from Governor Blanchard to the Animal Control Officer, be added. Commissioner Potvin asked that items 23, discussion of the Heritage House, and item 24, discussion of the Pioneer Road landfill, be added.

PROCLAMATION - Alzheimer's Disease Month
Mayor Coyne made the following proclamation:

WHEREAS, More than four million people in the United States are affected by Alzheimer's disease, a degenerative, progressive disease that attacks the brain and results in impaired memory, thinking and behavior; and,

WHEREAS, Alzheimer's disease is the most common form of dementing illness, taking more than 100,000 lives in the U.S. annually, making it the fourth leading cause of death among older adults; and,

WHEREAS, As our population ages, the number of older Americans afflicted with Alzheimer's disease will increase; and,

WHEREAS, In one-third of all American families, one parent will succumb to this disease; and

WHEREAS, Alzheimer's disease costs the United States more than eighty billion dollars annually, with just $4.4 billion covered by the federal government and $4.1 billion covered by state governments, leaving the remaining costs to be borne by Alzheimer patients and their families; and

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WHEREAS, An increase in public awareness about Alzheimer's disease and
the Alzheimer's Association may stimulate the interest and concern of the
American people, which may lead in turn, to increased research and
eventually to the discovery of a cure for Alzheimer's disease; and,

WHEREAS, the Alzheimer's Association celebrates its 10th Anniversary in
November, 1990, and,

WHEREAS, the Congress has resolved and the President of the United States
has proclaimed the month of November to be National Alzheimer's Disease
Month so as to increase the public's awareness of Alzheimer's disease,
and to support the research and services being conducted by voluntary
organizations such as the Alzheimer's Association.

NOW, THEREFORE, We set aside this month of November as Alzheimer's
Disease Month. In Witness Whereof, I, J. Michael Coyne, do hereby
proclaim November, 1990 as Alzheimer's Disease Month and encourage the
citizens of the City of Marquette to observe this month with appropriate
ceremonies and activities.

EXEMPLARY CITIZENSHIP AWARDS
Mayor Coyne said that the City is starting a recognition program for exemplary
citizens. He said the first citizens honored by this program will be former
City Commissioners and Mayors. He went to the podium and presented exemplary
citizenship award pins to former Commissioners Richard Bur, Fred Rydholm,
Elmer Carlson, Leonard St. Cyr, Robert Stow, Howard Swaine, Bill Wilson,
Robert Kulisheck, Bill Pesola, Fred Peterson, Dan Mazzucli, Robert Berube, Joe
Labreche, and Jack Leadbetter. He also recognized former Commissioners who
were not able to attend the meeting this evening. Following that presentation,
Commissioner Acoks presented to the City a framed poster commemorating the
1990 Michigan Municipal League Convention with the quotation from Lincoln
"with public trust we can do anything, without it, we can do nothing".

FINANCE DEPARTMENT - Recognition
Mayor Coyne said that the City has received for the fourth year the
Certificate of Achievement for Excellence in Financial Reporting. He praised
Donna Kohut for her efforts in achieving this record. He also recognized the
members of the Finance and Accounting Department and other City staff members
who have helped with this accomplishment. He said that this is the highest
award in governmental accounting, which the City could receive.

OUTSTANDING EMPLOYEE PERFORMANCE AWARD
The City Clerk read a letter from the Awards Committee regarding the
outstanding employee performance award. Mayor Coyne said that the first award
has been given to Susan Libick who is a billing clerk with the water utility.
He presented her with a gold pin signifying this award and a check for
$100.00. He also displayed the plaque which will be on permanent display in
the City Hall with Ms. Libick's name on it.

FIRE SAFETY HOUSE RECOGNITION
A communication from Governor Blanchard extending his gratitude to all who
were involved with the construction of the fire safety training house, was
read. Mayor Coyne read the list of people who contributed goods, money,
labor to construct this house. He said that it is an outstanding local effort.
ELLWOOD A. MATTSON LOWER HARBOR PARK – Ice Rink
Commissioner Glenn read a letter from Marquette General Hospital
Administrator, Robert Neldberg, informing the City that the hospital will
provide $3,500 of funding for development and implementation of an ice rink in
for their involvement in community activities.

PUBLIC HEARING – Bike Path Ordinance Amendment
Mayor Coyne said that this was the time set for a public hearing on a proposed
ordinance amendment to allow designation of a segment of the bike path for use
by snowmobiles. The recommendation from the City Attorney was read. Mike
Roche, representing Marquette County Trails, Inc. supported the amendment. The
hearing was closed. It was moved by Commissioner Coffey, supported by
Commissioner Acoks, and carried unanimously to adopt ordinance #426 as
follows:

AN ORDINANCE TO AMEND TITLE IV, CHAPTER 25, SECTION 25.141 TO PROVIDE FOR
THE USE OF BICYCLE PATHS AS PART OF A DESIGNATED SNOWMOBILE TRAIL

PUBLIC HEARING – Special Assessment Roll #516
Mayor Coyne announced that this was the time and date set for a public hearing
on special assessment roll #516 for curbing and paving on Center Street from
West Avenue to McClellan Avenue. There being no one to speak at the hearing,
it was closed. It was moved by Commissioner Coffey and supported by
Commissioner Sciutto to adopt the resolution confirming roll #516, to award a
contract to C. Oberstar Excavating, Inc. in the amount of $35,530.80, and to
authorize the City Administration to execute a contract amendment with C.
Oberstar to accomplish this work. The following vote was taken:

Ayes: Mayor Coyne, Commissioners Acoks, Birch, Coffey, Glenn, Sciutto.
Nay: Commissioner Potvin.

The motion was carried. The following resolution was adopted:

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

CURBING AND PAVING OF CENTER STREET FROM WEST AVENUE EAST TO
THE PROPOSED WEST RIGHT OF WAY LINE OF MCCLELLAN AVENUE

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;

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RESOLVED, that said special assessment roll, to wit: Special Assessment Roll #516 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 in five 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 October 29, 1990; that all unpaid installation shall bear interest at the rate of 10% from November 29, 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 #506a
Mayo Coyne announced that this was the time and date set for a public hearing on special assessment roll #506a. Marion Lovewell opposed the assessment against the property at 329 West Ridge Street. He cited the property owner's indication they did not want to participate in the project, damage to the property and entrance on the property without permission as reasons against this assessment. Linda Hurrell read a letter opposing the assessment at 333 W. Ridge Street for the same reasons. Donald Hurrell opposed the assessment for 333 W. Ridge Street. The hearing was closed. A report and recommendation from the City Manager was read. Two protest letters regarding 329 W. Ridge were noted. It was moved by Commissioner Coffey and supported by Commissioner Glenn that the damage done to the property at 329 West Ridge be referred to Mr. Cardone for investigation and report. After discussion, the following vote was taken:

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

The motion was defeated. It was then moved by Commissioner Birch, supported by Commissioner Acocks, and carried unanimously to table this item until the next regular meeting.

CITIZENS
Ken Wilson asked to speak on item 18, Michelle Butler on item 16, Jim Scullion on item 12, and John DeKocher on item 13.

HARBOR COMMITTEE - Marina Rules
A recommendation from the Harbor Committee, supporting revision to the Marina Rules and Regulations, was read. It was moved by Commissioner Glenn, supported by Commissioner Sciotto, and carried to accept the revisions to the Marina Rules and Regulations as presented. Mayor Coyne thanked the Harbor Advisory Committee and Chairman Tom Knauss for their work on these rules.

HANDICAPPED CITIZENS ADVISORY BOARD - Membership
A recommendation from the Handicapped Citizens Advisory Board, requesting that the Board membership be increased to nine members, was read. It was moved by Commissioner Birch, supported by Commissioner Acocks, and carried unanimously.

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that the Commission expand the Handicapped Citizen Advisory Board membership to nine members.

SISTER CITY ADVISORY COMMITTEE - Membership
A recommendation from the Sister City Advisory Committee that the membership of the Committee be increased to four members, was read. It was moved by Commissioner Sciutto, supported by Commissioner Potvin, and carried unanimously to expand the Sister City Advisory Committee membership to four members.

PUBLIC WORKS ADVISORY BOARD - Work Relationship
A communication from the Public Works Advisory Board, requesting clarification of the relationship between the Board and the City Commission, was read. Commissioners responded to this communication by complimenting the Board for doing their job well and for an excellent letter of communication. Mayor Coyne said that the Board has the support and respect of the City Commission and that there is no unhappiness with the Board or its work.

BOARD OF LIGHT AND POWER - Pension System
A communication from the Board of Light and Power, regarding the Board’s establishment of a pension system and transfer of accredited service and fund balance for Board of Light and Power employees, was read. It was moved by Commissioner Birch, supported by Commissioner Acoccks, and carried unanimously to adopt the following resolution:

WHEREAS, the Board of Light and Power of the City of Marquette desires to elect a MERS benefit program retirement allowance separately from the City of Marquette; and

WHEREAS, effective January 1, 1991, the Board of Light and Power desires to transfer the MERS credited service of each of the Board of Light and Power’s active, retired, and vested former members from the City of Marquette to the Board of Light and Power providing that the fund balance of each employee’s accumulated contributions, including earned interest, is transferred to the Board of Light and Power fund; and

WHEREAS, it is desired that all Board of Light and Power employer fund balances will also be transferred from the City of Marquette to the Board of Light and Power employer accumulation fund.

NOW, THEREFORE, IT IS AGREED THAT:
1. Effective January 1, 1990, the amount of $8,213,160, as determined by GABRIEL, ROEDER, SMITH & COMPANY, actuarial consultants for the Michigan Municipal Employees Retirement System, plus any additional employer contributions to the Board of Light and Power’s accumulation fund to the Board of Light and Power’s accumulation fund; and

2. All remaining employee savings fund balances and service credits will be transferred from their employee savings fund with the Board of Light and Power to their respective accounts with the Board of Light and Power.

