OFFICIAL PROCEEDINGS OF THE
MARQUETTE CITY COMMISSION
Monday, January 14, 1991

A regular meeting of the Marquette City Commission was duly called and held at 7:00 p.m. on Monday, January 14, 1991 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 Glenn, supported by Commissioner Coffey, and carried unanimously to approve the minutes of the regular meeting on December 27, 1990 as presented. It was then moved by Commissioner Potvin, supported by Commissioner Sciotto, and carried unanimously to table the minutes of the closed session on December 27, 1990 for correction.

BILLS
Total bills payable in the amount of $742,789.91 were presented. It was moved by Commissioner Coffey, supported by Commissioner Glenn, and carried unanimously to pay the bills as presented.

PROCLAMATION – School Board Member Recognition
City Clerk Gruber read the following proclamation:

WHEREAS, The Marquette City Commission recognizes the importance of education in our community.

WHEREAS, The Marquette City Commission recognizes the importance of all those individuals who give of their time and talents to set the policies for education in our community by being members of our school board.

WHEREAS, these School Board Members serve our community tirelessly and sometimes with little thanks and gratitude.

NOW, THEREFORE, BE IT RESOLVED, that the Marquette City Commission recognizes and gives thanks to these School Board Members and all of our educators by proclaiming January 13-19 School Board Member Recognition Week.

PROCLAMATION – Weight Watcher's Recognition
Mayor Birch read the following proclamation:

WHEREAS, for the past twenty seven years, Weight Watchers has been a successful organization promoting the importance of good health that is maintained by a healthy diet, exercise and a positive attitude; and

January 14, 1991
WHEREAS, the employees of Weight Watchers have supported and encouraged thousands of members to recognize the positive physical and social attributes associated with proper diet and exercise; and

WHEREAS, many successful members have passed on this philosophy by encouraging others to do the same and thereby spread the benefits of physical fitness and a healthy outlook on life; and

WHEREAS, Weight Watchers, in conjunction with the Battle of the Badges, is working to provide monies for the Fire Relief Fund to be presented at the annual Pigs-N-Heat Hockey Game;

NOW, THEREFORE, BE IT RESOLVED, that I, William Birch, Mayor of the City of Marquette, on behalf of all residents, do hereby recognize Weight Watchers in their effort to promote good health within the Marquette City Police and Fire Departments and the Marquette County Sheriff Departments and throughout the entire community during the 60-weeks period, starting January 21, 1991 through February 28, 1991.

ELAINE AULT – Recognition
Mayor Birch stepped to the podium and asked citizen Elaine Ault to join him. He presented her with a Citizen's Award for distinguished service. Ms. Ault had reported people who were responsible for stealing a large amount of Christmas decorations in December. He thanked her for becoming involved and said that such actions make Marquette a better community.

CITIZEN COMMENT
Lynn Swadley asked to speak on item 5.

WATER AND SEWER UTILITY ADVISORY BOARD – Special Assessment Ordinance
A recommendation from the Water and Sewer Utility Advisory Board, regarding an amendment to the special assessment ordinance, was read. It was moved by Commissioner Coffey, supported by Commissioner Potvin, and carried unanimously that the City Commission hold a work session with the Water and Sewer Utility Advisory Board at 7:00 p.m. on Monday, February 4, 1991. Commissioners discussed questions that they would like to have answered at the work session.

PLANNING COMMISSION – Summits #2 Subdivision
A recommendation from the Planning Commission, for approval of the final plat of Summits #2 Subdivision, was read. Lynn Swadley addressed the Commission asking for approval of this subdivision. It was moved by Commissioner Potvin, supported by Commissioner Glenn, and carried unanimously to approve the final plat for Summits #2 Subdivision. Various persons answered questions from Commissioners about the subdivision.

ROSEWOOD INN – Agreement
A report and recommendation from the City Manager, regarding modification of the agreement with Rhys Mussman concerning the Rosewood Inn, was read. Livingston to concur with the recommendation of the City Manager and to add City Attorney Martin and City Assessor Clute answered questions about the agreement. The following vote was taken:

January 14, 1991
Ayes: Mayor Birch, Commissioners Coffey, Glenn, Livingston, Pinkard, Sciotto.
Nay: Commissioner Potvin.
The motion was carried.

AUDIT REVIEW AND BUDGET DEVELOPMENT SCHEDULE
A report and recommendation from the City Manager, regarding review of the fiscal year 1989-90 audit and the budget development schedule for the 1991-92 fiscal year, was read. It was moved by Commissioner Coffey, supported by Commissioner Sciotto, and carried unanimously to hold a work session on January 23, 1991 at 7:00 p.m. to review the fiscal year 1989-90 audit. It was then moved by Commissioner Coffey, supported by Commissioner Sciotto, and carried unanimously that the budget development schedule be adopted as proposed.

FINANCING - Equipment Purchase
A report and recommendation from the City Manager, regarding financing for the purchase of an articulated grader, two municipal tractors, and a front end loader, was read. It was moved by Commissioner Glenn, supported by Commissioner Coffey, and carried unanimously that the City Commission adopt the following resolution and authorize the Mayor and City Clerk to sign all documents necessary to complete the financing package with First of America Bank. The following resolution was adopted:

WHEREAS, three Installment Purchase Agreements (the "Agreements") between the City of Marquette, Michigan (the "City") and Bark River Culver & Equipment Co., Ison Equipment Co. and Wenberg Sales, Inc. (the "Vendors"), for the acquisition of certain equipment as described on Exhibit A attached hereto (the "Equipment") have been prepared; and

WHEREAS, the Equipment is to be acquired for a price of $345,157.00, and the City has made downpayments to Vendors of $121,657.00 and will, pursuant to the Agreements pay the remaining purchase price of $223,500.00 in four (4) annual payments in the amount of $65,374.00 each due on January 14, 1992 and each January 14, thereafter, with the final payment of principal and interest on January 14, 1995, with interest on the unpaid balance at the rate of 6.59%; and

WHEREAS, the Agreements are to be assigned to First of America Bank—Upper Peninsula, N.A. (the "Bank"); and

WHEREAS, it is necessary to approve the Agreements and authorize either the Mayor or the City Clerk to execute the Agreements and/or certain other documentation relative thereto;

NOW, THEREFORE, BE IT RESOLVED THAT:
1. The Agreements are hereby approved substantially in the form on file with the City Clerk.
2. The Mayor and the City Clerk are each hereby authorized and directed to execute the Agreements and deliver them to the Vendors substantially in the form on file with the City Clerk with such additions, changes and modifications as shall be approved by the City Attorney.

January 14, 1991
3. The useful life of the Equipment is hereby determined to be not less than ten (10) years.
4. Both the Mayor and the City Clerk are each hereby directed and authorized to execute such additional documentation as shall be necessary to effectuate the closing of the Agreements and the assignments thereof.
5. The assignments of the Agreements by the Vendors to the Bank are hereby approved.
6. The City hereby agrees to include in its budget for each year, commencing with the present fiscal year, a sum which will be sufficient to pay the principal of and interest on the Agreements coming due before the next fiscal year. In addition, the City hereby pledges to levy ad valorem taxes on all taxable property in the City each year in an amount necessary to make its debt service payments under the Agreements, subject to applicable constitutional, statutory, and tax rate limitations.
7. The City hereby designates the Installment Purchase Agreements as "qualified tax-exempt obligations" for purposes of deduction of interest expense by financial institutions under the provisions of the Internal Revenue Code of 1986, as amended.
8. All resolutions and parts of resolutions in so far as they conflict with the provisions of this resolution be and the same hereby are rescinded.

ENVIRONMENTAL AUDIT
A report and recommendation from the City Manager, regarding an environmental compliance audit for City facilities, was read. It was moved by Commissioner Sciotto, supported by Commissioner Pinkard, and carried unanimously that the City Commission contract with Sundberg, Carlson, and Associates to conduct an environmental compliance audit for the City of Marquette for an amount not to exceed $5,400.

LAKEVIEW ARENA – Service Contract
A report and recommendation from the City Manager, regarding an amendment to the service contract for the Lakeview Arena, was read. It was moved by Commissioner Coffey and supported by Commissioner Glenn that the City Commission amend the service contract with Elliott Sheet Metal for the replacement of compressor #3 at an additional cost of $8,000. The following vote was taken:
Ayes: Mayor Coyne. Commissioners Coffey, Glenn, Livingston, Pinkard, Sciotto.
Nay: Commissioner Potvin.
The motion was carried.

COMPUTER EQUIPMENT – Bids
A report and recommendation from the City Manager, regarding the purchase of computer equipment for the engineering department, was read. It was moved by Commissioner Potvin, supported by Commissioner Sciotto, and carried unanimously to award the bid for the purchase of a computer, VGA monitor, and digitizer to E.A. Gibbs Company in the amount of $4,619.
UNIFIED WAY CAMPAIGN
A communication from the City Manager, recognizing City staff members who were involved in the successful United Way Campaign this year, was read. There was no action taken by the Commission.

PROPERTIES CAUSING NEIGHBORHOOD PROBLEMS
City Manager Svanda reported that 306 SOUTH FIFTH STREET has had maintenance problems now and in the past, the property owner is Charles Morrison and 900 SOUTH LAKE STREET with maintenance problems now in the past where the property owner is Jack Wood.

APPOINTMENTS
With the Commission's concurrence, Mayor Birch made the following appointments:
- WASTEWATER TREATMENT FACILITY ADVISORY BOARD: Rick Updike as an alternate to a term expiring April 29, 1992.
- PETER WHITE LIBRARY BOARD: Sarah Davis to fill an unexpired term which will expire on May 1, 1992.

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

SCIOTTO
Commissioner Sciotto said he is happy to be back from vacation. He reported on recycling efforts in a small town in North Carolina saying that they are far advanced ahead of the City of Marquette's efforts in this area.

POTVIN
Commissioner Potvin asked about a problem with parking on the sidewalk on West Bluff Street. He said he is concerned with people who are plowing snow across the streets in violation of City ordinance and that the sidewalk snowblowers have been out working when there is no snow. He said, in regard to the Henderson drowning incident, that the City Attorney and City Manager should prepare a statement setting the record straight. He said the arbitrators hearing this case did not find the City guilty and own money to the parents of the drowned girl, but the City was liable to U.P. Generating and L.S.& I. Railroad for a contractual arrangement about signage of the beach.

PINKARD
Commissioner Pinkard asked about the elimination of handicapped parking spaces on the south side of the 100 block of Washington Street. Police Chief Johnson said he did not think any of these spaces had been removed. Commissioner Pinkard also asked questions about how the decisions of various boards could be appealed. He said all of the City's boards are doing a fine job and that it is important that people know the decisions of these boards can be appealed. He noted a report that the boards were born the windows at the old orphanage building on Fisher Street. The City Manager said the reports had been checked out and the boards which had been removed, were replaced. He said that an inspection this morning indicates they are still in place. Commissioner Pinkard said he felt the Weight
Watcher's proclamation was too commercial. City Manager Svanda said that he does not screen proclamations feeling that that is up to the Commission.

GLENN
Commissioner Glenn reported on a trip to Duluth for hockey games and said that Duluth is involved in many of the same activities that Marquette is. She said Dan Cook had appeared at the Beautification Committee to discuss the signage project for local attractions. She also mentioned the community billboard and said that it would be the only such billboard in the United States.

COFFEY
Commissioner Coffey said he had received many comments supporting the recognition of Elaine Ault. He said many of the people commenting felt the offenders should have received stronger sentences. He asked about the winter parking ban being lifted in one block of a street near the downtown area. He said Commissioner Potvin had been correct regarding the article in the newspaper on the drowning lawsuit. He said the City was not liable and had been dismissed from the lawsuit. He said it was a matter of non-swimmers being watched by a non-swimmer who were swimming in an area that was posted "no lifeguard on duty". He said the City's only problem was that the wording of the sign was not in total compliance with the contract with U.P. Generating and the L.S. & I. Railroad.

POTVIN
Commissioner Potvin said the article in the newspaper and Attorney Bridges had implied that the City was at fault in this drowning. He said this is not true. He said the contract required different wording on the sign, and the staff should have been aware of this problem.

BIRCH
Mayor Birch noted a letter to the City Manager from Warm U.P., Marquette County, regarding a benefit concert by the Yoopers last weekend. He said local community service agencies are short of funds for heat for low income people and that they are still accepting contributions. He said that as Mayor, he had participated in the retirement of six City employees. In the Public Works Department, Duane Dupras and Rueben Koepp each with 31 years and Sonny Kunick with 30 years have retired. In Parks and Recreation Tom Enright with 26 years retired. In the Fire Department Al Richer with 24 years and Don Whitson with 23 years in Marquette and 20 years in the military have retired. He acknowledged these employees and wished them well in their retirement. He said he appreciated the comments by Commissioners Potvin and Coffey on the drowning litigation. He said that it is insensitive and ignorant to accuse the City for an accident which happens along it's beaches. He said people using the beaches should be careful and be more responsible for their actions. He closed by noting the pending crisis in the Middle East and urged people to pray for peace and to support the families of the military people who are there.

ADJOURNMENT
The meeting was adjourned at 9:12 p.m.

Mayor
William G. Birch

City Clerk
Norman L. Gruber, Jr.

January 14, 1991
OFFICIAL PROCEEDINGS OF THE
MARQUETTE CITY COMMISSION
Monday, January 28, 1991

A regular meeting of the Marquette City Commission was duly called and held at 7:00 p.m. on Monday, January 28, 1991 in Commission Chambers of City Hall.

ROLL CALL
PRESENT: Mayor Pro Tem Coffey. Commissioners, Glenn, Livingston, Pinkard, Potvin, Sciutto.
ABSENT: Mayor Birch.
It was moved by Commissioner Glenn, supported by Commissioner Livingston, and carried to excuse Mayor Birch.