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3. All retireants and vested former members of the Board of Light and Power will be transferred from the City of Marquette group to the Board of Light and Power group, including any funds on deposit.

This agreement is entered into the 29th day of October, 1990 by the Marquette City Commission.

PENSION PLAN ENHANCEMENT
A report and recommendation from the City Manager, regarding retirement enhancement for City Administrative Staff members, was read. It was moved by Commissioner Coffey, supported by Commissioner Birch, and carried unanimously that the City Commission adopt the B-4 retirement plan with the FAC-3 option that the City Commission adopt the B-4 retirement plan for the senior management group, adopt the B-4 retirement plan for the middle management group, approve a benefit change allowing the Police Chief to become a non-contributory pension member in the Fire-Police Retirement System, to include the City Manager and City Attorney within these upgrades, and to authorize the Mayor and City Clerk to execute any necessary documents for implementation of these improvements.

SHIRAS ZOO - IMPROVEMENT TASK FORCE
A report and recommendation from the City Manager, regarding the creation of a zoo improvement task force, was read. It was moved by Commissioner Acoks, supported by Commissioner Coffey, and carried unanimously that the task force be established using the recommended mission statement and that the Commission appoint the members of the task force and give those appointees their charge.

PARKING LOT - 1000 BLOCK OF THIRD STREET
A report and recommendation from the City Manager, regarding a financing agreement for the paving of a parking lot in the 1000 block of North Third Street, was read. It was moved by Commissioner Birch and supported by Commissioner Acoks, that the agreement be approved, and that the Mayor and City Clerk be authorized to execute any documents relating to the financing plan on behalf of the City. Following discussion, the following vote was taken:

Ayes: Mayor Coyne. Commissioners Acoks, Birch, Coffey, Glenn, Sciotto.
Nay: Commissioner Potvin.
The motion was carried.

FREESTONE ALLEY
A report and recommendation from the City Attorney, regarding conveyance of Freestone Alley to the Shiras Pointe Condominium development, was read. It was moved by Commissioner Glenn, supported by Commissioner Coffey, and carried unanimously to adopt the resolution approving the transfer and to authorize the Mayor and City Clerk to execute the quit-claim deed.

WHEREAS, the Marquette City Commission adopted a resolution at its regularly scheduled meeting held October 14, 1963 vacating "Freestone Street from the West boundary of U.S.41-M28 West to Division Street and Brook Street South from Furnace Street to the Quarry Pool in the City of Marquette," and

WHEREAS, an ambiguity exists respecting the location of the "West boundary" of the vacated street in that the U.S.41-M28 West right-of-way boundary on the North side of Freestone Street is located at a point 55

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feet East of the right-of-way boundary on the South side of Freestone Street,

NOW, THEREFORE, BE IT RESOLVED, that the Resolution adopted October 14, 1963 is hereby amended in part as follows:

RESOLVED, that Freestone Street bounded on the West at a point where the North boundary of Freestone Street intersects with the U.S.41-M28 right-of-way West to Division Street is hereby vacated.

ROSEWOOD INN

Ken Wilson addressed the Commission saying that he is an in-town representative of an individual from out of town who wants to buy the Rosewood Inn. He asked that demolition of this property be delayed. City Attorney Martin said all legal impediments to the demolition have been removed, that a contract for the demolition has been awarded, and all that is necessary is to authorize the contractor to proceed. Mayor Coyne said that the time for delay is past and it is time to act. It was moved by Commissioner Birch and supported by Commissioner Coffey to proceed with the demolition one month from this date unless the building changes ownership during this period. The following vote was taken:

Ayes: Mayor Coyne, Commissioners Acoks, Birch, Coffey, Glenn

Nays: Commissioners Potvin, Sciotto.

The motion was carried.

CONSENT AGENDA

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

A. Award a bid for the Shiras Pool Memorial Monument to Menze Constructors in the amount of $17,875.

B. Award the bids for the purchase of Liquid Calcium Chloride to Van Waters and Rogers, and Bay Dust Control at the low bid prices.

C. Award a bid for the purchase of Traffic Counting Equipment to Carrier and Cable, Inc. in the amount of $3,962.70.

D. Award a bid for the purchase of two Municipal Tractors to Wenberg Sales in the amount of $121,163.00.

E. Award a contract to Sundberg, Carlson, & Associates in the amount of $4,700.00 for Design and Construction Engineering Services for a Retaining Wall.

F. Adopt the following resolution approving Traffic Signal Modernization at the intersection of U.S. 41 and Genesee Street, and authorize the Clerk to execute any cost agreements for this project:

WHEREAS, the modernization of the existing traffic signal at the intersection of U.S. 41 and Genesee Street is required to meet current standards.

NOW, THEREFORE, BE IT RESOLVED, by the City Commission that the City of Marquette agrees to participate in the costs of installation, maintenance, and operation of the modified signal pursuant to applicable statutes on a 50% share basis with the State of Michigan; and

BE IT FURTHER RESOLVED, that the City Clerk be authorized to execute
any cost agreements which commits the City to paying costs relating to the modification of the traffic signal at the intersections of:

U.S. 41 and Genesee Street.

G. Award a bid for construction of Ellwood A. Mattson Lower-Harbor Park Bike Path to C. Oberstar Excavating, Inc. in the amount of $53,479.50.

ELLWOOD A. MATTSON LOWER HARBOR PARK - Bike Path

Mayor Coyne read the recommendation for award of a bid for bike path construction in the Ellwood A. Mattson Lower Harbor Park. Commissioners discussed the location of the bike path in the park. It was moved by Commissioner Glenn, supported by Commissioner Coffey, and carried unanimously to award a bid to C. Oberstar Excavating, Inc. for construction of this bike path in the amount of $53,479.50.

PROPERTIES CAUSING NEIGHBORHOOD PROBLEMS

City Manager Swanda identified the following properties:

411 CENTER STREET: Maintenance problems now and in the past owned by John Summers.

913 NORTH THIRD STREET: Loud party problems now and in the past where the tenant has been Eric Mark Antony and the owner Michelle Butler.

306 SOUTH FIFTH STREET AND 425 SPRING STREET: Maintenance problems now and in the past where the owner is Charles Morrison who also owns 310 South Fifth and 1823 Wilkinson which have had maintenance and noise problems in the past.

312 SUMMIT: Noise problems now and in the past owned by Ruth Melchiori who also owns 617 North Third with noise problems in the past, and

322 SUMMIT with maintenance problems now and in the past owned by William Dunham.

APPOINTMENTS AND RESIGNATIONS

Mayor Coyne noted the resignation of Tom Knauss from the Marquette County Solid Waste Management Authority. He said that Mr. Knauss has done an excellent job representing the City on the Authority. Mayor Coyne then made the following appointments:


MARQUETTE COUNTY SOLID WASTE MANAGEMENT AUTHORITY: Loretta Acock, for replacement Tom Knauss for an appointment ending June 30, 1992.

VILLAGE DEVELOPMENT COORDINATING COMMITTEE: Pat Couvion to fill the unexpired term of Jim Bielinski ending July 31, 1993.

COUNTY COMMISSION ON AGING: Nomination of Rosemary Glenn for reappointment.

MARQUETTE COUNTY TRANSIT AUTHORITY: Nomination of David Svanda for reappointment.
ANIMAL CENSUS - Commendation
Mayor Coyne then read a letter from Governor Blanchard naming her Animal Census Project as a 1990 Michigan Outstanding Work Site.

CITIZEN COMMENT
Neil Jandrzej complained about sewer backups related to the Third Street reconstruction project. He said the contractor's insurance only covered half of his loss.

HERITAGE HOUSE
Commissioner Potvin said that an appearance ticket has been issued to the owner of the Heritage House for property maintenance code violations.

PIONEER ROAD LANDFILL
Commissioner Potvin read a letter from residents on Pioneer Road regarding the disposal of material at the Flink Farm landfill site. He said that private contractors should not be allowed to haul into this site unless they pay the going rate. It was moved by Commissioner Potvin, supported by Commissioner Sciotto, and carried unanimously that the administration give a report and recommendation on some way to extend the life of the landfill on Pioneer Road so that it will be available for use by City residents.

POTVIN
Commissioner Potvin asked what is being done about the sand blowing from McCarty's Cove Park onto the Berglund's property. Parks and Recreation John Turausky reported on efforts to eliminate this problem.

GLEN
Commissioner Glenn said she has been working with the Arts and Culture representatives to develop a recommendation on the Arts and Culture part of the strategic plan.

COFFEY
Commissioner Coffey noted a letter from Lakeshore with no signature saying that there are no environmental concerns at their plant site in Marquette. He said there is now an emergency phone number for cable TV service and that we should consider requiring better insurance from our contractors. He said all of the awards given this evening were great. He asked who to call regarding uncovered truck loads. City Manager Svanda said the Police Department should be called if the trucks are on the street or the Public Works Department if they are on job sites. Commissioner Coffey also urged everyone to vote next week and to have a safe Halloween.

ACOCKS
Commissioner Acocks thanked Mayor Coyne for his support in appointing her to the Marquette County Solid Waste Management Authority.

COYNE
Mayor Coyne said he had just returned from a community in northeast Arizona where he participated 26 years ago in developing a strategic plan. He said that that time, many of the things in the plan have transpired. He was very impressed that the community had achieved much more than he had expected. Mayor Coyne also noted that it is his and Commissioner Acocks' last meeting.

October 29, 1990
He said he has really enjoyed being on the Commission the last six and a half years.

**PARKING LOT - 1000 Block of Third Street**

City Manager Svanda asked if the minutes reflected that the money had been appropriated to cover the cost of the parking lot financing on Third Street, as this is a major project. The Commission approved this action.

The following vote was taken:

- **Ayes:** Mayor Coyne. Commissioners Acoks, Birch, Coffey, Glenn, Sciotto
- **Nay:** Commissioner Potvin.

The motion was carried.

**ADJOURNMENT**

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

[Signatures]

Mayor
J. Michael Coyne

City Clerk
Norman L. Gruber, Jr.
OFFICIAL PROCEEDINGS OF THE
MARQUETTE CITY COMMISSION
Monday, November 12, 1990

The annual organizational meeting of the Marquette City Commission was duly called and held at 7:00 p.m. on Monday, November 12, 1990 in Commission Chambers of City Hall.

ROLL CALL
PRESENT: Mayor Coyne. Commissioners Acoks, Birch, Coffey, Glenn, Potvin, Sciotto.

ABSENT: None.
Retiring Commissioners Coyne and Acoks stepped down.

OATH OF OFFICE
City Clerk Gruber then administered the oath of office to Commissioners-elect Charlie Coffey, Roger Livingston, and Scott Pinkard and the new Commissioners were seated.

ELECTION OF MAYOR
City Clerk Gruber said that he would conduct the election for Mayor and explained the balloting process for the benefit of the public. After ballots were distributed, Commissioner Potvin said that each Commissioner interested in being the Mayor should make a campaign speech. The Commissioners concurred with his proposal. Commissioner Potvin then made a statement of his qualifications for Mayor. He was followed by Commissioner Sciotto, Commissioner Glenn, Commissioner Coffey, and Commissioner Birch. Commissioners Livingston and Pinkard declined to make comments. The balloting for Mayor then proceeded. On the third ballot, Commissioner Birch was elected Mayor with a five vote majority. Mr. Gruber then administered the oath of office to Mayor-elect Birch.

ELECTION OF MAYOR PRO TEM
Mr. Gruber proceeded with the election for Mayor Pro Tem. After five ballots, a five minute recess was called at 7:52 p.m. After the recess, on the seventh ballot, Commissioner Coffey was elected Mayor Pro Tem with a four vote majority. Mr. Gruber administered the oath of office to Mayor Pro Tem-elect Coffey.

ROLL CALL - New Commission
The roll call of the new Commission was then taken:
PRESENT: Mayor Birch. Commissioners Coffey, Glenn, Livingston, Pinkard, Potvin, Sciotto.
ABSENT: None.

Mayor Birch welcomed new Commissioners Roger Livingston and Scott Pinkard to the Commission.

RECOGNITION OF RETIRING COMMISSIONERS
Mayor Birch then stepped to the podium. He expressed his thanks and the recognition of the Commission and the community to Commissioner Acoks for her six years of service as a City Commissioner. He presented her with a plaque commemorating this service and a Distinguished Citizen Award pin. Commissioner Coffey presented Commissioner Acoks with a miniature garbage
truck recognizing the fact that she has been appointed to the Marquette County
Solid Waste Management Authority. Commissioner Acoks said that it has been a
Commissioner Birck and Mayor Pro Tem Coffey on
good six years. She congratulated Mayor Birch and Mayor Pro Tem Coffey on
their elections and wished all of the Commissioners good luck in the next
Mayor Birch then expressed his thanks and recognition to retiring Mayor
Commissioner Coffey presented former Mayor Coyne with a miniature fire truck
Commissioner Coyne with a plaque commemorating his three years of
service as Mayor and his nearly seven years of service as a City Commissioner.
Tem Coffey on their elections and wished good luck to new Commissioners
Coffey, Livingston, and Pinkard. He thanked Commissioner Sciottio for his work
Mayor Birck and Mayor Pro Tem and said the City staff has many fine public servants and
Robert Berube for his assistance during his term of office and expressed
thanks to the citizens for their support. He thanked his family for their
Mayor Birch returned to his seat.

MINUTES

It was moved by Commissioner Coffey, supported by Commissioner Glenn, and
carried unanimously to approve the minutes of the October 29, 1990 meeting.
Commissioner Glenn asked about the item that had been tabled until this
meeting. Mayor Birch suggested raising this matter during consideration of the
agenda.

BILLs PAYABLE

Total bills payable in the amount of $503,838.64 were presented. It was moved
by Commissioner Glenn, supported by Commissioner Coffey, and carried
unanimously to pay the bills as presented.

AGENDA

During the time set for announcing additional agenda items, Commissioner
Coffey added item 9, taking special assessment roll #406a from the table.
Commissioner Potvin asked that item 10, discussion of setting a time to adopt
the organizational rules for the City Commission, be added.

PROCLAMATION - DISPLACED HOMEMAKER WEEK

Mayor Birch then made the following proclamation:

WHEREAS, the City of Marquette has hundreds of women who because of
death, disability, separation, or divorce have lost their primary source
of income and whereas these women do receive services at the Marquette
Women’s Center and whereas Governor James Blanchard has declared November
18 - 24 as Displaced Homemaker Week, the City of Marquette joins in
proclaiming the week of November 18 - 24 as Displaced Homemaker Week.

MARQUETTE COUNTY TOBACCO OR HEALTH COMMUNITY COALITION

Mayor Birch said that this is the time set for a presentation by this
coalition. George Sedlacek thanked the City Commission for their support of
the non-smoking campaign in Marquette County.

CITIZEN COMMENT

Ron Wattson offered to answer questions on agenda item 5.
ARTS AND CULTURE ADVISORY COMMITTEE

Mayor Birch announced that this was the time set for consideration of a resolution for the creation of an Arts and Culture Advisory Committee. City Clerk Gruber read the resolution. It was moved by Commissioner Coffey, supported by Commissioner Pinkard, and carried unanimously to adopt the following resolution:

WHEREAS, The Strategic Plan for the City of Marquette calls for the creation of an Arts and Culture Advisory Committee and encouragement of music and arts in our community and development of an historical dramatic presentation and making Marquette a globally connected City; and

WHEREAS, the Artists and Arts Organizations have developed an effective and energized network for the advancement of Arts and Culture throughout the entire Community, and

WHEREAS, the Artists and Arts Organization advocate the creation of an Arts and Culture Advisory Committee, and

WHEREAS, a Public Meeting for the purpose of eliciting comment from the Community on the possible purpose, recommended structure, and procedures for creating an Arts and Culture Advisory Committee would be beneficial to all parties, Now Therefore;

BE IT RESOLVED, that the Marquette City Commission hereby schedules a Public Meeting to be held on Wednesday, December 12, 1990 in Commission Chambers to discuss the matter with all interested parties; and

BE IT FURTHER RESOLVED, that out of recognition for her continued interest and involvement, the Marquette City Commission hereby requests that Commissioner Glenn convene said scheduled meeting.

MARQUETTE HOUSING COMMISSION - Pension Plan Enhancements
A communication from the Marquette Housing Commission, regarding enhancements to their MERS pension plan benefits, was read. It was moved by Commissioner Sciutto, supported by Commissioner Potvin, and carried unanimously to concur with the request for approval of the MERS Pension Plan Benefit Enhancements E and E1 for Marquette Housing Commission employees.

TRAFFIC AND PARKING ADVISORY COMMITTEE - Downtown Parking
A recommendation from the Traffic and Parking Advisory Committee for curtailed enforcement of the time zones and parking meters after 5:00 p.m. from Friday, November 23 through Tuesday, January 1, 1991 in downtown Marquette, was read. Ron Wattsson answered questions from the Commissioners. He said that because the only nights enforcement is normally carried out on weeknights, the only nights enforcement is normally carried out on weeknights. It was moved this would affect are Friday nights during the specified period. It was moved and carried unanimously that the recommendation be accepted.

WASTEWATER TREATMENT FACILITY - Dechlorination System Bids
A report and recommendation from the City Manager, regarding bids for the installation of an effluent dechlorination system at the Marquette Area Wastewater Treatment Facility, was read. It was moved by Commissioner Glenn, supported by Commissioner Sciutto, and carried unanimously to accept the bid.
request of Midwest Pipeline, Inc. to withdraw their bid without penalty and to award the bid to Industrial Piping Company of Marquette, Michigan for $39,670.

FOUR WHEEL DRIVE ARTICULATED LOADER - Bids

A report and recommendation from the City Manager, regarding bids for a four-wheel drive articulated loader, was read. City Manager Svanda and Assistant Public Works Superintendent Gagnon answered questions about this bid, and about the repurchase option on the present piece of equipment, and the new piece of equipment. It was moved by Commissioner Coffey, supported by Commissioner Glenn, and carried unanimously to award the bid to Ison Equipment, Inc. for the purchase of a John Deere 644-EH in the amount of $118,275.00 including the three options on the bid tab sheet and the seven year re-purchase option of $58,000.

WHETSTONE CREEK - Application for Planning Funds

A report and recommendation from the City Manager, regarding an application for planning funds for Whetstone Creek, was read. It was moved by Commissioner Glenn, supported by Commissioner Potvin, and carried unanimously to approve the resolution supporting the application for planning funds and to indicate a willingness to participate in a watershed council for Whetstone Creek. The following resolution was adopted:

WHEREAS, The Marquette County Soil and Water Conservation District, in cooperation with the Soil Conservation Service, is submitting an application for funding through Sections 319, 205 (j) (1), and 205 (j) (5) of the Federal Clean Water Act to develop a watershed plan for the Whetstone Creek; and

WHEREAS, The Marquette City Commission has previously petitioned the Marquette County Drain Commission to make improvements in the Whetstone Drainage District, and the development of a watershed plan could benefit the efforts of the Drain Commission in implementing environmentally sound drainage improvements within the District; and

WHEREAS, The emphasis of the planning grant would be to produce a watershed plan which could be efficiently and economically implemented and would make the project eligible for implementation funding; and

WHEREAS, A Watershed Council consisting of representation from the City of Marquette, Marquette Township, USDA Soil Conservation Service, Marquette County Drain Commission, Public Health Department, The Marquette County Soil and Water Conservation District and the Michigan Department of Natural Resources will guide the development of the Watershed Plan; and

WHEREAS, Implementation of the recommendations contained within the watershed plan will be done on a voluntary basis by the various units represented on the Watershed Plan;

NOW, THEREFORE, BE IT RESOLVED, that the Commission of the City of Marquette supports the application by the Marquette County Soil and Water Conservation District and the U.S.D.A. for funding a Watershed Plan for the Whetstone Creek as provided through Sections 319, 205 (j) (1), and 205 (j) (5) of the Federal Clean Water Act; and

November 12, 1990
BE IT FURTHER RESOLVED, that the City of Marquette will participate in a Watershed Council to guide development of a Watershed Plan for the Whetstone Creek.