MINUTES
Mayor Pro Tem Coffey called upon City Attorney Martin for an explanation of how minutes of closed Commission meetings are approved. City Attorney Martin said that closed minutes are not approved individually, they are approved when the minutes of the open meeting at which the closed meeting was called are approved. He said this is necessary because it is not legal to go into closed session to discuss the minutes of the closed meeting and it is illegal to discuss the minutes of the closed meeting in public. Commissioner Potvin said he feels that the minutes of the closed meeting on December 27 should be corrected. Mr. Martin said that in that case, Commissioner Potvin should submit a statement indicating his proposed corrections and this statement would be kept sealed with the minutes of the closed meeting until they are destroyed. It was then moved by Commissioner Pinkard, supported by Commissioner Livingston, and carried to approve the minutes of the January 14, 1991 meeting as presented.

BILLS
Total bills payable in the amount of $225,630.98 were presented. It was moved by Commissioner Sciutto and supported by Commissioner Glenn, that the bills be allowed and ordered paid. Commissioner Potvin objected to paying service club dues for members of the City Administration. He also objected to sending the City Attorney to a conference on parliamentary procedure and to a bill paid to Superior Abatement for bidding on asbestos removal at the Rosewood Inn. The following vote was taken:

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

PROCLAMATION - National Burn Awareness Week
City Clerk Gruber read the following proclamation:

WHEREAS, the week of February 3-9, 1991 has been designated "National Burn Awareness Week" across the nation; and
WHEREAS, fire and burn injuries are leading causes of accidental deaths in the United States, especially among children and the elderly; and

January 28, 1991
WHEREAS, in the United States alone, a burn injury occurs every 15 seconds and more than 6,000 people die every year as a result of burns; and,

WHEREAS, more than one out of every three burn victims are children -- most, injuries which would have been preventable had proper precautions been taken; and,

WHEREAS, the Shrine of North America has three Shriners Burns Institutes which provide care to burned children; and,

WHEREAS, the Shrine of North America and its Burns Institutes join with other burn facilities across the nation in recognizing the seriousness of this hazard and the urgent need to educate the public about burn prevention and fire safety; and,

WHEREAS, it is fitting and appropriate to acknowledge the contributions of the Shrine of North America and to commend them for their continued support and care for burns victims;

NOW, THEREFORE, I, William Birch, Mayor of the City of Marquette, do hereby proclaim the week of February 3 through 9, 1991, and hereby designated as BURNS AWARENESS WEEK in Marquette, Michigan, and do urge all citizens to join in this observance.

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

DOWNTOWN DEVELOPMENT AUTHORITY - WISCONSIN CENTRAL TRESTLE
A communication from the Downtown Development Authority, regarding removal of the Wisconsin Central Railroad trestle in the downtown area, was read. City Manager Swanda explained the delay in trestle removal. He said it was based upon a second railroad company's expressed interest in this property. It was moved by Commissioner Potvin and supported by Commissioner Sciotto to refer this letter to the City Manager for a report and recommendation to include information on how removal is in the best interest of the Downtown Development Authority, what the ground rules are for Commission action on removal, what conditions should be prevalent at the time the Commission acts on removal, and what input might be made from the proposed heritage group. After discussion, the following vote was taken:

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

Nays: Commissioners Livingston, Pinkard.

The motion was carried.

ARTS AND CULTURE PLANNING COMMITTEE
A communication from the Arts and Culture Planning Committee, regarding the creation of a formal Arts and Culture Advisory Committee, was read. It was moved by Commissioner Potvin, supported by Commissioner Sciotto, and carried that the City Commission create a standing committee called Arts and Culture and that the Committee be given the mission as outlined in the recommendation to the City Commission.
HARBOR COMMITTEE – 1991 Marina Rates

A recommendation from the Harbor Committee, regarding 1991 Marina and related fees and charges, was read. It was moved by Commissioner Glenn and supported by Commissioner Sciotto that the rates as presented be adopted by the City Commission. Committee Chairman Tom Knauss answered questions about the proposed rates. The motion was then carried with no dissenting votes.

INVESTMENT ADVISORY BOARD – Special Assessment Interest Rate

A recommendation from the Investment Advisory Board, regarding the 1991 special assessment interest rate, was read. It was moved by Commissioner Potvin that the City Commission adopt a policy of 8% interest for a forced special assessment and 10% interest for a voluntary special assessment. The motion died for lack of support. It was then moved by Commissioner Glenn and supported by Commissioner Pinkard to accept the 10% interest rate as recommended by the Investment Advisory Board. The following vote was taken:

Ayes: Mayor Pro Tem Coffey. Commissioners Glenn, Livingston, Pinkard, Sciotto.
Nay: Commissioner Potvin.

The motion was carried.

PUBLIC WORKS ADVISORY BOARD – Spring Rubbish Collection

A recommendation from the Public Works Advisory Board, regarding the 1991 spring rubbish collection, was read. It was moved by Commissioner Potvin and supported by Commissioner Pinkard to accept the recommendation including numbers one, two, and three on page two and the addition of number one on page three with the encouragement of numbers two and four on page three. It was moved by Commissioner Sciotto and supported by Commissioner Potvin to amend the motion to add alternative three on page three. The following vote was taken:

Ayes: Commissioner Sciotto.
Nay: Mayor Pro Tem Coffey. Commissioners Glenn, Livingston, Pinkard, Potvin.

The amendment was defeated.

Following further discussion, it was moved to amend the motion to include free disposal, by citizens of the City, of both Type II and Type III refuse. After further discussion, both the amendment and the original motion were withdrawn. It was then moved by Commissioner Pinkard and supported by Commissioner Potvin to direct that recommendations one through three be implemented and to ask for more information on the implementation of alternative number one. The following vote was taken:

Ayes: Mayor Pro Tem Coffey. Commissioners Glenn, Livingston, Pinkard, Potvin.
Nay: Commissioner Sciotto.

The motion was carried.

HERITAGE PRESERVATION ADVISORY COMMITTEE

A report and recommendation from the City Manager, regarding the creation of a Heritage Preservation Advisory Committee, was read. It was moved by Commissioner Glenn, supported by Commissioner Coffey, and carried that a Task force be named to review some of the broader issues concerned with preservation and that the Task force advise the Commission on the various preservation and organizational issues which have been raised.

January 28, 1991
COST ALLOCATION AND USER FEE SYSTEM

A report and recommendation from the City Manager, for the retention of a consultant to establish a cost allocation and user fee system for the City, was read. It was moved by Commissioner Glenn and supported by Commissioner Pinkard to execute the agreement with the firm for these services, and that the City pay a $33,000 fee less a 10% discount after July 1, 1991. City Manager Svanda said that at 5:10 p.m. this evening a facsimile was received from the City auditors indicating that they would be interested in submitting a proposal for this project. After discussion, it was moved by Commissioner Potvin and supported by Commissioner Sciotto to amend the motion to set the fee at $27,000 with the stipulation that the City receive all working papers that are a part of the study for the City's permanent records. The following vote was taken:

Ayes: Commissioners Potvin, Sciotto.
Nay: Mayor Pro Tem Coffey, Commissioners Glenn, Livingston, Pinkard.

The motion was defeated. It was then moved by Commissioner Potvin and supported by Commissioner Sciotto to amend the motion to provide that the working papers be provided to the City as part of our permanent records. The following vote was taken:

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

The amendment was defeated. The original motion was then carried with no dissenting votes.

1989-90 ANNUAL AUDIT

It was moved by Commissioner Glenn, supported by Commissioner Livingston, and carried to accept the 1989-90 annual audit as presented.

CONSENT AGENDA

Mayor Pro Tem Coffey presented the consent agenda, it was moved by Commissioner Sciotto, supported by Commissioner Potvin, and carried to accept the consent agenda as follows:

A. Award the bid for three police vehicles to Frei Chevrolet for the price after trade-in of $44,912.00.

B. Authorize reissuance of City of Marquette Public Improvement Special Assessment Bond, Series 1984 dated 10-1-84, certificate number 45 R/N/O Robert T. Neer and Kay M. Neer JT TEN., with the stipulation that all costs be borne by the bond holders.

CITIZEN COMMENT

David Dusey presented a petition asking for review of the Assessor's office and Great Lakes Appraisal. He said the new assessments are too high. It was moved by Commissioner Potvin, supported by Commissioner Pinkard, and carried to have a brief discussion of the property reappraisal program. It was then moved by Commissioner Potvin, supported by Commissioner Pinkard, and carried to begin by hearing from Mr. Clute on our contract with Great Lakes Appraisal, including a resume of their qualifications, and citizens’ rights and the appeals process. City Assessor Mark Clute described the process of hiring Great Lakes Appraisal, the process for the reappraisals which have been done, and the many levels of appeal which are available to all citizens who wish to protest their appraisals. He said that many residential properties in the City have not been reappraised since 1971 and...
that the goal of the reappraisal project is to insure that each residential property has an equitable appraisal. Commissioners discussed the appraisal process at some length.

POTVIN
Commissioner Potvin said that, in regard to the Arena manager’s report, we should have been able to hire someone to work on parking for hockey games during Christmas vacation and that continuously running drinking fountains are wasting water at the Arena. He said the City is allowing snow to be pushed across the street to a place in one location where the City hauls it away while people are being ticketed for plowing it across the street in other locations. He said this is inconsistent. He also said that the Commission has yet to establish ground rules for the Exemplary Citizen’s Awards or for the City Commission’s activities.

PINKARD
Commissioner Pinkard said he is pleased to see the Historic Preservation Task Force created. He asked if there is any possibility that the Kulisheck survey from several years ago could be repeated.

GLENN
Commissioner Glenn noted several meetings this week including the OEDP Committee and the CUPPAD monthly meeting in Marquette. She said City Manager Svanda had presented the strategic plan to the CUPPAD board and that there had also been a presentation on the 911 emergency telephone system. She said CUPPAD is losing grant money for business support and that there is great concern in many quarters about pending state budget cuts.

COFFEY
Mayor Pro Tem Coffey said that skating in the Mattson Park ice rink is being taken over by hockey players and asked if anything could be done about this. Parks and Recreation Director Turausky said that a sign has been ordered and should be in place very shortly which will establish time slots for hockey and other kinds of skating. Commissioner Coffey also referred to an article from the Milwaukee Journal about a street in Whitefish Bay, Wisconsin which is similar to North Front Street. He said no stop signs had been put on this street and a very serious accident had resulted. He said that the City’s activities had made North Front Street safer. He thanked City Assessor Clute for his responses to the questions on the appraisals.

SCIOTTO
Commissioner Sciotto said that he is not a member of the 911 Committee, but does sit on the Central Dispatch Policy Committee.

POTVIN
Commissioner Potvin said the City Commission decides what the budget will be, not the state. He said that if the City does not spend the money, we do not have to collect it in taxes. He said we should be certain that the wording on the sign at the Mattson Park ice rink does not create any liability for the City.

ADJOURNMENT
The meeting was adjourned at 9:52 p.m.

January 28, 1991
January 28, 1991

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OFFICIAL PROCEEDINGS OF THE
MARQUETTE CITY COMMISSION
Monday, February 11, 1991

A regular meeting of the Marquette City Commission was duly called and held at 7:00 p.m. on Monday, February 11, 1991 in Commission Chambers of City Hall.

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

ABSENT: Commissioner Livingston.

It was moved by Commissioner Glenn, supported by Commissioner Pinkard, and carried to excuse Commissioner Livingston as he is out of the state.

MINUTES
It was moved by Commissioner Potvin, supported by Commissioner Glenn, and carried to approve the minutes of the January 28 meeting as presented.

BILLS
Total bills payable in the amount of $530,434.54 were presented. It was moved by Commissioner Sciutto, supported by Commissioner Glenn, and carried to accept the bills and order them paid.

AGENDA
Commissioners agreed to schedule a work session for 5:30 p.m. on Thursday, February 14, 1991 to discuss the process for selecting a new City Manager.

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

PUBLIC WORKS ADVISORY BOARD - Spring Rubbish Collection
A recommendation from the Public Works Advisory Board, regarding an amendment to the Spring rubbish collection policy, was read. It was moved by Commissioner Glenn, supported by Commissioner Coffey, and carried to accept the proposal as presented. Public Works Advisory Board Chairman Jim Scullion answered questions about the policy in general and the amendment at length.

TOWNSHIP WATER RATE
A report and recommendation from the City Manager, regarding the establishment of a contractual water rate with the Charter Township of Marquette, was read. It was moved by Commissioner Coffey, supported by Commissioner Glenn, and carried that the City Commission adopt a rate of $.46 per 100 cubic feet of water supplied to the Charter Township of Marquette effective March 1, 1991 pursuant to the water supply contract and the recommendation of Stauder, Barch, and Associates. Commissioner Coffey asked about the penalty clauses in the contract with the rate consultant.