SPECIAL ASSESSMENT ROLL #506A
It was moved by Commissioner Coffey, supported by Commissioner Pinkard, and carried unanimously to bring to the table discussion of special assessment roll #506A. It was then moved by Commissioner Coffey, supported by Commissioner Glenn, and carried unanimously to table this item until the next regular meeting.

WORK SESSION - Rules of Order
It was moved by Commissioner Potvin, supported by Commissioner Glenn, and carried unanimously to set a work session to review the Commission’s Rules of Order. Commissioners agreed to select a date for this at a later time.

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

POTVIN
Commissioner Potvin said the administration should consider a different way of plowing snow in areas where there is high pedestrian traffic so that the sidewalks remain more useable by pedestrians.

GLENN
Commissioner Glenn suggested the administration look at the high repair cost of the sidewalk snowplow which is being repaired to see if it should be replaced instead.

COFFEY
Commissioner Coffey asked for clarification of the procedure for adding agenda items. City Attorney Martin said that if no objection from any Commissioner is voiced, then the item can be added, but if there is an objection, it should be voted on.

PINKARD
Commissioner Pinkard said he is happy to be on the Commission and that he appreciates the many people who voted for him. He said he will work to represent them on the Commission.

BIRCH
Mayor Birch said he is happy to be on the Commission also, and serving as Mayor. He said he will work to deserve the people's trust for this position.

ADJOURNMENT
The meeting was adjourned at 8:57 p.m.

Mayor
William Birch

City Clerk
Norman L. Gruber, Jr.

November 12, 1990
Marquette city commission proceedings_1990_163.TIF
OFFICIAL PROCEEDINGS OF THE
MARQUETTE CITY COMMISSION
Monday, November 26, 1990

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

ROLL CALL
PRESENT: Mayor Birch. Commissioners Coffey, Glenn, Livingston, Pinkard, Potvin, Sciotto.
ABSENT: None.

MINUTES
It was moved by Commissioner Coffey, supported by Commissioner Glenn, and carried unanimously to approve the minutes of the November 12, 1990 meeting as presented.

BILLS
Total bills payable in the amount of $323,649.38 were presented. It was moved by Commissioner Glenn, supported by Commissioner Sciotto, and carried unanimously to pay the bills as presented.

AGENDA
During the time set for announcing changes to the agenda, Commissioner Coffey asked that item 10c be removed from the consent agenda and be made an agenda item 9a. Commissioner Potvin requested adding discussion of cable television in Marquette. Because of an objection from Commissioner Coffey, it was moved by Commissioner Potvin and supported by Commissioner Sciotto to add discussion of cable television in the City of Marquette to the agenda. The following vote was taken:
Ayes: Commissioners Livingston, Potvin, Sciotto.
Nays: Mayor Birch. Commissioners Coyne, Glenn, Pinkard.
The motion was defeated. It was then moved by Commissioner Potvin, supported by Commissioner Sciotto, and carried unanimously to add to the agenda setting a public hearing on cable television in the City of Marquette. This was made agenda item 9b. Commissioner Potvin then added to agenda item 9 setting a work session to discuss the City Commission rules of order. Commissioner Potvin asked that item 9c, discussion of the City providing a portable toilet on Presque Isle Park for the cross country skiers, be added. Mayor Birch added two proclamations following the agenda: Mayor Birch announced that this was the time set for recognition of ADOPT A PARK PARTICIPANTS

Mayor Birch announced that this was the time set for recognition of Adopt-A-Park participants. He said that many people are involved in this program and that they are an important part of maintaining the beauty of the City. He recognized the following organizations:

<table>
<thead>
<tr>
<th>LOCATION</th>
<th>CONTACT</th>
<th>GENERAL DESCRIPTION OF WORK</th>
</tr>
</thead>
<tbody>
<tr>
<td>MQT. WATER PLANT</td>
<td>Betty Wright &amp;</td>
<td>Flower &amp; shrub landscaping and</td>
</tr>
</tbody>
</table>

November 26, 1990
<table>
<thead>
<tr>
<th>Park Name</th>
<th>Person(s)</th>
<th>Action/Task</th>
</tr>
</thead>
<tbody>
<tr>
<td>All (7) City</td>
<td>Jim Kiesby - Mtq. Tennis</td>
<td>Regular maintenance</td>
</tr>
<tr>
<td>Tennis Courts</td>
<td>Club</td>
<td>Seasonal court maintenance at 3 locations</td>
</tr>
<tr>
<td>Shiras Hills</td>
<td>Sue LeGalley</td>
<td>Flower &amp; shrub planting and regular maintenance</td>
</tr>
<tr>
<td>East Entry</td>
<td></td>
<td>Flower plantings at gravesite in spring</td>
</tr>
<tr>
<td>Chief Kawbawgam</td>
<td>Char Shelafoe &amp; Indian</td>
<td>Maintenance</td>
</tr>
<tr>
<td>Grave-Presque Isle</td>
<td>Education Students</td>
<td></td>
</tr>
<tr>
<td>Maritime Museum</td>
<td>Virginia Long &amp; Friends</td>
<td>Supply new and maintain existing plants &amp; shrubs</td>
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<tr>
<td>Rock Garden</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Third Street</td>
<td>Joe Borro - Mtq Firefighters</td>
<td>Flower planting &amp; shrub maintenance</td>
</tr>
<tr>
<td>Parking Lot</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Mccarty's Cove</td>
<td>Carl Tuch - Mqt Work Center</td>
<td>Bi-weekly litter pick-up of beach, grassy area &amp;</td>
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<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Setter Field</td>
<td>Tom Sullivan - Reg League</td>
<td>Seasonal grooming &amp; maintenance</td>
</tr>
<tr>
<td>(Tourist Park)</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Lakeshore &amp; Pine</td>
<td>Carolyn McDonald</td>
<td>Spring cleanup, flower plantings</td>
</tr>
<tr>
<td>Street Triangle</td>
<td>Century Club</td>
<td>&amp; seasonal maintenance</td>
</tr>
<tr>
<td>Hurley Field</td>
<td>John Wagner</td>
<td>Pre-season cleanup and equip.</td>
</tr>
<tr>
<td>Playground</td>
<td>Sup. Kiwanis</td>
<td>Maintenance in playground area</td>
</tr>
<tr>
<td>Shiras Hills Park</td>
<td>Tom Solka</td>
<td>Pre-season cleanup, ongoing, Shiras Hills Alive maintenance, fund raising &amp;</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Planned 1990 Ice rink</td>
</tr>
<tr>
<td>U.S. 41 Bypass</td>
<td>Velma Leach</td>
<td>Plant &amp; maintain seasonal</td>
</tr>
<tr>
<td>Median Strip</td>
<td>Yesterday's Girls</td>
<td>Flower &amp; shrub beds throughout the growing season</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Dead River Bridge</td>
<td>Bernie &amp; Shirley LaBonte,</td>
<td>Plant flowers, shrubs, grass, trees; install fountain pump &amp;</td>
</tr>
<tr>
<td></td>
<td>Telephone</td>
<td>Pioneers of Amer. regular maint. of all during season</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Harlow Park</td>
<td>Bob Constance American</td>
<td>Spring cleanup &amp; flower planting &amp; regular maint. Completion of fountain for</td>
</tr>
<tr>
<td></td>
<td>Legion Post #44</td>
<td>Spring 1991</td>
</tr>
<tr>
<td>Mattson Park</td>
<td>Rose Tourville Business &amp;</td>
<td>Spring planting of flowers in tree pots and at base of Park sign. Season-</td>
</tr>
<tr>
<td>Tree Planters</td>
<td>Professional Women</td>
<td>long maint. of all plantings.</td>
</tr>
</tbody>
</table>

November 25, 1990
PROCLAMATION – Christmas Seal Month
Mayor Birch made the following proclamation:

WHEREAS, 1990 marks the 83rd Anniversary of the Christmas Seal, the symbolic emblem of the American Lung Association, which is dedicated to the public education of lung diseases and research in the control, prevention, and cure of such diseases.

WHEREAS, diseases of the lungs continue to claim over 300,000 lives each year in these United States, the majority due to cigarette smoking, and

WHEREAS, lung cancer, now, for the first time surpasses cancer of the breast as a cause of death in women and tobacco companies still continue to target women and minority populations in this country and especially overseas in the third world countries is an indication that education has to be continued, and

WHEREAS, the AMERICAN LUNG ASSOCIATION continues in its dedication in attempt to eliminate tobacco advertising and to reduce the consumption of smoking and non-smoking tobacco throughout these United States and the World, and

NOW, THEREFORE, BE IT RESOLVED THAT I, WILLIAM BIRCH, Mayor of the City of Marquette, Michigan, do hereby proclaim and designate the month of December, 1990 the CHRISTMAS SEAL MONTH and I urge all of our citizens to support the efforts of our Lung Association through their generous contributions to the Christmas Seal campaign. Progress has been made, but considerable work remains uncompleted in attempting to create a smoke-free society.

PROCLAMATION – Women and Aids Awareness Week
Mayor Birch made the following proclamation:

WHEREAS, the World Health Organization has proclaimed December 1 as World AIDS Day and the World Health Organization has proclaimed December 3 as National HIV and AIDS Awareness Day, and

WHEREAS, the Marquette County Health Department provides services to people with AIDS in the entire Upper Peninsula and

WHEREAS, the Women's Center of Marquette has served women for the past eighteen years and

WHEREAS, World AIDS Day 1990 will focus on Women and AIDS, reflecting concern over the increasing prevalence of HIV/AIDS in women and over the new challenges women must face as care providers, health workers, and educators and

WHEREAS, these two organizations are joining forces to educate the community on the issue of Women and AIDS, I (We) proclaim the week of December 1 - 7, 1990 Women and AIDS Awareness Week in Marquette, Michigan.

November 26, 1990
WATER RATE STUDY
Mayor Birch said that this was the time set for presentation of the Water Rate Study. Rate consultant Robert Stadler, representing Stadler, Barch, & Associates, discussed the preliminary findings of the study at length. The Commission agreed that this report should be the topic of a work session. Mr. Stadler agreed to come to a work session even if the contract doesn’t call for it. The work session was then scheduled for 7:00 p.m. on Tuesday, December 4, 1990.

CITIZEN COMMENT
During the time set for citizens wishing to address the Commission, Mike Beaudry asked to speak on item 4, and Ken Wilson asked to speak on item 7.

POLICE-FIRE PENSION BOARD - Benefit Enhancement
A communication from the Police/Fire Pension Board, regarding a pension benefit enhancement, was read. Commissioner Sciotto asked to be excused from voting on this matter due to a potential conflict of interest. It was moved by Commissioner Pinkard, supported by Commissioner Sciotto, and carried unanimously to allow Commissioner Sciotto to abstain from voting on this matter. It was then moved by Commissioner Glenn and supported by Commissioner Coffey to accept the report as presented. The following vote was taken:

Ayes: Mayor Birch, Commissioners Coffey, Glenn, Livingston, Pinkard, Potvin.
Nays: None.
Abstention: Commissioner Sciotto.
The motion was carried.

TRAFFIC AND PARKING ADVISORY COMMITTEE - Washington Street Loading Zone
A recommendation from the Traffic and Parking Advisory Committee, regarding the loading zone in front of 153 W. Washington Street, was read. Joe Constance explained why the loading zone is important to the businesses in that area and why parking restrictions should be enforced. It was moved by Commissioner Sciotto and supported by Commissioner Pinkard to accept the recommendation of the Traffic and Parking Advisory Committee for a six-month trial period with the understanding that enforcement of the loading zones would be mandatory, not discretionary. Ray Beauchamp answered questions about the definition of the term "loading". He said it should apply to customers loading large items as well as to delivery trucks. It was moved by Commissioner Potvin to amend the motion to move one of the 15-minute parking spaces to the east end of the block, that the term "loading" zone be better defined, and that the 15-minute spaces be chalked and lined as all other parking spaces are. The motion failed for lack of support. Mike Beaudry, representing the Traffic and Parking Advisory Committee, said the recommendation is intended for a six-month trial period during the City-wide traffic study. He also answered questions about interpretation of the term "discretionary". City Manager Svanda also gave background information. The following vote was taken:

Ayes: Mayor Birch, Commissioners Glenn, Livingston, Pinkard, Potvin, Sciotto.
Nay: Commissioner Coffey.
The motion was carried.

November 26, 1990
SPECIAL ASSESSMENT ROLL #506A

A report and recommendation from the City Manager, regarding special assessment roll #506a, was read. During discussion, Don Hurrel, City Manager Svanda, and Attorney Martin answered questions. It was then moved

special assessment roll #506a for properties located at 329, 331, and 333 West Ridge Street, also, that the City assist the property owner at 333 West Ridge Street in acquiring an easement for the existing water lateral that crosses the property at 331 West Ridge Street, also, that an accounting of the damages to the flower garden be made and that the City pay for reasonable damage to the flower bed. The following vote was taken:

Ayes: Mayor Birch. Commissioners Coffey, Glenn, Livingston.
Nays: Commissioners Pinkard, Potvin, Sciotto.

The motion was carried. The following resolution was adopted:

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

A SINGLE LOT SPECIAL ASSESSMENT DISTRICT FOR CONSTRUCTION OF NEW WATER MAINS AT 329, 331, AND 333 WEST RIDGE STREET

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

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

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

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

RESOLVED, that said special assessment roll, to wit: Special Assessment Roll #506a 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 over $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 October 29, 1990; that all unpaid installments shall bear interest at the rate of 10% from November 29, 1990; and that such bid

November 26, 1990
installments, including interest and penalties, which remain unpaid
installments, including interest and penalties, which remain unpaid
on March 1 of each year shall be reported as delinquent by the City
on March 1 of each year shall be reported as delinquent by the City
City Treasurer in the same
City Treasurer in the same
manner, and with the same rights and remedies, as provided in the
manner, and with the same rights and remedies, as provided in the
City Charter for the collection of taxes.
City Charter for the collection of taxes.

PIONEER ROAD - Inert Fill Area
PIONEER ROAD - Inert Fill Area
A report and recommendation from the City Manager, regarding use of the
A report and recommendation from the City Manager, regarding use of the
Pioneer Road inert fill area, was read. It was moved by Commissioner
Pioneer Road inert fill area, was read. It was moved by Commissioner
Potvin and supported by Commissioner Sciotto to adopt the policy as
Potvin and supported by Commissioner Sciotto to adopt the policy as
proposed with the limit of loads no larger than a pickup being deposited,
proposed with the limit of loads no larger than a pickup being deposited,
changed to loads consisting of City household refuse being deposited.
changed to loads consisting of City household refuse being deposited.
Following discussion, it was moved by Commissioner Coffey and supported
Following discussion, it was moved by Commissioner Coffey and supported
by Commissioner Glenn to amend the motion to change the padlock on the
gate and to secure the access points other than the gate. The following
vote was taken:
vote was taken:

Ayes: Commissioners Coffey, Glenn.
Ayes: Commissioners Coffey, Glenn.
Nays: Mayor Birch. Commissioners Livingston, Pinkard, Potvin,
Nays: Mayor Birch. Commissioners Livingston, Pinkard, Potvin,
Sciotto.
Sciotto.
The amendment was defeated. The vote on the motion was:
The amendment was defeated. The vote on the motion was:

Ayes: Commissioners Coffey, Glenn, Livingston, Pinkard, Potvin,
Ayes: Commissioners Coffey, Glenn, Livingston, Pinkard, Potvin,
Sciotto.
Sciotto.
Nay: Mayor Birch.
Nay: Mayor Birch.
The motion was carried.
The motion was carried.

ROSEWOOD INN - Demolition
ROSEWOOD INN - Demolition
A report and recommendation from the City Manager, regarding bids for
A report and recommendation from the City Manager, regarding bids for
demolition of the Rosewood Inn, was read. Ken Wilson, representing
demolition of the Rosewood Inn, was read. Ken Wilson, representing
somebody from out of state who is now trying to buy the Rosewood, opposed
somebody from out of state who is now trying to buy the Rosewood, opposed
the demolition. It was moved by Commissioner Sciotto and supported by
the demolition. It was moved by Commissioner Sciotto and supported by
Commissioner Potvin to table the report and recommendation until the next
Commissioner Potvin to table the report and recommendation until the next
meeting. The following vote was taken:
meeting. The following vote was taken:

Ayes: Commissioners Potvin, Sciotto.
Ayes: Commissioners Potvin, Sciotto.
Nays: Mayor Birch. Commissioners Coffey, Glenn, Livingston, Pinkard.
Nays: Mayor Birch. Commissioners Coffey, Glenn, Livingston, Pinkard.
The motion was defeated. It was moved by Commissioner Coffey and
The motion was defeated. It was moved by Commissioner Coffey and
supported by Commissioner Livingston to concur with the recommendation
supported by Commissioner Livingston to concur with the recommendation
of the City Manager. It was then moved by Commissioner Coffey and supported
of the City Manager. It was then moved by Commissioner Coffey and supported
by Commissioner Potvin to amend the motion to provide that the actual
by Commissioner Potvin to amend the motion to provide that the actual
award of the demolition contract not be made until December 14. The vote
award of the demolition contract not be made until December 14. The vote
on the amendment was:
on the amendment was:

Ayes: Mayor Birch. Commissioners Coffey, Glenn, Pinkard, Potvin,
Ayes: Mayor Birch. Commissioners Coffey, Glenn, Pinkard, Potvin,
Sciotto.
Sciotto.
Nay: Commissioner Livingston.
Nay: Commissioner Livingston.
The amendment was carried. The vote on the amended motion was:
The amendment was carried. The vote on the amended motion was:

Ayes: Mayor Birch. Commissioners Coffey, Glenn, Livingston,
Ayes: Mayor Birch. Commissioners Coffey, Glenn, Livingston,
Pinkard.
Pinkard.
Nays: Commissioners Potvin, Sciotto.
Nays: Commissioners Potvin, Sciotto.
The motion was carried.
The motion was carried.
It was then moved by Commissioner Potvin and supported by Commissioner
It was then moved by Commissioner Potvin and supported by Commissioner
Sciotto to change the 10-day period for the owner to remove his personal
Sciotto to change the 10-day period for the owner to remove his personal
effects from the building to 30 days and to require that the City Manager
effects from the building to 30 days and to require that the City Manager
and City Attorney furnish a signed statement that the acts of the City
and City Attorney furnish a signed statement that the acts of the City
Commission and City Administration leading up to and culminating in the
Commission and City Administration leading up to and culminating in the
bid award for demolition of the property have not jeopardized the City of
bid award for demolition of the property have not jeopardized the City of

November 25, 1990
Marquette or it's Commissioners in any degree. Following discussion, Mayor Birch called a five-minute recess at 9:38 p.m. After the recess and further discussion, the vote on the motion was:

Ayes: Commissioners Potvin, Sciotto.
Nays: Mayor Birch, Commissioners Coffey, Glenn, Livingston, Pinkard.
The motion was defeated.