FISCAL YEAR 1990-91 BUDGET ADJUSTMENTS
A report and recommendation from the City Manager, regarding mid-year budget adjustments, was read. It was moved by Commissioner Glenn, supported budget adjustments, was read. It was moved by Commissioner Glenn, supported
by Commissioner Coffey, and carried that the City Commission adopt the amended General Appropriations Act as follows:

Amended General Appropriations Act
February 11, 1991

WHEREAS, Public Act 621 of 1978 of the State of Michigan and Chapter 8 of the City Charter require City Commission adoption of a Tentative Budget and Fee Schedule for Fiscal Year 1990-1991; and

WHEREAS, a Tentative Budget and Fee Schedule for Fiscal Year 1990-1991 was prepared and submitted by the City Manager to the City Commission on April 16, 1990; and April 30, 1990; and

WHEREAS, the City Commission has reviewed and revised the Tentative Budget and fee schedules through a series of work sessions, special meetings and public hearings, and has caused the formulation of a Proposed Budget; and

NOW, THEREFORE, BE IT RESOLVED, that this Commission hereby make and adopt the following estimates of all revenues and all expenditures of the several funds of the City for the Fiscal Year beginning July 1, 1990, and for the payment of interest and indebtedness to fall due during the year for the following functions and purposes respectively, viz:

General Fund Revenue by Source:

<table>
<thead>
<tr>
<th>Source</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Taxes</td>
<td>$13,560,746.00</td>
</tr>
<tr>
<td>Licenses &amp; Permits</td>
<td>$10,225.00</td>
</tr>
<tr>
<td>Federal Grants</td>
<td>$24,763.00</td>
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<tr>
<td>State Grants/Shared Revenues</td>
<td>$2,110,729.00</td>
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<td>Contributions from Local Units</td>
<td>$21,796.00</td>
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<tr>
<td>Charges for Services</td>
<td>$2,594,000.00</td>
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<tr>
<td>Fines &amp; Forfeits</td>
<td>$93,000.00</td>
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<tr>
<td>Interest and Rents</td>
<td>$1,400,500.00</td>
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<tr>
<td>Other Revenues</td>
<td>$10,942,936,970.00</td>
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<tr>
<td>Operating Transfers In</td>
<td>$40,342.00</td>
</tr>
<tr>
<td>Transfer from Fund Balance</td>
<td>$928,015.00</td>
</tr>
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</table>

Total Revenue: $13,721,086.00

General Fund Expenditures by Function:

<table>
<thead>
<tr>
<th>Function</th>
<th>Amount</th>
</tr>
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<tbody>
<tr>
<td>Legislative</td>
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<tr>
<td>General Government</td>
<td>$1,574,470.00</td>
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<td>Public Safety</td>
<td>$3,437,011.00</td>
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<td>Public Works</td>
<td>$2,423,938.00</td>
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<tr>
<td>Health &amp; Welfare</td>
<td>$133,808.00</td>
</tr>
</tbody>
</table>

Total Expenditures: $6,202,544.00

February 11, 1991
Recreation & Culture
Other Functions
0.000.0
Appropriations Transfers Out
0.000.0
Contingencies
0.000.0
TOTAL

<table>
<thead>
<tr>
<th></th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>$1,375,163.00</td>
</tr>
<tr>
<td></td>
<td>$1,842,723.00</td>
</tr>
<tr>
<td></td>
<td>$2,852,109.00</td>
</tr>
<tr>
<td></td>
<td>$45,639.00</td>
</tr>
<tr>
<td></td>
<td>$13,721,086.00</td>
</tr>
</tbody>
</table>

Major Street & Trunkline Fund Revenue by Source:

<table>
<thead>
<tr>
<th></th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>State Grants</td>
<td>$1,723,400.00</td>
</tr>
<tr>
<td>Interest</td>
<td>$70,000.00</td>
</tr>
<tr>
<td>Other Revenues</td>
<td>$200,160.00</td>
</tr>
<tr>
<td>Operating Transfers In</td>
<td>$1,508,064.00</td>
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<tr>
<td>Transfer From Fund Balance</td>
<td>$70,500.00</td>
</tr>
<tr>
<td></td>
<td>$3,572,124.00</td>
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</tbody>
</table>

Major Street & Trunkline Fund Expenditures by Function:

<table>
<thead>
<tr>
<th></th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Public Works</td>
<td>$2,980,209.00</td>
</tr>
<tr>
<td>Debt Service</td>
<td>$591,915.00</td>
</tr>
<tr>
<td></td>
<td>$3,572,124.00</td>
</tr>
</tbody>
</table>

Local Street Fund Revenue by Source:

<table>
<thead>
<tr>
<th></th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>State Grants</td>
<td>$205,275.00</td>
</tr>
<tr>
<td>Interest</td>
<td>$21,500.00</td>
</tr>
<tr>
<td>Other Revenues</td>
<td>$245,940.00</td>
</tr>
<tr>
<td>Operating Transfers In</td>
<td>$909,045.00</td>
</tr>
<tr>
<td></td>
<td>$1,381,760.00</td>
</tr>
</tbody>
</table>

Local Street Fund Expenditures by Function:

<table>
<thead>
<tr>
<th></th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Public Works</td>
<td>$1,313,255.00</td>
</tr>
<tr>
<td>Debt Service</td>
<td>$68,505.00</td>
</tr>
<tr>
<td></td>
<td>$1,381,760.00</td>
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</table>

Infrastructure Improvement Fund Revenue by Source:

<table>
<thead>
<tr>
<th></th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Interest</td>
<td>$35,000.00</td>
</tr>
<tr>
<td>Operating Transfers In</td>
<td>$350,000.00</td>
</tr>
<tr>
<td></td>
<td>$385,000.00</td>
</tr>
</tbody>
</table>

Infrastructure Improvement Fund Expenditures by Function:

<table>
<thead>
<tr>
<th></th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Public Works</td>
<td>$385,000.00</td>
</tr>
<tr>
<td></td>
<td>$385,000.00</td>
</tr>
</tbody>
</table>

February 11, 1991
### Solid Waste Management Fund Revenue by Source:

- Total: $19,000.00

### Solid Waste Management Fund Expenditures by Function:

- Professional & Contractual: $10,000.00
- Contingencies: $9,000.00

### Parking Structure Fund Revenue By Source:

- Taxes: $44,351.00
- Interest and Rents: $64,251.00
- Other Revenues: $39,310.00

### Parking Structure Fund Expenditures By Function:

- Public Works (Parking System): $67,650.00
- Appropriation Transfers Out (Bldg Auth Debt): $60,621.00
- Reserves: $19,641.00

### Community Development 3E Fund Revenue By Source:

- Federal Grant - UDAG: $725,000.00
- State Grant - Small Cities: $525,000.00

### Community Development 3E Fund Expenditures:

- Total: $1,250,000.00

### Community Development 3E Fund Revenue by Source:

- Federal Grant: $67,000.00

### Community Development 3H Fund Expenditures:

- Professional and Contractual: $67,000.00

### Library Fund Revenue by Source:

- Total: $67,000.00
<table>
<thead>
<tr>
<th>Revenue Sources</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Taxes</td>
<td>$400,336.00</td>
</tr>
<tr>
<td>State Grants</td>
<td>$14,900.00</td>
</tr>
<tr>
<td>Charges For Services</td>
<td>$50,703.00</td>
</tr>
<tr>
<td>Fines &amp; Forfeits</td>
<td>$17,450.00</td>
</tr>
<tr>
<td>Interest &amp; Rents</td>
<td>$52,950.00</td>
</tr>
<tr>
<td>Other Revenues</td>
<td>$28,472.00</td>
</tr>
<tr>
<td>Transfer From Fund Balance</td>
<td>$605,751.00</td>
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</table>

**Library Fund Expenditures:**

<table>
<thead>
<tr>
<th>Expenditure</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>TOTAL</td>
<td>$605,751.00</td>
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</tbody>
</table>

**Criminal Justice Training Fund Revenue By Source:**

<table>
<thead>
<tr>
<th>Source</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>State Grants</td>
<td>$6,000.00</td>
</tr>
<tr>
<td>Interest</td>
<td>$2,825.00</td>
</tr>
<tr>
<td>Transfer From Fund Balance</td>
<td>$9,000.00</td>
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</table>

**Criminal Justice Training Fund Expenditures:**

<table>
<thead>
<tr>
<th>Expenditure</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>TOTAL</td>
<td>$9,000.00</td>
</tr>
</tbody>
</table>

**1978 Special Assessment Debt Fund Revenue:**

<table>
<thead>
<tr>
<th>Expenditure</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Transfer From Fund Balance</td>
<td>$475.00</td>
</tr>
<tr>
<td>Interest &amp; Fees</td>
<td>$267.00</td>
</tr>
<tr>
<td>TOTAL</td>
<td>$742.00</td>
</tr>
</tbody>
</table>

**1978 Special Assessment Debt Fund Expenditures:**

<table>
<thead>
<tr>
<th>Expenditure</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Operating Transfer Out</td>
<td>$542.00</td>
</tr>
<tr>
<td>Special Assessments</td>
<td>$200.00</td>
</tr>
<tr>
<td>TOTAL</td>
<td>$742.00</td>
</tr>
</tbody>
</table>

**1984 Special Assessment Debt Fund Revenues:**

<table>
<thead>
<tr>
<th>Expenditure</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Interest &amp; Fees</td>
<td>$34,132.00</td>
</tr>
<tr>
<td>Transfer From Fund Balance</td>
<td>$29,281.00</td>
</tr>
<tr>
<td>TOTAL</td>
<td>$63,413.00</td>
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</tbody>
</table>

**1984 Special Assessment Debt Fund Expenditures:**

<table>
<thead>
<tr>
<th>Expenditure</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Special Assessments</td>
<td>$63,213.00</td>
</tr>
<tr>
<td>Debt Service</td>
<td>$200.00</td>
</tr>
<tr>
<td>TOTAL</td>
<td>$63,413.00</td>
</tr>
</tbody>
</table>

**Building Authority Debt Service Fund Revenues:**

<table>
<thead>
<tr>
<th>Expenditure</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>TOTAL</td>
<td>$63,413.00</td>
</tr>
</tbody>
</table>

February 11, 1991
### Building Authority Debt Service Fund Expenditures:

<table>
<thead>
<tr>
<th>Item</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Building Authority</td>
<td>$200.00</td>
</tr>
<tr>
<td>Principal On Bonds</td>
<td>$40,000.00</td>
</tr>
<tr>
<td>Paying Agent Fees</td>
<td>$515.00</td>
</tr>
<tr>
<td>Interest - Long Term Debt</td>
<td>$59,535.00</td>
</tr>
<tr>
<td><strong>TOTAL</strong></td>
<td><strong>$100,250.00</strong></td>
</tr>
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</table>

### River Park Sports Complex Fund Revenues:

<table>
<thead>
<tr>
<th>Item</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>State Grants</td>
<td>$475,000.00</td>
</tr>
<tr>
<td>Contributions</td>
<td>$60,621.00</td>
</tr>
<tr>
<td>Appropriations, Transfers In</td>
<td>$45,000.00</td>
</tr>
<tr>
<td>Other Revenue</td>
<td>$52,310.00</td>
</tr>
<tr>
<td><strong>TOTAL</strong></td>
<td><strong>$632,940.00</strong></td>
</tr>
</tbody>
</table>

### River Park Sports Complex Fund Expenditures:

<table>
<thead>
<tr>
<th>Item</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Capital Outlay</td>
<td><strong>$632,940.00</strong></td>
</tr>
</tbody>
</table>

### Lower Harbor Property Acq. & Development:

<table>
<thead>
<tr>
<th>Item</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Transfer From Fund Balance</td>
<td>$56,000.00</td>
</tr>
<tr>
<td>Operating Transfers In</td>
<td>$170,000.00</td>
</tr>
<tr>
<td><strong>TOTAL</strong></td>
<td><strong>$226,000.00</strong></td>
</tr>
</tbody>
</table>

### Lower Harbor Marina Project Fund Revenues:

<table>
<thead>
<tr>
<th>Item</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>State Grants</td>
<td>$375,000.00</td>
</tr>
<tr>
<td>Operating Transfers In</td>
<td>$170,000.00</td>
</tr>
<tr>
<td><strong>TOTAL</strong></td>
<td><strong>$545,000.00</strong></td>
</tr>
</tbody>
</table>

### Lower Harbor Marina Project Fund Expenditures:

<table>
<thead>
<tr>
<th>Item</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Capital Outlay</td>
<td>$545,000.00</td>
</tr>
<tr>
<td><strong>TOTAL</strong></td>
<td><strong>$545,000.00</strong></td>
</tr>
</tbody>
</table>
Neck of Presque Isle Fund Revenues: TOTAL $30,050.00
Neck of Presque Isle Fund Expenditures: TOTAL $30,050.00

Hurley Ballfield Construction Fund Revenues by Source:

<table>
<thead>
<tr>
<th>Source</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Transfer from Fund Balance</td>
<td>$14,050</td>
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<tr>
<td>TOTAL</td>
<td>$14,050</td>
</tr>
</tbody>
</table>

Hurley Ballfield Construction Fund Expenditures:

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Operating Transfer Out</td>
<td>$4,050</td>
</tr>
<tr>
<td>TOTAL</td>
<td>$4,050</td>
</tr>
</tbody>
</table>

River Park Complex Phase II Fund Revenues:

<table>
<thead>
<tr>
<th>Category</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Interest</td>
<td>$12,733</td>
</tr>
<tr>
<td>TOTAL</td>
<td>$16,733</td>
</tr>
</tbody>
</table>

River Park Complex Phase II Fund Expenditures:

<table>
<thead>
<tr>
<th>Category</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Contingencies</td>
<td>$16,613</td>
</tr>
<tr>
<td>TOTAL</td>
<td>$16,733</td>
</tr>
</tbody>
</table>

Intermodal Transportation Terminal Fund Revenue:

TOTAL $156,009.00

Intermodal Transportation Terminal Fund Expenditures:

TOTAL $133,403.00

Marquette Area Wastewater Treatment Facility Fund Revenue:

TOTAL $1,199,170.00

Marquette Area Wastewater Treatment Facility Fund Expenditures:

TOTAL $1,199,170.00

Water & Sewage Disposal System Fund Revenue:

TOTAL $4,513,825.00

Water & Sewage Disposal System Fund Expenditures:

TOTAL $4,513,825.00

Marina Fund Revenue:

TOTAL $241,565.00

Marina Fund Expenditures:

TOTAL $241,565.00

BE IT FURTHER RESOLVED, that this Commission has estimated the revenue which will be forthcoming during Fiscal Year 1990-91, and has
determined the amount necessary to balance the General Fund budget to be the sum of $3,560,746; and has determined the amount necessary to balance the Peter White Library budget to be the sum of $400,336; and

BE IT FURTHER RESOLVED, that in accordance with the Public Notification provisions of Act 5 of 1982 of the State of Michigan, the sum of $3,560,746; is hereby fixed as the amount to be raised by Real and Personal Taxes for the 1990-91 Fiscal Year for the General Fund (a millage rate of 12.53 mills); and the Sum of $400,336; is hereby fixed as the amount to be raised by Real and Personal Property Taxes for the 1990-91 Fiscal Year for the Peter White Public Library (a millage rate of 1.50 mills); and

BE IT FURTHER RESOLVED, that all transfers between appropriations to the various functions may be made only by further action of the Commission, pursuant to the provisions of the Michigan Uniform Accounting and Budgeting Act.

CONSENT AGENDA
The City Clerk presented the consent agenda. It was moved by Commissioner Sciutto, supported by Commissioner Potvin, and carried to accept the consent agenda as follows:

A. Schedule a Public Hearing on the Rezoning of a Parcel of Land West of Division Street and North of Orianna Brook.

B. Approve a Resolution Recognizing North State BMX as a Non-Profit Organization Operating in the Community.

C. Adopt Resolutions Adding Portions of McClellan Avenue and Center Street to the Local Street System as follows:

WHEREAS, the City of Marquette did in October, 1983 acquire title to certain parcels of land which contain a street known as McClellan Avenue.

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

NOW, THEREFORE, IT IS RESOLVED:
1. That the center line of said street is described as:

   Commencing at the West Quarter corner of section 22, Township 48 North, Range 25 West, thence South 88° 41' 51" East 1775.62 feet along the East-West Quarter line of said Section 15; thence North 01° 18' 09" East 476.39 feet to the center line of the U.S.41-M28 highway right-of-way and Point of Beginning of said street addition; thence South 00° 20' 20" East 223.70 feet along the McClellan Avenue center line; thence 681.97 feet along the arc of a curve to the left, said curve having a radius of 1432.39 feet and a long chord bearing South 13° 58' 42" East of 675.55 feet; thence South 27° 37' 03" East 823.01 feet; thence 711.89 feet along the arc of a curve to the right, said curve having a radius of 1432.39 feet and a long chord bearing South 13° 22' 47" East of 706.59 feet; thence South 00° 51' 30" West 280.68 feet to the center line of Grove Street and the Point of Ending. Total length of street to be added is 2721.25 feet.

February 11, 1991
2. That said street is located within a City right-of-way and is under the control of the City of Marquette.
3. That said street is a public street and is for public street purposes.
4. That said street is accepted into the City Local Street System.

AND

WHEREAS, the City of Marquette did on October 31, 1990 acquire title to certain parcels of land which contain a street known as Center Street.
AND, WHEREAS, it is necessary to furnish certain information to the State of Michigan to place this street within the City Local Street System for the purpose of obtaining funds under Act 51, P.A. 1951 as amended.
NOW, THEREFORE, IT IS RESOLVED:
1. That the center line of said street is described as: Commencing at the Southwest corner of the Northwest Quarter of the Northwest Quarter of Section 15, Township 48 North, Range 25 West, thence East 325.5 feet along the South line of said Northwest Quarter of Northwest Quarter of Section 15, to the centerline of Woodland Avenue; thence North 6.5 feet along the centerline of Woodland Avenue; thence parallel to the south line of said Northwest Quarter of Northwest Quarter of Section 15, 246.5 feet to the westerly end of said street. Total length of street to be added is 246.5 feet.
2. That said street is located within a City right-of-way and is under the control of the City of Marquette.
3. That said street is a public street and is for public street purposes.
4. That said street is accepted into the City Local Street System.

PROPERTIES CAUSING NEIGHBORHOOD PROBLEMS
City Manager Svanda presented the following properties:
1434 PRESQUE ISLE: Noise problems now and in the past where the tenant is Kenneth Kincaid and the owner is K & L Enterprises.
1950 PRESQUE ISLE: Noise problems now and noise and maintenance problems in the past, the owner is Presque Isle Place Apartments.
2058 VAN EVERA: Noise problems now and maintenance problems in the past, the owner is S.R. & R. Development.

RESIGNATIONS AND APPOINTMENTS
Mayor Birch made the following appointments with the Commission’s concurrence:
TRAFFIC AND PARKING ADVISORY COMMITTEE: Charlene Keller to fill the unexpired term of Mark Canale expiring May 30, 1993.
BOARD OF REVIEW: Reappointment of Gwen Gualazzi and Dan Klumb for terms expiring February 1, 1994 and the appointment of Dave Clark to fill the unexpired term of Lynn Batchelder ending February 1, 1992.
Mayor Birch also noted that the City is forming an Arts and Culture Advisory Committee of nine members and a Heritage Preservation Task Force.

February 11, 1991

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

CITY MANAGER DAVID SVANDA - Resignation
A letter of resignation from City Manager Svanda was then read. It was moved by Commissioner Sciotto, supported by Commissioner Potvin, and carried to accept his resignation effective February 22, 1991. It was moved by Commissioner Coffey and supported by Commissioner Sciotto and carried to appoint Spencer Nebel as the Acting City Manager as of February 22, 1991. Commissioner Coffey requested that the agenda for the next regular Commission meeting include an item to discuss a salary adjustment for Mr. Nebel including a recommendation from the outgoing City Manager.

SCIOTTO
Commissioner Sciotto said he had watched the D.A.R.E. graduation program at Sandy Knoll School on the Bresnan public access channel. He commended officer Greg St. John and Captain Salvatore Sarvello along with other members of the Police Department for an excellent effort on drug education. Commissioner Sciotto then noted a complaint about handicapped parking signs at the northwest corner of the Lakeview Arena. The caller said that the signs were not easily visible to a person in a car.

POTVIN
Commissioner Potvin asked about the extra Department Head meeting held last week. He asked if the Risk Manager and Attorney had reviewed the sign to be erected at the Ellwood A. Mattson Park ice rink. Mr. Martin said he has reviewed the sign and found it okay. Commissioner Potvin asked if anyone has followed up on the Arena Manager's report noted at the last meeting. City Manager Svanda said finding personnel to work on parking for hockey games has been a historical problem during Christmas vacation and that the City is still coping with it. Commissioner Potvin said he had attended the Marquette Rotary meeting at noon today to represent Mayor Birch by presenting an exemplary citizen award to former Commissioner Okie Brumm. Commissioner Potvin said the Griffith Corporation has reduced the fee they will be charging the City for the service they are going to provide and asked for further report and a work session on alternatives to a water filtration plant.

PINKARD
Commissioner Pinkard said he has worked with David Svanda on City Boards and Commissions for five years and that his experience has been very good. He wished Mr. Svanda good luck and wished him well in his new job.

BIRCH
Mayor Birch, speaking for said on behalf of Commissioner Livingston, thanked City Manager Svanda for his help in getting adjusted to the City Commission.
GLEN
Commissioner Glenn said she will miss City Manager Svanda a great deal and that he has been much help. She said she is pleased to have a professional on tap to help with U.P. problems. She commented on the need for snow for the weekend sporting events, encouraged citizen input on the selection of the new City manager, and said some Commissioners have toured water filtration plants in other cities.

COFFEY
Commissioner Coffey said he has visited water filtration plants and said one of the reasons that David Griffith and Associates revised their fees is due to the City staff collecting some of the data. He asked if this would be a problem for the staff. City Manager Svanda said there should be no problem. Commissioner Coffey said the D.A.R.E. Program is a big success and noted that the Fire Department annual report indicates we are trying to improve our fire rating. He asked for more information about this process. City Manager Svanda said the staff is working on the extensive documentation required. Commissioner Coffey wished all the best to City Manager Svanda in his new job.

POTVIN
Commissioner Potvin noted that David Dausey has arrived at the meeting after the time set for citizen comment. It was moved by Commissioner Potvin, supported by Commissioner Sciutto, and carried to suspend the rules to allow Mr. Dausey to address the Commission.

CITIZEN COMMENT
David Dausey addressed the Commission regarding his unhappiness with the residential property reappraisal being conducted by the City. He said the City Commission should do something about this program.

COFFEY
Commissioner Coffey said he has checked on the reputation of Great Lakes Appraisal and that they have an excellent reputation. He said the low cost per appraisal is the result of a large volume of appraisals in the City and other work nearby being done by the same firm. He said the Assessor's staff is involved in many other functions besides appraisals and that mistakes can be corrected during the review process and at the Board of Review. He said large assessment increases are partly the result of the long time it has been since the last appraisals.

SCIOTTO
Commissioner Sciutto spoke on the fire rating classification and the need for upgrading water mains to provide adequate flow of water for fire protection.

POTVIN
Commissioner Potvin said he cannot feel good about the appraisals and that people should get their own appraisals.

BIRCH
Mayor Birch thanked Mr. Dausey for coming. He said the appraisal process has been a learning process for the Commission and that the appraisal company should accept information provided during the review sessions and company should accept information provided during the review sessions and
modify the appraisals accordingly. He said Commissioner Brumm had been very
CITY MANAGER SVANDA
City Manager Svanda said live broadcasts are not possible on Bresnan at
time but the company is working on it for next fall. He noted, in regard to the appraisal process, that discussion keeps coming back to the aspect that there is an ongoing review process taking place. He congratulated Public Works Superintendent Steve Lawry and his wife on the birth of their new son. City Manager Svanda said attending these meetings for the last fourteen years has been challenging and fun. He commented on the development of a people infrastructure throughout the entire City as a major event while he was City Manager. He said he has received support from many people, especially Executive Secretary Deneen Brown. He said he has enjoyed the work and being associated with the City.

BIRCH
Mayor Birch said he appreciated Mr. Svanda's help and guidance and he is sure he will be a help to the Upper Peninsula in his new position. He wished him the best of luck.

ADJOURNMENT
The meeting was adjourned at 8:55 p.m.
A regular meeting of the Marquette City Commission was duly called and held at 7:00 p.m. on Monday, February 25, 1991 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 February 11, 1991 meeting as presented.

BILLS
Total bills payable in the amount of $353,075.40 were presented. It was moved by Commissioner Sciotto, supported by Commissioner Livingston, and carried unanimously to allow the bills and order them paid.

AGENDA
During the time set for agenda changes, Commissioner Coffey asked that item 6b be removed from the consent agenda and be made item 5a.

PUBLIC HEARING - Rezoning West of Division Street
Mayor Birch opened the hearing on a rezoning west of Division Street, north of Orianna Brook, and south of vacated Sandstone Street. There being no one to address the Commission, the hearing was closed. The recommendation from the Planning Commission was read. It was moved by Commissioner Sciotto and supported by Commissioner Potvin to approve the rezoning from General Business to General Residential. Commissioners discussed the remaining of business zoning in the area and the potential for spot zoning as well as the application of the condominium act to a subdivision. There was concern about the proposed substandard private street. It was moved by Commissioner Coffey and supported by Commissioner Glenn to table this motion until the next regular meeting. The following vote was taken:
Ayes: Commissioners Coffey, Glenn, Pinkard.
Nays: Mayor Birch, Commissioners Livingston, Potvin, Sciotto.
The motion was defeated.

Following further discussion, it was moved by Commissioner Potvin and supported by Commissioner Pinkard to amend the motion to include proper writing to set up a future defense for the City with the record indicating that this is a substandard street and in the future, the property owners should expect to hear the cost of the City taking it over or maintaining it. After yet more discussion, it was moved by Commissioner Pinkard and supported by Commissioner Coffey to table this motion until the next regular meeting. The following vote was taken:
Ayes: Mayor Birch, Commissioners Coffey, Glenn, Livingston, Pinkard, Potvin.
Nays: Commissioner Sciotto.

February 25, 1991
The motion was carried.

CITIZEN COMMENT

There were no citizens wishing to address the Commission during the time set for that purpose. It was suggested by Commissioner Coffey and supported by Commissioner Potvin with no objection from the Commission to suspend the rules to allow representatives of the Boy Scouts who were present to speak, as the rules of the Boy Scouts call for 10 representatives of the Boy Scouts present are from Troop 305 at the First United Methodist Church and that they are here to observe government in action.

DAVID SVANDA – Acting City Manager's Salary

A communication from David Svanda, recommending a salary for Acting City Manager Spencer Nebel, was read. It was moved by Commissioner Pinkard and supported by Commissioner Coffey to accept this recommendation, to set the salary as $52,500 during his tenure as Acting City Manager, and to specify that he receive the customary $250 per month car allowance and all other usual benefits. It was then moved by Commissioner Potvin and supported by Commissioner Sciotto to amend the motion to pay Mr. Nebel $52,500 while serving as City Manager effective immediately. After lengthy discussion, the following vote was taken:

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

The amendment was defeated. The vote on the original motion was:

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

The motion was carried.

DAVID SVANDA – City Manager Selection Process

A communication from David Svanda, regarding the process to be used to select a new City Manager, was read. It was moved by Commissioner Coffey to make the Mayor appoint the Committee of Commissioners and local citizens which would develop a process for selection of a new City Manager and report back to the City Commission, and that in the meantime, would develop an ad for this position, review the applicants, and recommend two or three individuals to the City Commission for final interviews, and that the recommended members of the Committee be Commissioner Glenn as Chairwoman, Commissioners Coffey and Birch, Michaela Coyne, Rita Hodgins, Matt Surrall, Dennis Aloia, Bill Nemacheck, and Ellwood Mattson. It was moved by Commissioner Potvin and supported by Commissioner Sciotto to amend this motion to go to an all citizen committee with no representatives from the Commission and the Commission to screen the applicants following review by the Committee. The following vote was taken:

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

The motion was defeated. The vote on the original motion was:

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

The motion was carried.

It was then moved by Commissioner Potvin and supported by Commissioner Sciotto that the Commission representatives be Commissioners Pinkard, Livingston, and Sciotto. The following vote was taken:
Ayes: Commissioner Potvin.
Nays: Mayor Birch. Commissioners Coffey, Glenn, Livingston, Pinkard, Sciutto.
The motion was defeated.
Mayor Birch then appointed to the Review Committee Commissioners Glenn, Coffey, and Potvin, Michael Coyne, Rita Hodgins, Matt Surrell, Dennis Aloia, Bill Nemacheck, and Ellwood Mattson.

MCCLELLAN AVENUE – Cost Agreement
A report and recommendation from the Acting City Manager, regarding an agreement between the Michigan State Transportation Commission and the City of Marquette for payment of construction costs for McClellan Avenue, was read. The recommendation contained two corrections to the proposed agreement. It was moved by Commissioner Glenn, supported by Commissioner Sciutto, and carried unanimously to approve the agreement as corrected and to authorize the Mayor and City Clerk to execute the document.