LAKEVIEW ARENA - Heating System Project
A report and recommendation from the City Manager, regarding a change in the scope of the heating system project at the Lakeview Arena, was read. It was moved by Commissioner Pinkard and supported by Commissioner Coffey to support the City Manager's recommendation. The following vote was taken:

Ayes: Mayor Birch, Commissioners Coffey, Glenn, Livingston, Pinkard, Sciotto.
Nay: Commissioner Potvin.
The motion was carried.

CITY COMMISSION - Meeting Schedule
Following discussion, it was agreed to have the final City Commission meeting in December on Thursday, December 27 at 7:00 p.m.

PARK CEMETERY - Burial of Cremains
A report and recommendation from the City Manager, regarding burial of cremains at Park Cemetery, was read. It was moved by Commissioner Coffey, supported by Commissioner Potvin, and carried unanimously to concur in the recommendation.

CABLE TELEVISION - Public Hearing
Mayor Birch announced that this was the time set to schedule a public hearing on cable television in Marquette. It was agreed that this hearing would be held at a work session on Thursday, December 13 at 7:00 p.m.
Mayor Birch asked the Public Access Committee to comment at the hearing if they could, and if possible, to review the status of cable television rates in other cities as well as public and private ownership of cable systems.

FRESQUE ISLE PARK - Portable Bathrooms
Mayor Birch announced that this was the time set to consider amending the budget to provide for portable bathrooms at Presque Isle Park during the cross country ski season. City Manager Svanda said that the budget included portable bathrooms at Presque Isle and at the Pit Strip at Park Cemetery.

CONSENT AGENDA
City Clerk Gruber read the consent agenda. It was moved by Commissioner Potvin, supported by Commissioner Coffey, and carried unanimously to approve the consent agenda as follows:

A. Adopt a Resolution of Support for Vicki Goldbaum for Election to the National League of Cities Board of Directors as follows:

WHEREAS, Vicki H. Goldbaum has served the City of Southfield, Michigan, with distinction for more than thirteen years as a member of the

November 26, 1990
of Council, two years as Council Vice-President, and also as Chairperson of the Council's committees on site plan, boards and commissions, legislation, neighborhood services, and finance, and 
WHEREAS, she has been a concerned member of the Southeastern Michigan Council of Governments Committee on Environmental Strategy, Storage Tank Board, and and now chairs the Michigan Underground Storage Tank Board, and 
WHEREAS, Councilwoman Goldbaum's talents and dedication to local government were recognized by her election to the Board of Trustees of the Michigan Municipal League and by her election as Vice-President of the League, and 
WHEREAS, she is recognized as a leader in the organization of women in municipal government, having served as chairperson of the Michigan Women in Municipal Government and the national Women in Municipal Government organization, having helped to organize Women in Municipal Government groups in the states of Arizona and Mississippi, and 
WHEREAS, Councilwoman Goldbaum contributed four years service to the National League of Cities' Community and Economic Development Steering Committee and has been an active member of NLC's Community and Economic Development Policy Committee since 1979, now therefore, 
BE IT RESOLVED, that the City of Marquette supports nomination of Vicki H. Goldbaum for a seat on the Board of Directors of the National League of Cities, and 
BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the members of the Nominating Committee of the National League of Cities and to the Michigan Municipal League.

B. Award the Bids for Four Portable Radios and Two Mobile Radios for the Police Department and Two Mobile Radios for the Wastewater Treatment Plant as recommended.

D. Schedule a Public Hearing for the Next Regular Commission Meeting on 21-REZ-10-90 Rezoning of the Ramada Inn Property in the Block bounded by Washington, Sixth, Bluff, and Fifth Streets.

E. Schedule a Public Hearing for the Next Regular Commission Meeting on 22-PUD-10-90 Rezoning of a parcel of Property East of Blaker Street.

PROPERTIES CAUSING NEIGHBORHOOD PROBLEMS
City Manager Svanda presented the following properties:

322 SUMMIT: Noise and party problems now and noise and maintenance problems in the past owned by William Dunham.

411 CENTER: Maintenance problems now and in the past owned by John Summers.

APPOINTMENTS
Mayor Birch made the following appointments with the Commission's concurrence:

PLANNING COMMISSION: Dan Dallas to fill the unexpired term of Rose Tourville which expires on January 31, 1991.

DOWNTOWN DEVELOPMENT AUTHORITY: William Metrick and Rosemary Tourville reappointed to full terms expiring January 1, 1995.

HANDICAPPED CITIZENS ADVISORY BOARD: Karen Stow appointed to a full term expiring January 1, 1994.
CITIZEN COMMENT
There were no citizens wishing to address the Commission at the time set for that purpose.

RULES OF ORDER – Work Session
It was agreed to discuss the Commission’s rules of order from 7:00 to 7:30 p.m. on the night of the work session with the water rate consultant.

SCIOTTO
Commissioner Sciotto thanked the American Legion for the fine job on Harlow Park. He said the Christmas lights downtown look very good. He said he will be meeting with Harlan Larson on Saturday to discuss rezoning at the Ramada Inn.

POTVIN
Commissioner Potvin said he would go to the Ramada Inn meeting on Saturday and that all Commissioners should have the same input on such matters. He asked for a video tape of the site to be available at the public hearing on this rezoning. He said Commissioners should look at material on private operation of the Arena in Muskegon. He asked for a status report on charges to Oberstar for use of the inert landfill and said some of the overtime work during October was inappropriate.

PINKARD
Commissioner Pinkard said he would appreciate a report on the current status of recycling.

LIVINGSTON
Commissioner Livingston said the Christmas lights in the downtown are great as well as the new banners on Third Street and around the City.

GLENN
Commissioner Glenn said the blue sheet regarding rezoning which had been enclosed in last month’s water bills was good. She said that in the last four years, 75% of the homes in the City have been reappraised and that this is being done for fairness.

COFFEY
Commissioner Coffey said the Christmas lights are great. He asked when the 15-minute parking spaces on Washington Street would become effective. City Manager Svanda said in about one week. Commissioner Coffey also commended Mr. Wattsson for his idea of the Christmas lights in the downtown area.

BIRCH
Mayor Birch said that the Christmas lights were very good. He said he had participated in the Christmas tree lighting ceremony Friday and that it was a delightful experience. He commented on the animated and energetic Commission meeting tonight and said that this will be a good productive year.
ADJOURNMENT
The meeting was adjourned at 10:52 p.m.

Mayor
William G. Birch

City Clerk
Norman L. Gruber, Jr.

November 25, 1990
A regular meeting of the Marquette City Commission was duly called and held at 7:00 p.m. on Monday, December 10, 1990 in Commission Chambers of City Hall.

ROLL CALL
PRESENT: Mayor Birch. Commissioners Coffey, Glenn, Livingston, Pinkard, Potvin, Sciotto.
ABSENT: None.

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

BILLS
Total bills payable in the amount of $414,153.24 were presented. It was moved by Commissioner Sciotto, supported by Commissioner Pinkard, and carried unanimously to approve the total bills payable.

AGENDA
During the time set for announcing agenda changes, Commissioner Sciotto asked that item 10a be removed from the consent agenda and be made item 9a. Commissioner Glenn asked that item 10b be removed from the consent agenda and be made item 9b. It was then moved by Commissioner Potvin, supported by Commissioner Sciotto, and carried unanimously to approve the agenda.

ADOPT-A-PARK PROGRAM
Mayor Birch announced that this was the time set to recognize participants in the City's Adopt-a-Park Program. He presented the following:

- Lakeside Park: Marv Shimp, Lion Club
- Flower Urn: Robert Schacht, MI Gas Co.
- City Hall: Barb Kelly, Becky Berube
- Cemetery Fit Strip: Mary Sved & children
- US 41 South Welcome to Marquette Sign: Richard Vivian, Telephone Pioneers

Flower planting, repair benches, shrub maint. information kiosk, cooperate with Chamber
Flower planting, full summer maint. of flower urn
Flower planting & seasonal maintenance
Litter pick-up along fit-strip paths May-Sept.
Plant & maintain flower bed in growing season
Plant & maintain flower boxes, spring clean-up & grass cutting

December 10, 1990
<table>
<thead>
<tr>
<th>Location</th>
<th>Responsible Party</th>
<th>Action</th>
</tr>
</thead>
<tbody>
<tr>
<td>Shiras Hills Subdivision Nicolet Entrance</td>
<td>Loretta Acocks</td>
<td>Spring clean-up, flower planting, weeding &amp; watering in growing season.</td>
</tr>
<tr>
<td>Presque Isle Bog Walk</td>
<td>Howard Schuppe</td>
<td>Spring litter clean-up, brush &amp; tree pruning &amp; followup maint. as required.</td>
</tr>
<tr>
<td>Cemetery Fit Strip Wood</td>
<td>Richard Gooms</td>
<td>Remove diseases, dying or dead trees &amp; keep trails cleared of blow-downs.</td>
</tr>
<tr>
<td>Mqt. Drive &amp; US 41 Subdivision Entrance</td>
<td>Peggy Frazier</td>
<td>Plant &amp; maintain seasonal flower bed @ entry to subdivision.</td>
</tr>
<tr>
<td>Giants Foot Park</td>
<td>Kate Sromalski</td>
<td>Raise funds, prepare park area purchase equip.</td>
</tr>
<tr>
<td>South Beach</td>
<td>Michelle Winquist</td>
<td>Install safe fall area, lay sod, plant grass, maintain area. 1991 plan hard surface play area &amp; more.</td>
</tr>
<tr>
<td>Mattson Park Playground</td>
<td>Pam Pyle</td>
<td>Slope preparation for Dune Grass planting to prevent A-Type erosion, flower planting &amp; seasonal maint. Litter pickup &amp; project fund raising.</td>
</tr>
<tr>
<td>South Beach</td>
<td>Tom Hogan</td>
<td>Fund raising &amp; major annual purchases to develop the playground in lakefront park.</td>
</tr>
</tbody>
</table>

**CHRISTMAS DINNER COMMITTEE**

Mayor Birch announced that this was the time set for a presentation by the Community Christmas Dinner Committee. Randy Ward, representing...
Superiorland Kiwanis and Bill Hetrick, representing Marquette Rotary, and preparations for the dinner and recognized the participating business contributors and organizations. They said that anyone who cannot afford dinner on Christmas Day is welcome to come to Big Al's Restaurant for a free Christmas dinner.