GOLF LESSONS PROGRAM
A report and recommendation from the Acting City Manager, regarding the establishment of a golf lessons program in the Parks and Recreation Department, was read. It was moved by Commissioner Sciutto, supported by Commissioner Coffey, and carried unanimously that the Commission approve the golf lessons program.

WATER/WASTEWATER RATE ORDINANCE – Amendment
A report and recommendation from the Acting City Manager, regarding an amendment to the water and wastewater rate ordinance, was read. It was moved by Commissioner Coffey, supported by Commissioner Glenn, and carried unanimously that the City Commission schedule a public hearing for the March 11 meeting on an ordinance to amend Title VII, Chapter 50, of the Marquette City Code to adjust the water rate schedule. Mr. Coffey asked for more information on the proposed rate and more public notice of the proposed rates before the hearing.

CONSENT AGENDA
City Clerk Gruber presented the consent agenda. It was moved by Commissioner Potvin, supported by Commissioner Coffey, and carried unanimously to adopt the consent agenda as follows:
A. Award the Bid for Tree Planting to Anderson Landscaping of Munising, Michigan, the low bidder.
B. Approve a Use Agreement for the Ellwood A. Mattson Lower Harbor Park with Northern Knights Car Club and the Kiwanis Club.
D. Adopt a Resolution Approving the Issuance of Board and Light and Power Fuel Supply Notes as follows:

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

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WHEREAS, the Board has estimated that the cost of the necessary fuel requires borrowing the sum of not to exceed Four Million Five Hundred Thousand Dollars ($4,500,000), and has recommended that it be permitted to borrow the sum of not to exceed Four Million Five Hundred Thousand Dollars ($4,500,000) and to issue its notes therefor, in accordance with and subject to the provisions of Act 182, Public Acts of Michigan, 1971, as amended ("Act 182"), and in accordance with the provisions of this resolution.

NOW, THEREFORE, BE IT RESOLVED THAT:
1. The Commission of the City does hereby determine that it is necessary for the public health, safety and welfare of the City for the Board to purchase fuel and borrow therefor the sum of not to exceed Four Million Five Hundred Thousand Dollars ($4,500,000).
2. Notes to be designated 1991 ELECTRIC UTILITY SYSTEM REVENUE NOTES (FUEL SUPPLY) (the "Notes"), be issued in the aggregate principal sum of not to exceed Four Million Five Hundred Thousand Dollars ($4,500,000) in accordance with and subject to the provisions of Act 182 and this resolution for the purpose of paying the cost of purchasing fuel for the System. The denominations and form of said Notes shall be determined by the Board but in any event shall be in multiples of $5,000 each, shall be issued in one or more series, dated, numbered and shall mature not later than June 30, 1992, at such time or times and with such right of prior redemption as shall be determined by the Board.
3. The Notes shall bear interest at a rate or rates to be determined upon the sale thereof payable on such dates and in such manner as shall be determined by the Board. Both principal of and interest on the Notes shall be payable at a bank or trust company qualified to act as paying agent under the laws of the State of Michigan, to be designated by the original purchaser of the Notes and approved by the Board or, if the Notes are issued in fully-registered form, through a transfer agent and note registrar designated by the Board.
4. The Notes shall be executed on behalf of the City by the Board through the manual or facsimile signature of its Chairman and Secretary and authenticated in such manner as the Board may provide. The Notes, when executed, shall be delivered to the Secretary of the Board and be delivered by the Secretary to the purchaser thereof upon payment of the purchase price therefor in accordance with the proposal for the purchase thereof, as submitted and hereinafter provided. The proceeds of sale of the Notes shall be used solely for payment of the cost of issuing the Notes and purchasing fuel. Any unexpended balance remaining from the Notes shall be used for payment of principal or interest on the Notes.
5. The Notes shall be sold in the manner determined by the Board.
6. The Notes and the interest payments required to be made thereon, shall not be a general obligation of the City but shall be secured by and payable solely and only from the unencumbered revenues of the system after meeting all requirements of the outstanding Revenue Bonds on the System and subject to the requirements of any Electric Utility System Revenue Bonds of the City and notes of equal standing therewith now outstanding or hereinafter issued in accordance with and subject to the provisions of Ordinance No. 314 of the City, as amended. The right is reserved to issue additional notes under the provisions of
Act 182, which shall be of equal standing and priority of lien on the revenues of the System with the Notes authorized by the provisions of this resolution, subject to any limitations established by the Board. There shall be established with a bank designated by the Board, a separate account to be designated 1991 FUEL SUPPLY NOTE REDEMPTION FUND ("Note Redemption Fund"). There shall be deposited in the Note Redemption Fund from the unencumbered revenues of the System, after meeting all requirements of the outstanding bonds and notes and any additional obligations hereinafter issued, from time to time, such sums as shall be sufficient to pay the interest and principal on the Notes as they become due. The Board may, by resolution, provide for specific deposits as fuel is used or on a particular schedule to be provided for complete payment of the Notes. Moneys in the Note Redemption Fund shall be used solely and only to pay the principal of and interest on the Notes as the same become due, or to redeem the Notes or any part thereof prior to maturity as herein provided, except to the extent that it may be necessary to use such moneys to pay the principal and interest on the above described outstanding revenues bonds and notes or any additional bonds and notes that may hereinafter be issued, or to meet other requirements therefor as provided in Ordinance No. 314 of the City.

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

PROPERTIES CAUSING NEIGHBORHOOD PROBLEMS
Acting City Manager Nebel identified the following properties:

214 NORTH FRONT STREET: Maintenance problems now and in the past owned by United Development Company.

524 WEST RIDGE STREET: Noise problems now and in the past where the tenants are John Devic, Julie Kitchen and Jeffrey Morrow, the owners are Robert and Linda Trembath.

1104 NORTH THIRD STREET: Noise problems now and in the past where the tenant is Mark Shelby and the owner is Don Potvin.

900 SOUTH LAKE STREET: Maintenance problems now and in the past where the owner is Jack Wood.

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

BOARD OF ZONING APPEALS: Gary Dahlke for a term ending 2-15-94.

SISTER CITY ADVISORY BOARD: Pauline Kiltinen for a term ending April 1, 1994.


Mayor Birch noted the resignation by former City Manager David Svanda from the many boards that he served on. He appointed Acting City Manager Nebel to fill in these vacancies.

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

February 25, 1991
SCIOTTO
Commissioner Sciutto asked if we are going to pick up leaves in the spring.
Commissioner Sciutto asked if we are going to pick up leaves in the spring.

PINKARD
Commissioner Pinkard said tire disposal rules are causing people to dispose
tire disposal rules are causing people to dispose

LIVINGSTON
Commissioner Livingston wished Acting City Manager Nebel the best of luck
Commissioner Livingston wished Acting City Manager Nebel the best of luck

GLENN
Commissioner Glenn said that she had attended the Janzen Open House and
Commissioner Glenn said that she had attended the Janzen Open House and

COFFEY
Commissioner Coffey said he also had attended the Janzen Open House and is
Commissioner Coffey said he also had attended the Janzen Open House and is

BIRCH
Mayor Birch said that the Janzen Open House had demonstrated that it is a
good facility. He said he was glad to attend the parade at Harlow Park and
good facility. He said he was glad to attend the parade at Harlow Park and

ACTING CITY MANAGER NEBEL
Mr. Nebel said his position is that the City Commission should make a
Mr. Nebel said his position is that the City Commission should make a

ADJOURNMENT
The meeting was adjourned at 9:26 p.m.
The meeting was adjourned at 9:26 p.m.

Mayor
William G. Birch

City Clerk
Norman L. Gruber, Jr.

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February 25, 1991
A regular meeting of the Marquette City Commission was duly called and held at 7:00 p.m. on Monday, March 11, 1991 in Commission Chambers of City Hall.

ROLL CALL
PRESENT: Mayor Birch, Commissioners Coffey, Glenn, Pinkard, Potvin, Sciotto.  
ABSENT: Commissioner Livingston.  

MINUTES
It was moved by Commissioner Glenn, supported by Commissioner Coffey, and carried to approve the minutes of the February 25, 1991 meeting as presented.

BILLS
Total bills payable in the amount of $357,342.32 were presented. It was moved by Commissioner Coffey, supported by Commissioner Pinkard, and carried to accept the total bills payable as presented.

AGENDA
Mayor Birch asked that a work session to review plans for the public works facility be scheduled. It was moved by Commissioner Sciotto, supported by Commissioner Glenn, and carried to schedule this work session for Tuesday, April 2, 1991 at 7:00 p.m. in Commission Chambers of City Hall.

PUBLIC HEARING - Water and Sewer Rate Ordinance
A report and recommendation from the Acting City Manager, regarding a proposed amendment to the Water and Sewer Rate Ordinance, was read. Acting City Manager Nebel presented a historic comparison of Marquette's rates with other cities in the U.P. He also presented the basis for the current proposals. Dr. Robert Glenn, Chairman of the Water and Sewer Utility Advisory Board, supported the need for Two Million dollars per year in capital improvements for parts of the system that are in excess of 100 years old. The public hearing was opened. Betty Berry of 729 High Street complained that her water shut off could not be found and that she should not have to pay such high rates when she has a private sewer. Jim Clark of 434 East Ohio Street said that older areas should pay more than new areas. The hearing was closed. It was moved by Commissioner Coffey, supported by Commissioner Glenn, and carried to concur with the recommendation of the City Administration and adopt ordinance #427 as follows:

AN ORDINANCE TO AMEND TITLE VII, CHAPTER 58 OF THE CODE OF THE CITY OF MARQUETTE BY REPEALING ORDINANCES #412 AND #420 AND ADOPTING NEW SECTIONS 58.01 (1) AND 58.03 (1) OF CHAPTER 58 TO CHANGE THE WATER AND WASTEWATER RATES FOR THE WATER AND WASTEWATER UTILITY.

CITIZENS
During the time set for citizens wishing to comment on agenda items, Dave Payant, Eva Kipper, and Darrell Davis asked to speak on item three.

March 11, 1991
MARQUETTE COMMUNITY THEATER - Non Profit Status
A communication from Marquette Community Theater, regarding a request for
non-profit recognition, was read. It was moved by Commissioner Glenn,
and carried to approve a resolution
recognizing Marquette Community Theater as a non-profit organization.

PARKS AND RECREATION ADVISORY BOARD - Shoreline Land Acquisition
David Payant presented a recommendation for purchase of shoreline property
in the Lower Harbor from Wisconsin Central Railroad Company. Eva Kipper,
Commodore of the Marquette Yacht Club, opposed City purchase of shoreland
between Baraga Avenue and the Ellwood A. Mattson Lower Harbor Park. Darrell
Davis, representing Sails Up Marine, agreed with the goals of good
development but feels it can be done privately. He objected to City
purchase. It was moved by Commissioner Coffey, supported by Commissioner
Pinkard, and carried to refer this item to the City Administration for a
report and recommendation to be presented at the April 29, 1991 meeting.

CITY MANAGER SELECTION COMMITTEE - Status Report
Commissioner Glenn reported that they will meet tomorrow to prepare posting notice for the position of City Manager and expect to begin review of applicants during the third week of April.

REZONING WEST OF DIVISION STREET
Mayor Birch announced that this was the time set for continued discussion of the rezoning west of Division Street. A report from the City Attorney on site condominiums was read. It was moved by Commissioner Coffey, supported by Commissioner Sciotto, and carried to take this motion from the table.

Commissioners Potvin and Pinkard agreed to change the wording of the amendment to include the wording from the bottom of page two, in the City Attorney’s report. The revised amendment was: “To include proper writing to set up a future defense to make it very clear at the time the condominium project is proposed that the City does not ever intend to assume the responsibility for streets or utilities that do not meet or substantially meet specifications”. The vote on the amendment was:

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

The amendment was carried.

The vote on the amended motion to approve the rezoning was:

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

The motion was carried.

It was moved by Commissioner Coffey to ask the Planning Commission for their consideration of the land south of the property just rezoned. The motion died for lack of support.

It was then moved by Commissioner Glenn and supported by Commissioner Coffey to recommend that the Planning Commission look at the land just rezoned for compatibility of zoning. The following vote was taken:

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

The motion was defeated.

March 11, 1991

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BIDS - Single Axle Service Trucks
A report and recommendation from the Acting City Manager, regarding bids for the purchase of two 1991 single axle service trucks, was read. It was moved by Commissioner Sciotto, supported by Commissioner Glenn, and carried to award the purchase of two single axle service trucks to Superior Ford Toyota meeting specifications and being in the best financial interest of the City, in the total amount of $68,579.19.

APPOINTMENTS
Mayor Birch, with the Commission's concurrence, reappointed Terry Szczepanski to a three-year term on the Board of Zoning Appeals ending February 15, 1994.

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

COFFEY
Commissioner Coffey congratulated the High School basketball team for their recent win in the tournament. He noted the Pigs-n-Heat Hockey Game which will be held on Wednesday and urged everyone to buy tickets for this worthwhile cause.

GLENN
Commissioner Glenn noted an invitation for City Commissioners to attend the Marquette County Township's Association banquet. She said several Commissioners should attend as this is a way of fostering good intergovernmental relations. She said most Commissioners had been at the Michigan Municipal League Legislative meeting in Lansing Wednesday and, among other things, learned of the many impacts from state budget cuts.

PINKARD
Commissioner Pinkard said he had been surprised to see the few people here for the water and sewer rate hearing. He noted the Northern Michigan University tournament hockey game tonight and expressed his best wishes for the team.

POTVIN
Commissioner Potvin requested a report on the proposed car wash site at the corner of Washington and McClellan. He said the owners of the Heritage House Hotel have several warrants issued for cleanup of the site and the condition of the building. He said we should arrest the responsible individual. He asked what is being done with the animal census figures in relation to the low number of animal licenses sold. He said somebody should get involved with the repair of the compressors at the Arena because it does not appear that project is proceeding properly. He also said the Arena concession stand did not have enough food or staff on hand during a recent midget hockey tournament.

SCiotto
Commissioner Sciotto reminded people of the Pigs-n-Heat hockey game Wednesday night and encouraged everyone to go.