**U.P. 200 - Sled Dog Race**

Tom Lindstrom, President of the U.P. 200 Organizing Committee, commented on the excellent response from the City in organizing last year's sled dog race. He said that the Committee is receiving an even better response this year from the business community and that everyone is excited about plans for the race this winter.

**SISTER CITY - Japan**

Dr. Pryse Duerfeldt addressed the Commission, regarding Japanese Sister City relations. He said that a delegation will be going to our Sister City, Yokaichi, during the period May 17 - June 1, 1991. The delegation will have approximately 15 members. He spoke of the events the delegation will visit, selection of the delegates, and preparations for the trip.

**PUBLIC HEARING - Ramada Inn Rezoning**

Mayor Birch opened the public hearing on rezoning of land for parking off for the Ramada Inn. Robert Botsford, John Kol, Helen Kennedy, Carolyn Bur, David Kennedy, and Beatrice Beaudry addressed the Commission, opposing the rezoning. Harlan Larson and his architect, Barry Pelzingo, along with Jack Leadbetter and Donald Neil Nystrom, supported the rezoning. The hearing was closed. It was moved by Commissioner Coffey to concur with the recommendation of the Planning Commission and to rezone the land from General Residential to General Business as requested. The following vote was taken:

- Ayes: Mayor Birch, Commissioners Coffey, Glenn, Livingston, Pinkard, Sciotto.
- Nay: Commissioner Potvin.

The motion was carried.

**RECESS**

Mayor Birch called a ten-minute recess at 10:08 p.m.

**PUBLIC HEARING - Bartelli Housing Project Rezoning**

Mayor Birch opened the public hearing on the Planned Unit Development application for rezoning for the Bartelli Housing Project. Bart Bartelli supported his bid rezoning for the Bartelli Housing Project. Bart Bartelli supported his bid rezoning for the Bartelli Housing Project. It was moved by rezoning and answered questions. The hearing was closed. It was moved by Commissioner Potvin, and carried unanimously to approve the proposed rezoning for the Bartelli Housing Project.

**CITIZEN COMMENT**

There were no citizens wishing to address the Commission on agenda items.

December 10, 1990
PETER O'DOVERO - Contaminated Soils
A communication from Peter O'Dovero, regarding the disposal of contaminated soil, was read. It was moved by Commissioner Coffey, supported by Commissioner Potvin, and carried unanimously to refer this communication to the Marquette County Solid Waste Management Authority for resolution.

PIONEER ROAD - Inert Fill Area
A report and recommendation from the City Manager, regarding the status of the utilization of the Pioneer Road inert fill area, was read. It was moved by Commissioner Sciutto and supported by Commissioner Coffey that the City Commission use arbitration to resolve the Pioneer Road inert fill disposal issue with Harbour View Development Corporation. After lengthy discussion, it was moved by Commissioner Pinkard and supported by Commissioner Coffey to call the question. The following vote was taken:

Ayes: Mayor Birch. Commissioners Coffey, Glenn, Livingston, Pinkard, Sciutto.
Nay: Commissioner Potvin.
The question was called.
The vote on the motion was:

Ayes: Mayor Birch. Commissioners Coffey, Glenn, Livingston, Pinkard, Sciutto.
Nay: Commissioner Potvin.
The motion was carried.

PRESQUE ISLE AVENUE - Design Engineering Agreement
A report and recommendation from the City Manager, regarding a preliminary engineering agreement for the design of reconstruction work on Presque Isle Avenue, was read. It was moved by Commissioner Glenn, supported by Commissioner Coffey, and carried unanimously to approve this agreement for professional services with Robert Cambensy and to authorize the Mayor and Clerk to execute the agreement. Commissioner Potvin asked about bidding for professional services.

RESCUE MINI PUMPER - Bids
A report and recommendation from the City Manager, regarding bids for the purchase of a rescue-mini pumper, was read. Commissioner Sciutto asked questions which were answered by Assistant Fire Chief Johnson and Public Works Superintendent Lawry. It was moved by Commissioner Sciutto, supported by Commissioner Glenn, and carried unanimously to concur in the recommendation and to award this bid to the Sutphen Corporation of Amlin, Ohio for a rescue-mini pumper in the amount of $64,970 being low bid and meeting or exceeding specifications in all but one category.

RAMADA INN - Liquor License Transfer
A report and recommendation from the City Manager, regarding transfer of ownership of the liquor license at the Ramada Inn, was read. It was moved by Commissioner Potvin, supported by Commissioner Glenn, and carried unanimously to adopt the resolution approving the transfer of this license.
CONSENT AGENDA
Mayor Birch presented the single item on the consent agenda. It was moved by Commissioner Sciotto, supported by Commissioner Coffey, and carried unanimously to approve the consent agenda as follows:
Schedule a public hearing on the proposed vacation of Piqua Street for Thursday, December 27, 1990.

RESIGNATIONS AND APPOINTMENTS
Mayor Birch accepted Commissioner Pinkard's resignation from the Planning Commission. He noted that there are openings on many City Committees right now. He then appointed to the Parks and Recreation Advisory Committee Jim Cihak for term ending January 21, 1991 and George Loudon for a term ending January 21, 1994.

PROPERTIES CAUSING NEIGHBORHOOD PROBLEMS
City Manager Svanda presented the following properties:
608 NORTH FOURTH: Maintenance problems now and in the past owned by Carl Tausch.
1104 NORTH THIRD: Noise problems now and in the past owned by Donald Potvin, and 2231 Presque Isle Avenue with noise problems now and in the past owned by Robert Sperry.

CITIZENS
During the time set for citizens wishing to address the Commission, Denise Metivia said that she is concerned about damage to her apartment over Doc's Corner from the proposed demolition of the Rosewood Inn.

POTVIN
Commissioner Potvin said that the new compressor to be installed at the Arena should have been bid out. He offered his congratulations to Assessor Mark Clute for a well written booklet on assessing procedures.

GLENN
Commissioner Glenn said that Wednesday at 7:00 p.m. there will be an Arts and Culture meeting in the City Commission chambers.

SCIOTTO
Commissioner Sciotto said snow at the gas station at the corner of Fair and Third is being plowed to the corner where it is blocking both the sign and the vision of drivers turning the corner. He said that parking on the west end of Baraga Avenue should be for customers of the businesses there, not for employees. He asked if there could be a temporary permit to allow dancing where it is normally not allowed. Police Chief Johnson said that temporary dance permits are issued under the liquor license laws.

PINKARD
Commissioner Pinkard said the Christmas lights and decorations around town look really nice this year.

LIVINGSTON
Commissioner Livingston concurred with the comment about the Christmas lights. He said he was concerned that Christmas lights are being stolen. He asked if and urged people to exercise more supervision of youngsters.

December 10, 1990
there is a curfew in Marquette and Police Chief Johnson said there is not.

COFFEY
Commissioner Coffey commended the authors of the Assessing brochure.

BIRCH
Mayor Birch thanked the people who spoke at the hearings tonight. He said that he hopes for a positive outcome of the Rosewood situation and that the lights around town are very beautiful. He wished a Merry Christmas to all.

CITY MANAGER SVANDA
City Manager Svanda said in response to the question from Commissioner Potvin, that Chapter 12, Section 1a of the Charter allows professional services to be contracted without bidding. He said the parking on Baraga Avenue is from employees of Sundberg, Carlson, and Associates and that their bidding met the parking requirements when it was built but they have added many employees since then. He noted they are trying to move into new offices to be constructed on McClellan Avenue. He said that Court challenges had not upheld curfews in various cities around the state.

ADJOURNMENT
The meeting was adjourned at 11:26 p.m.

Mayor
William G. Birch

City Clerk
Norman L. Gruber, Jr.
OFFICIAL PROCEEDINGS OF THE MARQUETTE CITY COMMISSION
Thursday, December 13, 1990

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

ROLL CALL
PRESENT: Mayor Birch. Commissioners Coffey, Glenn, Livingston, Pinkard, Potvin, Sciotto.
ABSENT: None.

Mayor Birch said the special meeting had been called for the purpose of discussing the Rosewood Inn property. He said the work session for holding the public hearing on cable television in Marquette would be held following this special meeting.

City Manager Svanda reviewed recent events relating to the sale of the Rosewood Inn property. He said the purchaser of the building is here to describe the purchase and his plans for it. Khys Mussman, purchaser of the building, and Steven Handlon, his attorney, each addressed the Commission. Mr. Handlon gave a background of Mr. Mussman and his interest in the region and this building. He described briefly the proposed rehabilitation of the building. Following questions by City Commissioners, it was moved by Commissioner Coffey, supported by Commissioner Glenn, and carried unanimously that the Commission suspend the pending demolition order of the Rosewood Inn for a period of 90 days to allow Mr. Mussman an opportunity to develop and present the necessary plans and to get the necessary approvals to implement those plans. Mayor Birch asked Mr. Mussman and Mr. Handlon if this motion was acceptable. Mr. Handlon said that it is until they are ready to close on the purchase of the property at which point they would expect the demolition order to be dismissed.