March 11, 1991
BIRCH
Mayor Birch said that he had reported the phone call on the Arena
concessions to Parks and Recreation Director Turansky who investigated and
found that the concession stand was properly staffed but that they had
underestimated the attendance at the tournament and, therefore, the food
requirements. Mayor Birch also said he feels the low turnout of citizens
for the water and sewer rate ordinance hearing indicates their support for
Commission activities.

ADJOURNMENT
The meeting was adjourned at 9:34 p.m.

[Signatures]

Mayor
William G. Birch

City Clerk
Norman L. Gruber, Jr.
OFFICIAL PROCEEDINGS OF THE
MARQUETTE CITY COMMISSION
Monday, March 25, 1991

A regular meeting of the Marquette City Commission was duly called and held at 7:00 p.m. on Monday, March 25, 1991 in Commission Chambers of City Hall.

ROLL CALL
PRESENT: Mayor Birch, Commissioners Coffey, Glenn, Pinkard, Potvin, and Sciutto.
ABSENT: Commissioner Livingston.

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

MINUTES
It was moved by Commissioner Coffey, supported by Commissioner Sciutto, and carried to approve the minutes of the March 11, 1991 meeting as presented.

BILLS
Total bills payable in the amount of $112,318.09 were presented. It was moved by Commissioner Sciutto, supported by Commissioner Potvin, and carried to pay the bills as presented.

AGENDA
During the time set for announcing agenda changes, Commissioner Potvin asked that item 9a be removed from the consent agenda and be made item 8a.

PROCLAMATION - Month of the Young Child
Commissioner Birch made the following proclamation:

WHEREAS, each day in our community hundreds of parents place their most precious possessions and our nation's most important resource, children, in the hands of child care providers; and

WHEREAS, all children deserve quality child care, and quality child care programs prepare children for a life filled with learning, are integral to the development of their self esteem, and are critical to their healthy growth and development so that they may someday assume a commendable role in our community; and

WHEREAS, child care providers are the major determinants of quality child care services, yet represent one of the most poorly understood and undervalued professions; and

WHEREAS, special activities during the month of April are being planned to increase community awareness regarding the many important aspects critical to the healthy growth and development of young children; and encourage community members to recognize and express their appreciation to the devoted child care providers in our community during the month of April.

NOW, THEREFORE, I, William C. Birch, Mayor of Marquette, do hereby proclaim April MONTH OF THE YOUNG CHILD in our City and urge all citizens to join me in expressing our appreciation to child care professionals for their commitment to the care and education of young

March 25, 1991
children and to support and promote the many programs in our community committed to the care and protection of our children.

CITIZEN COMMENT

Bill Nemacheck asked to speak on agenda item 7 and Steve Christopher asked to speak on agenda item 3.

GREAT LAKES TRAINING CENTER ASSOCIATION - Summer Sports Festival Funding

A communication from the Great Lakes Training Center Association, requesting that the City provide funding for the 1991 Upper Peninsula Summer Sports Festival, was read. James Kaiser, representing the Association, answered questions about the state funding for this event. It was moved by Commissioner Glenn and supported by Commissioner Pinkard to approve the request, to authorize the administration to execute a contract, and to authorize the expenditure of $5,000 from the contingency fund. After discussion, the following vote was taken:

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

The motion was carried.

SHIRAS ZOO IMPROVEMENT COMMITTEE - Consulting Services

A recommendation from the Shiras Zoo Improvement Committee, regarding the acquisition of consulting services and operation of the zoo for the 1991 season, was read. It was moved by Commissioner Coffey, supported by Commissioner Pinkard, and carried to concur with the recommendation and to appropriate $666.66 from the contingency fund for the City’s share of the consultant fees. Steve Christopher, representing the Zoo Committee, answered questions.

TRAFFIC AND PARKING ADVISORY COMMITTEE - 100 Block of North Front

A recommendation from the Traffic and Parking Advisory Committee, for the placement of a parking space on the west side of the 100 block of North Front Street between the parking ramp entrance and Bluff Street, was read. It was moved by Commissioner Sciotto and supported by Commissioner Pinkard to concur with this recommendation. It was moved by Commissioner Coffey to table this item until we get a report and recommendation from the City Administration. The amendment died for lack of support. After further discussion, the following vote was taken:

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

The motion was carried.

EXEMPLARY CITIZEN AWARD

A communication from Commissioner Glenn, setting forth proposed criteria and procedure for selecting citizens to receive this award, was read. It was moved by Commissioner Coffey and supported by Commissioner Pinkard to concur with the recommendation and to adopt the criteria as proposed. Commissioner Potvin proposed three changes in the criteria. They were: 1) in the first sentence under criteria drop the word "significantly", 2) at the end of criteria, add the sentence "These efforts and contributions must have been made as other than a vocation" and following: "The process should begin with a memo to all Commissioners and the City Manager. The Mayor and City Manager will receive comments from the
Commissioners and upon receipt of a majority approval shall bring the award to the Commission for presentation. It was also agreed to add a statement at the end saying that an award pin may be given to a City Commissioner upon completion of the term of office. The motion as amended was then carried with no dissenting votes.

**CITY MANAGER SELECTION COMMITTEE - Budget Request**

A budget request from the City Manager Selection Committee was presented. It was moved by Commissioner Glenn and supported by Commissioner Coffey to approve the proposed budget for the search committee with the amount of $10,000 to be taken from the contingency fund. Commissioners discussed the City Manager selection process at length. During the discussion, it was moved by Commissioner Potvin and supported by Commissioner Sciutto to reduce this budget to $4,000 by eliminating the hometown visits and interview expenses for candidates. The following vote was taken:

| Ayes: Commissioner Potvin, Sciutto. |
| Nays: Mayor Birch, Commissioners Coffey, Glenn, Pinkard. |

The amendment was defeated. The vote on the original motion was:

| Ayes: Mayor Birch, Commissioners Coffey, Glenn, Pinkard. |
| Nay: Commissioners Potvin, Sciutto. |

The motion was carried.

**MARQUETTE GENERAL HOSPITAL - Permanent Air Easement**

A report and recommendation from the Acting City Manager, for the grant of a permanent air easement over College Avenue to Marquette General Hospital, was read. It was moved by Commissioner Sciutto, supported by Commissioner Glenn, and carried to approve the easement agreement with Marquette General Hospital permitting the construction of an overhead enclosed walkway above the right-of-way of College Avenue and to authorize the Mayor and City Clerk to execute it on behalf of the City. Bill Nemacheck, representing Marquette General Hospital, answered questions about the proposed skywalk.

**COMPREHENSIVE GENERAL LIABILITY INSURANCE - Bids**

A report and recommendation from the City Manager, regarding bids for comprehensive general liability insurance, was read. It was moved by Commissioner Sciutto, supported by Commissioner Coffey, and carried to award the bid for comprehensive general liability insurance package to the Michigan Municipal Risk Management Authority being the low bid and meeting specifications, effective July 1, 1991.

**TAXI CAB LICENSE - Keith Gribble**

A report and recommendation from the Acting City Manager, regarding approval of a taxi cab license for Keith Gribble, was read. It was moved by Commissioner Potvin and supported by Commissioner Sciutto to deny this request because it is lacking a rate schedule. Acting City Manager Nebeler said that Mr. Gribble would have to use one of the two rate schedules which have been previously approved by the Commission. The motion was then defeated with no approving votes. It was then moved by Commissioner Coffey supported by Commissioner Sciutto, and carried to concur with the recommendation and to approve a taxi cab license for Mr. Keith Gribble of 2225 Wilkinson Avenue.

March 25, 1991
CONSENT AGENDA

Mayor Birch then presented the consent agenda. It was moved by Commissioner Coffey, supported by Commissioner Glenn, and carried to adopt the consent agenda as follows:


PROPERTIES CAUSING NEIGHBORHOOD PROBLEMS

Acting City Manager Nebel reported on the following:

225 WEST PARK: Police had responded to a loud party and issued citations to Paul Keil, Timothy Gray, and John Straub. The owner of the building is Clark Lambros.

405 EAST PARK: Police had responded to a loud party complaint and issued citations to Mark Burgess and Scott Cleary. The owners of the property are Joseph and Jeanette Sylvester.

CITIZEN COMMENT

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

PINKARD

Commissioner Pinkard noted a request from the Peter White Public Library Board to meet with the Commission to discuss their budget needs. It was agreed to hold this discussion at the beginning of the first budget work session. Commissioner Pinkard also said that he would not be able to attend the work session with the Public Works Advisory Board on April 2. Two other Commissioners also indicated they could not attend at this time. Acting City Manager Nebel was directed to seek an alternate date for this meeting. It was then moved by Commissioner Pinkard and supported by Commissioner Glenn to go into closed session at the end of the agenda to discuss these Dausey lawsuits. The following vote was taken:

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

The motion was carried.

POTVIN

Commissioner Potvin said he has been researching the Heritage Hotel project and he feels the facts show that Mr. Havlik has not been harrassed by the City. He said he is upset by the handling of the taxi cab license and that in the administration should know what the ordinance requires. He said the Arena management has responded well to criticism at the last meeting and the compressor replacement project is going much better. He said the Public Works Advisory Board, at their meeting on April 1, will be discussing a sidewalk policy. He said interested people should attend the meeting to make comments. He said the Downtown Development Authority wants the trestle and the ore dock removed and asked for an explanation as to why this is in the interest of the City. He also asked for a report on a proposed children's museum and said the jutting curb on the northwest corner of Washington and Front Streets should be changed to make turning movement at the corner easier.

March 25, 1991
GLENN
Commissioner Glenn said the children's museum is a non-profit group with a board of directors and that there has been no involvement by the City.

COFFEY
Commissioner Coffey noted that Marquette Senior High School has again won the Upper Peninsula Regional Science Olympiad. He said the team received eight first place medals and will represent the U.P. in the state finals at Michigan State University along with the second place team from Gwinn. He said it is his understanding the contractor at the Heritage Hotel has Mr. Havlik's authority to make repairs.

BIRCH
Commissioner Birch said the work session on April 2 has been cancelled and that a new date will be announced. He congratulated the Northern Michigan University Hockey Team for their successes in the playoffs. He also said it is unfortunate when the City Commission gets drawn into "bashing" local entrepreneurs. He said, hopefully, the Heritage Hotel will be redeveloped and will add to the local tax base.

ACTING CITY MANAGER NEBEL
Mr. Nebel said the City Attorney has researched the taxi cab ordinance. Mr. Martin said the ordinance only requires that the taxi cab company use a rate schedule which has been approved by the City Commission and that there are presently two such rate schedules.

RECESS
The meeting was recessed to go into closed session at 9:17 p.m.

OPEN SESSION
The Commission returned to open session at 9:42 p.m. and adjourned immediately.

Mayor
William G. Birch

City Clerk
Norman L. Gruber, Jr.

March 25, 1991
Marquette City Commission Meeting

Motion to approve the City Manager's report on the City Budget and the Special Assessment for the Heritage Park project.

City Councilor Art Didier moved and City Councilor Ron Martin seconded the motion to approve the City Manager's report on the City Budget and the Special Assessment for the Heritage Park project. The motion passed unanimously.

Mayor C. Phillips called for a report on the progress of the Heritage Park project and the Special Assessment. The City Manager reported that the project is on schedule and that the Special Assessment has been approved by the City Council. The City Manager also reported that the City has received bids for the project and that the work will begin soon.

The meeting adjourned at 9:30 p.m.

Mayor: C. Phillips
City Clerk: J. Miller

City Councilor: A. Didier, R. Martin, C. Eigen, G. Fiskard, A. Scoggin

City Manager: J. Miller

City Budget: Approved

Special Assessment: Approved

Heritage Park Project: On Schedule

Vendor Bids: Submitted
A regular meeting of the Marquette City Commission was duly called and held at 7:00 p.m. on Tuesday, April 9, 1991 in Commission Chambers of City Hall.

ROLL CALL

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

ABSENT: Commissioner Livingston.

MINUTES

It was moved by Commissioner Glenn, supported by Commissioner Coffey, and carried to approve the minutes of the March 25, 1991 meeting as presented.

BILLS

Total bills payable in the amount of $288,902.93 were presented. It was moved by Commissioner Coffey, supported by Commissioner Sciotto, and carried to pay the bills as presented.

AGENDA

During the time set for announcing agenda changes, Commissioner Pinkard asked that item 6g be removed from the consent agenda and be made item 5a, and Commissioner Potvin asked that items 6e and 6f be removed from the consent agenda and be made 5b and 5c.

PROCLAMATION – Wildcat Hockey Day

Mayor Birch made the following proclamation:

WHEREAS, the City of Marquette is the home of the Northern Michigan University Wildcat Hockey Team who completed this year's season setting a new University record for hockey victories of 38 wins, 5 losses, and 4 ties; and;

WHEREAS, their superb record was rewarded with an invitation to play in the NCAA Division I Hockey Tournament, thereby making this Northern Michigan Wildcat Hockey Team the first to advance to the Final Four A Tournament in this past decade, and;

WHEREAS, with dedication, determination, and perseverance, at 1:28 minutes and 57 seconds into a third overtime period, on a goal by Darryl Plandowski, the Northern Michigan University Wildcat Hockey Team went on to win the NCAA Division I National Championship; and;

WHEREAS, Team members Scott Beattie and Brad Weronka were named to the American Hockey Coaches Association All American Team in recognition of their outstanding season, and Wildcat coach Rick Comley was awarded Coach of the Year Honors by the Western Collegiate Hockey Association for his talents in leading the team; and;

WHEREAS, throughout the year, both on and off the ice, the members and coaching staff of the Wildcat Hockey Team have served as an exemplary

April 9, 1991
model of excellence that our entire community can be extremely proud
of, and which contributes to the excellent quality of life which we
enjoy in Marquette;

NOW, THEREFORE BE IT RESOLVED, that I, William G. Birch, Mayor of the
City of Marquette, do hereby proclaim April 3, 1991 as Wildcat Hockey
Day in the City of Marquette and urge all citizens to join me in
honoring and congratulating the Northern Michigan University Wildcats,
Coach Rick Comley, and the entire Wildcat Staff, for bringing back an
NCAA Division I National Hockey Championship to Northern Michigan
University and the City of Marquette.

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

GRANT AVENUE – Special Assessment Petition
A petition for special assessment improvements to Grant Avenue between
Rublein and McClellan Streets was read. It was moved by Commissioner
Sciutto, supported by Commissioner Potvin, and carried to refer this to the
administration for a report and recommendation.

FISCAL YEAR 1991-1992 PROPOSED BUDGET
A report and recommendation from the City Manager, presenting the proposed
budget for fiscal year 1991-92, was read. It was moved by Commissioner
Coffey, supported by Commissioner Sciutto, and carried that the Commission
confirm the budget formulation process in accordance with the previously
approved budget schedule.

RIVER PARK COMPLEX – Listing Agreement
A report and recommendation from the City Manager, regarding a listing
agreement for the sale of property in the River Park Complex Industrial
Park, was read. It was moved by Commissioner Glenn, supported by
Commissioner Coffey, and carried to list this property with Look Realty for
a period of one year at a service rate of 8% of the sale price with a
minimum fee of $1,000 per parcel.

TAXI CAB LICENSE – Burton Maki
A report and recommendation from the City Manager, regarding a taxi license
for Burton Maki doing business as SafeWay Taxi and Delivery Company, was
read. It was moved by Commissioner Potvin and supported by Commissioner
Sciutto to grant the license as recommended.

HURLEY FIELD – Miscellaneous Paving
A report and recommendation from the City Manager, regarding bids for
miscellaneous paving at Hurley Field, was read. It was moved by
Commissioner Potvin, supported by Commissioner Coffey, and carried to award
this bid to Associated Constructors in the amount of $8,250 being low bid
and meeting specifications.

MARQUETTE GENERAL HOSPITAL – Planned Unit Development
A recommendation from the Planning Commission, regarding an amendment to
the Planned Unit Development zoning for Marquette General Hospital, was
read. It was moved by Commissioner Glenn, supported by Commissioner Coffey,
and carried that the City Commission hold a public hearing on this amendment at the April 29, 1991 City Commission meeting.

METER READING VEHICLE - Bids
A report and recommendation from the City Manager, regarding bids for the purchase of a water meter reading vehicle, was read. It was moved by Commissioner Pinkard, supported by Commissioner Sciutto, and carried to approve the purchase of a used 1991 Pontiac Sunbird, including warranties, from Public Service Garage for the amount of $6,661.00.

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

A. Approve a resolution establishing a proposed City tax rate, and schedule a Truth in Taxation public hearing for restoring the City tax millage for April 29, 1991 as follows:

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

WHEREAS, Act 5 of Public Acts of 1982 provides that the base operating rate for the City be reduced from 12.53 to 12.1617 mills; and

WHEREAS, to fund the proposed City's 1991-92 Budget and maintain the services it provides, the City finds it necessary to restore the levy reduction and return the total operating rate to 12.53 mills; and

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

WHEREAS, the City Commission held a public hearing in accordance with Public Act 5 of 1982 on restoring the millage on April 29, 1991;

NOW, THEREFORE, BE IT RESOLVED, that the City of Marquette establish an operating tax rate of 12.53 mills for Fiscal Year 1991-92.

B. Approve a resolution establishing a proposed Library tax rate, and schedule a Truth in Taxation public hearing for restoring the Library tax millage for April 29, 1991 as follows:

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

WHEREAS, Act 5 of Public Acts of 1982 provides that the base operating rate for the Library be reduced from 1.50 to 1.4509 mills; and

WHEREAS, to fund the proposed Library's 1991-92 budget and maintain the services it provides, the Library finds it necessary
to restore the levy reduction and return the total operating rate to 1.50 mills; and

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

WHEREAS, the City Commission held a public hearing in accordance with Public Act 5 of 1982 on restoring the millage on April 29, 1991;

NOW, THEREFORE, BE IT RESOLVED, that the City of Marquette establish a Library operating tax rate of 1.50 mills for Fiscal Year 1991-92.

C. Approve a resolution establishing a proposed Downtown Development Authority tax rate, and schedule a Truth in Taxation public hearing for restoring the Downtown Development Authority tax millage for April 29, 1991 as follows:

WHEREAS, it is the desire of the Downtown Development District to continue to provide essential services; and

WHEREAS, Act 5 of Public Acts of 1982 provides that the base operating rate for the DDA be reduced from 1.9994 to 1.9761 mills; and

WHEREAS, to fund the proposed DDA's 1991-92 budget and maintain the services it provides, the DDA finds it necessary to restore the levy reduction and return the total operating rate to 2.0000 mills; and

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

WHEREAS, the City Commission held a public hearing in accordance with Public Act 5 of 1982 on restoring the millage on April 29, 1991;

NOW, THEREFORE, BE IT RESOLVED, that the City of Marquette establish a DDA operating tax rate of 2.0000 mills for Fiscal Year 1991-92.

D. Schedule a public hearing on the rezoning of lots 4, 5, and 6, block 6, West End Addition from RG-General Residential to OS-Office for April 29, 1991.

E. Award the bid for Hurley Field automated irrigation system to Nimbus Sprinkler and irrigation in the amount of $5,095.00.

PROPERTIES CAUSING NEIGHBORHOOD PROBLEMS

Acting City Manager Nebel reported on the following properties:

212 WEST BLUFF: Tenants Mike McDonald and Dan Kunitz were cited for loud noise; owned by D.B. Millier.

502 NORTH FRONT: Tenants Martin Krause, Martin Mikka, and Michelle Norris were cited for loud noise; owned by Dan Klumb.

April 9, 1991
APPOINTMENTS
Mayor Birch made the following appointments with the Commission's concurrence:

ELECTIONS BOARD: Carolyn McDonald for a term expiring April 11, 1995.

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

SCIOTTO
Commissioner Sciutto noted calls from John Swanson about the reappraisal process and scheduling of Board of Review hearings. He also complained about the attitude of Board of Review members.

POTVIN
Commissioner Potvin said he is concerned about changes in the spring cleanup policies and will be watching to see if these policies work. He said there is a bad sand problem at Berglund's property next to McCarty's Cove and that the City should either correct this problem or buy Berglund's property. He said Planning Commissioners should not be allowed to abstain from voting and asked who authorized hiring Peter Mann to work in the City Manager's office. He also inquired as to which Commissioners wanted to move the City Commission meeting from Monday to Tuesday evening and if the Commissioners want to do anything about the letter from John Korhonen regarding the American Eagle project at the airport. He said that the animal census last year had cost the Michigan Youth Corps $6,693.00 and that the total increase in registrations so far this year was 109 animals. He said this has not been a cost effective project and there is still much to do. He said, in regard to the U.P. Summer Sports Festival, they have only received approximately $2,100 in funding and our contribution of $5,000 should be contingent upon other contributions. He asked for a report on the compressor situation at the Lakeview Arena.

PINKARD
It was moved by Commissioner Pinkard, supported by Commissioner Coffey, and carried to send a letter in support of the Simmons-American Eagle project at the airport.

GLENN
Commissioner Glenn said the U.P. Summer Sports Festival pledges are much larger than the cash which has been received. She said the opening ceremony ticket sales support much of the festival's activities.

COFFEY
Commissioner Coffey asked if the letter from the Swansons which cited parking problems around their property could be referred to the Traffic and Parking Advisory Committee. He also asked who gets complaints about City
Mayor Birch read a letter from State Representative Dominic Jacobetti. Mayor Birch also read a letter from Governor Engler. The letter was printed in the award plaque which he had received from Governor. The award speaks well for the City. He said that the award will be given to Jeff Mann and Luann Balding for their work on the U.P. 200 Sled Dog Race. He noted that these two were two of the six awards given by the Governor.

**ACTING CITY MANAGER NEBEL**

Mr. Nebel said City employees are always anxious to hear about the work of the Board of Review. He said we cannot correct our problems if we do not hear about them. He also noted the Board of Review had worked for many days and that they deserve a lot of credit for this work. He said that the Upper Peninsula Summer Sports Festival cannot survive on just the City contribution and that the agreement to be negotiated between the City and the Sports Festival will require a large scale event. He said that we have not completed work on the animal census in this fiscal year.

**POTVIN**

Commissioner Potvin asked the City Manager and Assessor write a report on the Great Lakes Appraisal residential reappraisal project.

**ADJOURNMENT**

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

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Mayor  
William G. Birch

City Clerk  
Norman L. Gruber, Jr.
A special meeting of the Marquette City Commission was duly called and held at 5:00 p.m. on Monday, April 15, 1991 in Commission Chambers of City Hall.

ROLL CALL

PRESENT: Mayor Birch. Commissioners Coffey, Glenn, Potvin, Sciutto.

ABSENT: Commissioners Livingston, Pinkard.

It was moved by Commissioner Coffey, supported by Commissioner Sciutto, and carried to excuse Commissioner Pinkard due to conflict with his work schedule. It was then moved by Commissioner Potvin and supported by Commissioner Sciutto to excuse Commissioner Livingston. The following vote was taken:

Ayes: Commissioner Potvin.

Nays: Mayor Birch. Commissioners Coffey, Glenn, Sciutto.

The motion was defeated.

PRESENTATION OF FISCAL YEAR 1991-92 BUDGET

Acting City Manager Spencer Nebel said that the City Commission has received, prior to this time, all of the materials making up the proposed budget. He said that the City Charter requires that the budget be presented to the Commission on the third Monday in April and this is the reason for tonight's meeting. It was moved by Commissioner Potvin, supported by Commissioner Sciutto, and carried to acknowledge receipt of the budget from the Acting City Manager.

SUMMITS #2 SUBDIVISION

Acting City Manager Nebel explained that state rules for platting subdivisions prohibit easements from appearing on the plat. He said that the issue with the Summits #2 Subdivision is the easement for McClellan Avenue which the City has required at the west end of the plat. He said the developers have agreed to restore this easement after the plat is recorded. It was moved by Commissioner Glenn, supported by Commissioner Coffey, and carried that the City Commission approve the release of easement granted to the City of Marquette by Harbour View Development Corporation dated the 18th day of January, 1991 on the condition that a new easement will be executed by Harbour View Development Corporation on the same terms when the final plat is approved in accordance with the original purchase agreement.

CITIZEN COMMENT

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

ADJOURNMENT

The meeting was adjourned at 5:14 p.m.

Mayor
William C. Birch

City Clerk
Norman L. Gruber, Jr.

April 15, 1991
Marquette city commission proceedings_1991_51.TIF
A regular meeting of the Marquette City Commission was duly called and held at 7:00 p.m. on Monday, April 29, 1991 in Commission Chambers of City Hall.

ROLL CALL
PRESENT: Mayor Birch. Commissioners Coffey, Glenn, Pinkard, Potvin, Sciotto.
ABSENT: Commissioner Livingston.

RESIGNATION
Mayor Birch read a letter of resignation from Commissioner Livingston. It was moved by Commissioner Sciotto, supported by Commissioner Coffey, and carried unanimously to accept this resignation with regrets. Commissioner Coffey said that by Charter, the City Commission should fill this vacancy by appointment.

MINUTES
It was moved by Commissioner Coffey, supported by Commissioner Sciotto, and carried unanimously to approve the minutes of the April 9, 1991 regular meeting and April 15, 1991 special meeting as presented.

BILLS
Total bills payable in the amount of $356,752.92 were presented. It was moved by Commissioner Glenn and supported by Commissioner Coffey to allow Mayor Birch to abstain from voting and to approve the bills payable as presented. The following vote was taken:
Ayes: Commissioners Coffey, Glenn, Pinkard, Potvin, Sciotto.
Nay: None.
Abstention: Mayor Birch.
The motion was carried.

AGENDA
During the time set for announcing agenda changes, it was moved by Commissioner Potvin, and supported by Commissioner Sciotto, to add to the agenda a review by the City Attorney of the Charter requirements on appointments, and discussion of the Water and Sewer Utility Advisory Board's decision to not pay Burton Maki any interest on a refund he is receiving. The following vote was taken:
Ayes: Commissioners Glenn, Potvin, Sciotto.
Nays: Mayor Birch. Commissioners Coffey, Pinkard.
The motion was not carried. It was then moved by Commissioner Coffey, supported by Commissioner Pinkard, and carried unanimously to add discussion on replacement of Commissioner Livingston to the agenda as item 20a. It was moved by Commissioner Pinkard, supported by Commissioner Potvin, and carried unanimously that at the next regular Commission meeting discussion of the interest on the refunded money for Burton Maki be added to the agenda. Commissioner Potvin asked that item 21i be removed from the consent agenda and be made 20b.

April 29, 1991
PROCLAMATION — Arson Awareness Week

WHEREAS, arson is a serious crime that affects all of us and can only be stopped when we realize the severe damage arson causes to our state and individual communities; and

WHEREAS, these fires erode the tax base and cause a severe loss to our cities, villages and neighborhoods and can destroy property and the security of employment; and

WHEREAS, our educational system can be disrupted, and irreplaceable historical buildings and artifacts destroyed, and natural resources can be rendered useless for long periods of time, and countless human deaths and injuries can result from arson fires; and

WHEREAS, the direct costs of arson are estimated by the Michigan Arson Prevention Committee exceed $60 million each year in Michigan alone, and arson has a significant impact on insurance premiums and tax dollars which must be paid for extinguishing and investigating these maliciously set fires; and

WHEREAS, there are many other costs associated with arson — both financially and emotionally — such as funerals, medical bills, legal work, lost wages, business interruptions, fire fighting and law enforcement costs that all exceed direct damage costs many times over; and

WHEREAS, it is fitting to commend the Michigan Arson Prevention Committee for its efforts to combat the problem of arson;

NOW, THEREFORE, I, William G. Birch, Mayor of the City of Marquette, do hereby proclaim the week of May 5-11, 1991, as ARSON AWARENESS WEEK in the City of Marquette and encourage all citizens to join me in commemorating this important observance.