CITIZEN COMMENT
During the time set for citizens wishing to address the Commission, Ken Wilson said he was happy to see this resolution of the Rosewood Inn issue. Dave Forsberg thanked the Commission for their action on the Rosewood and said there should be a historic preservation committee in the City. Barbara Kelly thanked the Commission for their action on the Rosewood as did Marilyn Ruman and Denise Metivia.

ADJOURNMENT
The meeting was adjourned at 7:32 p.m.

Mayor
William G. Birch

City Clerk
Norman L. Gruber, Jr.

December 10, 1990
Meeting of the Marquette City Commission was duly called and held

October 12, 1990

The following agenda was adopted:

1. Approval of minutes of the previous meeting.
2. Presentation of financial reports.
3. Discussion of upcoming projects and budget.
4. Approval of the next meeting date.

The meeting adjourned at 8:30 p.m.

City Clerk

Meeting minutes приняты на заседании 12 октября 1990 года.

Акты приема-передачи

Городской секретарь
A regular meeting of the Marquette City Commission was duly called and held at 7:00 p.m. on Thursday, December 27, 1990 in Commission Chambers of City Hall.

ROLL CALL

PRESENT: Mayor Birch. Commissioners Coffey, Glenn, Livingston, Pinkard, Potvin.

ABSENT: Commissioner Sciotto.

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

MINUTES

It was moved by Commissioner Glenn, supported by Commissioner Coffey, and carried to approve the minutes of the December 10 regular and December 13 special meetings as presented.

BILLS

Total bills payable in the amount of $424,546.37 were presented. It was moved by Commissioner Pinkard, supported by Commissioner Livingston, and carried to pay the bills as presented.

AGENDA

During the time set for announcing agenda changes, Commissioner Potvin asked that discussion of the Peter White Library, be added. His request died for lack of support. Commissioner Coffey asked that a closed session on pending litigation be added. The following vote was taken:

Ayes: Mayor Birch. Commissioners Coffey, Glenn, Livingston, Pinkard.
Nay: Commissioner Potvin.

The closed session was added to the end of the agenda.

City Manager Svanda noted receipt of a petition from residents in the 500 block of West Baraga. This was made item 9. It was moved by Commissioner Coffey, supported by Commissioner Livingston, and carried to remove the public hearing on sale of Heritage Hotel Project Bonds from the agenda and to put it off until we get more information from the administration. City Manager Svanda explained that due to the applicant’s failure to meet critical deadlines, there is no need for this public hearing.

EXEMPLARY CITIZEN AWARDS

Mayor Birch then presented exemplary citizen award pins to Barbara Kelly for her organization of petunia pandemonium, the project to plant petunias along South Front Street, and to Ron Wattson for his organization of the downtown Christmas lighting project.

PUBLIC HEARING - Piqua Street Vacation

Mayor Birch announced that this was the time set for a public hearing on the vacation of Piqua Street between McClellan Avenue and the Dead River, Spur railroad right-of-way. There being no one to address the Commission, the hearing was closed. It was moved by Commissioner Coffey, supported by the recommendation of the Commissioner Glenn, and carried to concur with the recommendation of the Commissioner Glenn.
Planning Commission and to vacate the section of the Piqua Street
right-of-way between McClellan Avenue and the Dead River Spur railroad
right-of-way.

CITIZEN COMMENT
During the time set for citizens wishing to address the Commission on
agenda items, Sam Elder asked to speak on item 4 and Larry Vessels asked to
speak on item 9.

ROSEWOOD INN - Agreement
A report and recommendation from the City Manager, regarding an agreement
with Rhys Mussman to vacate the demolition order for the Rosewood Inn, was
read. Attorney Steven Handlon, representing Rhys Mussman introduced Mr.
read. Attorney Steven Handlon, representing Rhys Mussman introduced Mr.
read. Attorney Steven Handlon, representing Rhys Mussman introduced Mr.
read. Attorney Steven Handlon, representing Rhys Mussman introduced Mr.
and the documents are being held in escrow. It was moved by Commissioner
Glenn, supported by Commissioner Livingston, and carried to approve the
agreement and to authorize the Mayor and City Clerk to execute it on behalf of
the City. Sam Elder addressed the Commission saying he was happy to see
this occurrence. During discussion, Commissioners considered extensions to
the demolition order and the involvement of the Board of Zoning Appeals in
the demolition order. Mr. Handlon thanked the City Commission, City
Attorney, and City Manager as well as local citizens who have been involved
in this project. Mr. Mussman thanked everyone and said that he is looking
forward to working with the community on the redevelopment of this
building.

ALGER COUNTY - Solid Waste Agreement
A report and recommendation from the City Manager, regarding an agreement
with various Alger County governmental units allowing them to use the
Marquette Transfer Facility, was read. It was moved by Commissioner Coffey,
supported by Commissioner Potvin, and carried to concur with the
recommendation of the City Manager and to approve the agreement with
Munising Township, AuTrain Township, Grand Island Township, Onota Township,
and the City of Munising.

CONSENT AGENDA
The consent agenda was presented by Mayor Birch. It was moved by
Commissioner Potvin, supported by Commissioner Coffey, and carried to
approve the consent agenda as follows:
A. Approve Renewal of the Lease for the Kaufman Ski Hill Access
   Road.
B. Approve a Resolution Regarding MERS Service Time for Michael
   Etelamaki. The following resolution was adopted:

   WHEREAS, Michael A. Etelamaki separated from the employment of the
   State of Michigan on October 15, 1976, and was employed by the City of
   Marquette on September 21, 1977; and

   WHEREAS, Michael A. Etelamaki has three years and two months of
   credited service in the State of Michigan; and

   WHEREAS, the entire cost of the employees credited service will be
   paid by the Marquette County Solid Waste Management Authority through
   the City of Marquette; and

December 27, 1990
WHEREAS, the City of Marquette/Marquette Solid Waste Management Authority is aware that the total increase in unfunded accrued liabilities if paid in a lump sum at this time is $10,756.00 or the annual contribution increase in $788.00 per year for 17 years (including provision for 8% annual interest on unpaid balance);

THEREFORE, BE IT RESOLVED, that the Municipal Employees Retirement System Board is requested to grant Michael A. Etelemaki such amount of service as he had been credited with the State of Michigan.

APPOINTMENTS

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


MARQUETTE AREA WASTEWATER TREATMENT FACILITY ADVISORY BOARD - Spencer Nebel to represent the City of Marquette for a term expiring November 28, 1992.


COUNCIL ON AGING - Eileen E. Hunter to a term expiring October 1, 1993.

Commissioner Potvin objected to the appointment of Lynn Swadley to the Planning Commission because he is a developer and could influence the Commission in unappropriate ways. During discussion, no Commissioners concurred with Mr. Potvin.

PARKING - 500 Block of West Baraga

A petition from residents in the 500 block of West Baraga concerning parking difficulties in that neighborhood was presented. Larry Vessels addressed the Commission. He said that he could not park on the street because of the winter parking ban and that his car is not allowed to park over the sidewalk now because of the new sidewalk snow removal program. This leaves nowhere for him to park. Commissioners questioned the City Attorney and City Manager regarding the snow removal program and the ordinance which prohibits parking on sidewalks. Following lengthy discussion, it was moved by Commissioner Coffey, supported by Commissioner Potvin, and carried that the Commission concur with the request not to plow the snow from the sidewalks on the north side of the 500 block of West Baraga Avenue, to limit the effect of this motion to 6 months, and to ask the City Administration and Parking Advisory Committee to meet with the people in this block to address this problem.

CITIZENS

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

POTVIN

Commissioner Potvin said the Zoo Committee should review a film shown recently on public television regarding current zoo design. He said that sidewalks were being plowed even though there was not sufficient snow to plow.
require removal. He said the turkey dinner at Big Al's Restaurant on
Christmas Day was a big success thanks to the work of all involved. He said
the Commission should have a joint meeting with the Library Board.

PINKARD
Commissioner Pinkard thanked Spencer Nebel for the information he had
provided on recycling. He said we are making good progress in this area. He
suggested that the City Manager report on the possibility of establishing a
historic preservation committee.

LIVINGSTON
Commissioner Livingston thanked the City Manager and staff for the
educational process provided for the new Commissioners. He wished everyone
a happy new year.

GLENN
Commissioner Glenn said there are guidelines for the exemplary citizen pin
awards which were developed by Mr. Nebel and Commissioner Potvin. She
discussed the process for making these awards. She said she has begun to
attend the County Commission on Aging meetings and that she is very
interested in the Police Department's Park, Walk, and Talk Program. City
Manager Svanda said that the City is attempting to have police officers
more involved with the citizens in the community and that one way to do
this is to encourage conversations with foot patrolmen. Lieutenant
Henderson said this program has started in the Marquette Mall and in the
downtown and on Third Street on a trial basis.

COFFEY
Commissioner Coffey wished everyone a happy new year and asked if the same
celebration will occur at the corner of Front and Washington Streets as has
occurred in the past. City Manager Svanda said it will.

BIRCH
Mayor Birch said that the Commissioners should try to speak into their
microphones so people at home can understand them. He wished everyone a
happy new year, said 1991 should be exciting, and welcomed members of his
new family who are in town for Christmas.

CLOSED MEETING
It was moved by Commissioner Coffey, supported by Commissioner Glenn, and
carried, with no dissent, to go into closed session to discuss the
litigation on the Henderson drowning case. The Commission recessed to
closed session at 8:17 p.m.

The Commission returned to open meeting at 9:01 p.m.

HENDERSON LAWSUIT
It was moved by Commissioner Potvin, supported by Commissioner Glenn, and
carried that the City accept the mediation award recommended by the
mediator and that counsel be authorized to negotiate with the other parties
in this case.
ADJOURNMENT
The meeting was adjourned at 9:02 p.m.

William G. Birch
Mayor

Norman L. Gruber, Jr.
City Clerk

December 27, 1990