PROCLAMATION — Multiple Sclerosis Awareness Month

WHEREAS, Multiple Sclerosis is a chronic disease of the central nervous system which affects an estimated 600 persons in the Upper Peninsula of Michigan.

WHEREAS, the symptoms of Multiple Sclerosis vary greatly depending upon where the demyelination of the nerve fibers occur and the resultant sclerosed patches of scar tissue form. Symptoms may include tingling sensations, numbness, slurred speech, blurred or double vision, muscle weakness, poor coordination, unusual fatigue, muscle cramps, spasms, problems with bladder, bowel and sexual function and paralysis. These symptoms may occur in any combination or can vary from very mild to very severe.

WHEREAS, the Michigan Chapter of the National Multiple Sclerosis Society is the only voluntary health agency solely dedicated to serving people with MS and their families in the state.
WHEREAS, the Chapter supports nationally sponsored research to find the cause and cure for MS and offers programming directed at serving the MS community in the Upper Peninsula through its Regional Office in Marquette.

WHEREAS, the U.P. Regional MS Office sponsors a support group in Marquette County for persons with MS, their family and friends.

NOW, THEREFORE, I, William G. Birch, Mayor of the City of Marquette, do hereby proclaim the month of May, 1991 as Multiple Sclerosis Awareness Month in Marquette and urge all citizens to learn more about this disease which most often strikes people who are in their twenties and thirties.

PROCLAMATION — Marquette Rotary Club Week

WHEREAS, In July, 1915, Marquette resident Frank Jennison, after attending a Rotary Club meeting in Piqua, Ohio, sought to establish a Club in Marquette and he along with Marquette residents Dr. Thomas Cunningham, Joseph Cannon, George Webster, and Alton Roberts were appointed by the National Club to organize a Marquette Rotary Club; and,

WHEREAS, On March 1, 1916 Charter Number 204 was authorized by the National Rotary Club establishing the first Rotary Club in the Upper Peninsula with the new organization holding its meetings at the well-known Marquette Club on Front Street; and,

WHEREAS, In less than one decade the Marquette Rotary Club took the initiative in sponsoring Rotary Clubs in other Upper Peninsula locations such as Sault Ste. Marie and Houghton and has since sponsored and cosponsored every Rotary Club in the Upper Peninsula; and,

WHEREAS, In its 75 years of existence, the Marquette Rotary Club and its members have worked with projects including the promotion of area tourism; working for the acceptance of price controls during World War II; the painstaking assistance in revising the City Charter during the 1950's; and more recently they were one of the generous contributors behind the construction of the Marquette Lakeview Arena; and,

NOW, THEREFORE, BE IT RESOLVED THAT I, WILLIAM G. BIRCH, Mayor of the City of Marquette do hereby proclaim and designate the week of April 27th through May 3rd as Marquette Rotary Club Week in conjunction with the Club's April 27th celebration of 75 years in existence in Marquette and urge all of our citizens to recognize the generous efforts and contributions that the 101 members of the Marquette Club make to this area.

April 29, 1991
PUBLIC HEARING - Truth in Taxation City Millage

Mayor Birch opened the public hearing on the Truth in Taxation for maintaining the City tax millage. There being no one to address the recommendation of the supported by Commissioner Glenn to concur with the recommendation of the resolution restoring the millage for Acting City Manager and to approve the resolution restoring the millage for the City of Marquette. The following vote was taken:

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

The following resolution was adopted:

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

WHEREAS, Act 5 of Public Acts of 1982 provides that the base operating rate for the City be reduced from 12.53 to 12.1617 mills; and

WHEREAS, to fund the proposed City's 1991-92 Budget and maintain the services it provides, the City finds it necessary to restore the levy reduction and return the total operating rate to 12.53 mills; and

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

WHEREAS, the City Commission held a public hearing in accordance with Public Act 5 of 1982 on restoring the millage on April 29, 1991;

NOW, THEREFORE, BE IT RESOLVED, that the City of Marquette establish an operating tax rate of 12.53 mills for Fiscal Year 1991-92.

PUBLIC HEARING - Truth in Taxation Library Millage

Mayor Birch announced that this was the time set for a public hearing on restoring the Library tax millage. There being no one to address the Commission, the hearing was closed. It was moved by Commissioner Glenn, supported by Commissioner Pinkard, and carried unanimously to adopt the resolution restoring the Library tax millage. The following resolution was adopted:

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

WHEREAS, Act 5 of Public Acts of 1982 provides that the base operating rate for the Library be reduced from 1.50 to 1.4559 mills; and

WHEREAS, to fund the proposed Library's 1991-92 budget and maintain the services it provides, the Library finds it necessary to restore the levy reduction and return the total operating rate to 1.50 mills; and

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

WHEREAS, the City Commission held a public hearing in accordance with Public Act 5 of 1982 on restoring the millage on April 29, 1991;

April 29, 1991
NOW, THEREFORE, BE IT RESOLVED, that the City of Marquette establish a Library operating tax rate of 1.50 mills for Fiscal Year 1991-92.

PUBLIC HEARING – Truth in Taxation DDA Millage
Mayor Birch opened the public hearing on a proposal to restore the Downtown Development Authority tax millage. There being no one to address the Commission, the hearing was closed. It was moved by Commissioner Pinkard, supported by Commissioner Potvin, and carried unanimously to adopt the resolution restoring the DDA Millage. The following resolution was adopted:

WHEREAS, it is the desire of the Downtown Development District to continue to provide essential services; and

WHEREAS, Act 5 of Public Acts of 1982 provides that the base operating rate for the DDA be reduced from 1.9994 to 1.9761 mills; and

WHEREAS, to fund the proposed DDA’s 1991-92 budget and maintain the services it provides, the DDA finds it necessary to restore the levy reduction and return the total operating rate to 2.0000 mills; and

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

WHEREAS, the City Commission held a public hearing in accordance with Public Act 5 of 1982 on restoring the millage on April 29, 1991;

NOW, THEREFORE, BE IT RESOLVED, that the City of Marquette establish a DDA operating tax rate of 2.0000 mills for Fiscal Year 1991-92.

PUBLIC HEARING – Rezoning Corner of Grant and McClellan
Mayor Birch opened the public hearing on the proposal to rezone lots four, five, and six, block six, of West End Addition from General Business to Office. There being no one to address the Commission, the hearing was closed. It was moved by Commissioner Glenn, supported by Commissioner Sciutti, and carried unanimously to grant the rezoning request as recommended.

PUBLIC HEARING – Marquette General Hospital Planned Unit Development
A recommendation from the Planning Commission, regarding an amendment to Marquette General Hospital’s Planned Unit Development, was read. Bill Nemacheck, representing the Hospital, said that they have acquired 508 West Magnetic. The hearing was closed. Commissioners discussed the future plans for development of the Hospital area. Mr. Nemacheck answered questions about the history and future plans of the Hospital development. It was moved by Commissioner Coffey, supported by Commissioner Glenn, and carried unanimously to concur with the recommendation of the Planning Commission, to approve this rezoning, and to adopt the amendment to the Planned Unit Development District already in place for the Hospital.

CITIZEN COMMENT
During the time set for citizens wishing to address the Commission, Joe Constance asked to speak on item 14.
ENTRE AMIGOS RESTAURANT – Flag Display

A communication from Joe Constance, regarding the display of United States flags in the downtown area, was read. It was moved by Commissioner Sciotto, supported by Commissioner Coffey, and carried unanimously that the City Commission go for it. Mr. Constance addressed the Commission answering questions about his proposal to put up flag holders, purchase the flags and put them up and take them down for each public holiday celebrated in the downtown area.

MARQUETTE COUNTY LAW ENFORCEMENT ADMINISTRATOR'S ASSOCIATION – Crime Lab

A communication from the Marquette County Law Enforcement Administrator’s Association, regarding efforts to retain the state police crime lab in Marquette, was read. It was moved by Commissioner Sciotto, supported by Commissioner Glenn, and carried unanimously to adopt a resolution supporting the maintenance of the crime lab and to deliver it by mail to all the legislators on the list. The following resolution was adopted:

WHEREAS, Marquette Forensic Laboratory service provided by the Michigan State Police is in jeopardy due to the current fiscal crises and;

WHEREAS, The service provided is beneficial not only to the State Police, but to all of the law enforcement community in the Upper Peninsula;

WHEREAS, The service is provided at the local level through cooperative efforts with the state, and;

WHEREAS, The State of Michigan has a responsibility to the law enforcement community, fire departments, emergency medical personnel, townships, and the entire Upper Peninsula community to provide a timely and adequate standard of service, and;

WHEREAS, The Upper Peninsula continues to bear an increased burden of the State Prison population and resulting additional local law enforcement responsibilities.

NOW, THEREFORE, BE IT RESOLVED, That the City of Marquette hereby requests the State of Michigan continue to fund the Marquette Forensic Laboratory for the benefit and protection of this City as well as the entire Upper Peninsula.

Commissioner Potvin asked about the Transportation Center if the Crime Lab moves out.

PUBLIC WORKS ADVISORY BOARD – Sidewalk Policy

A recommendation from the Public Works Advisory Board, regarding the establishment of a sidewalk policy for the City, was read. It was moved by Commissioner Coffey, supported by Commissioner Potvin, and carried unanimously to refer this item to the City Administration for a report and recommendation.

April 29, 1991
CITY MANAGER SELECTION COMMITTEE

Commissioner Glenn reported that 89 applications for City Manager had been received by the deadline and that the Committee is in the process of selecting a small portion of this number for initial telephone interviews. She said the Selection Committee would recommend that the Commission go into closed session at the end of the last meeting in May to discuss the final selection process.

FISCAL YEAR 1991–92 BUDGET

A report and recommendation from the Acting City Manager, regarding a public hearing on the proposed budget for the 1991–92 fiscal year, was read. It was moved by Commissioner Coffey, supported by Commissioner Pinkard, and carried unanimously to hold this hearing at the regular City Commission meeting on May 13.

MARQUETTE HARBOR HISTORICAL BOAT CRUISE

A report and recommendation from the Acting City Manager, regarding a request from the Marquette Harbor Tourism Council, to provide facilities and support for the Marquette Harbor Historical Boat Cruise, was read. Gregg Hokans, representing the Marquette County Tourism Council supported the recommendation with modifications. He commented at length on the need for exclusive use of docking facilities. It was moved by Commissioner Coffey and supported by Commissioner Glenn to concur with the recommendation of the City Administration except to add item number 7 regarding exclusivity, with a specific time limit to be negotiated. During discussion, Mr. Hokans, City Attorney Martin, and Acting City Manager Nebel, answered questions. It was moved by Commissioner Potvin to approve lending $10,000 from the entrepreneurial fund to the Chamber of Commerce to be used as they see fit in establishing this boat cruise. The motion died for lack of support. Dan Trotechoud, representing the Tourism Council, answered questions. It was then moved by Commissioner Potvin and supported by Commissioner Sciotto to amend the motion to lend the money from the entrepreneurial fund to the Marquette County Tourism Council with the intent that it be repaid to the City. The following vote was taken:

Ayes: Commissioners Potvin, Sciotto.

Nays: Mayor Birch. Commissioners Coffey, Glenn, Pinkard.

The amendment was defeated.

The vote on the original motion was:

Ayes: Mayor Birch. Commissioners Coffey, Glenn, Pinkard, Sciotto.

Nays: Commissioner Potvin.

The motion was carried.

RECESS

Mayor Birch called a five-minute recess at 9:20 p.m.

GRANT AVENUE – Special Assessment District

A report and recommendation from the Acting City Manager, regarding special assessment improvements to Grant Street between Rublein and McClellan, was read. It was moved by Commissioner Sciotto, supported by Commissioner Glenn, and carried unanimously to concur with the recommendation and to schedule a public hearing on the determination of necessity for this special assessment project for the regular Commission meeting on May 13.

April 29, 1991

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WISCONSIN CENTRAL – Property Acquisition
A report and recommendation from the Acting City Manager, regarding the proposed purchase of land from the Wisconsin Central Railroad in the Lower Harbor area, was read. It was moved by Commissioner Coffey, supported by Commissioner Pinkard, and carried unanimously to concur with the recommendation of the Acting City Manager, to establish a five-member Ad Hoc Committee to explore the possible purchase of waterfront property owned by the Wisconsin Central Railroad, and to charge this Committee with submitting a report to the City Commission by June 30, 1991.

CENTER AND SCHAFFER STREET CONSTRUCTION
A report and recommendation from the Acting City Manager, regarding the construction of Center and Schaffer Streets, was read. It was moved by Commissioner Coffey and supported by Commissioner Pinkard to concur with the recommendation, to approve the agreement with the Michigan Department of Transportation for reconstruction of Schaffer Avenue and Center Streets, and to schedule a public hearing on the determination of necessity for the installation of curbing and sidewalk in this project. Commissioners discussed the advisability of requiring sidewalk construction now or at a future date. It was moved by Commissioner Potvin and supported by Commissioner Sciotto to set a public hearing to determine the necessity for curbing as a special assessment for the May 13 meeting and to delay approval of the contract until after the hearing. The following vote was taken:

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

The amendment was not carried. The vote on the original motion was:

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

The motion was carried.

MICHIGAN MUNICIPAL LEAGUE CONVENTION – Proposal
A report and recommendation from the Acting City Manager, regarding a proposal to host the 1995, 1997, or 1998 Michigan Municipal League Annual Convention in Marquette, was read. It was moved by Commissioner Pinkard, supported by Commissioner Glenn, and carried unanimously to adopt the resolution authorizing this proposal. The following resolution was adopted:

WHEREAS, the Michigan Municipal League has solicited bids for an upcoming Michigan Municipal League Annual Convention; and

WHEREAS, the City of Marquette is seeking to be considered the Host Community for the League's 1995, 1997, or 1998 Convention; and

WHEREAS, the City of Marquette successfully hosted the 1989 Annual Convention of the Michigan Municipal League; and

WHEREAS, host communities are asked to make commitments of staff time and financial assistance for certain Convention events; and

WHEREAS, the League's Annual Convention will attract 800 delegates, 200 guests, and 300 exhibitors to our community;

The motion was adopted.

April 29, 1991
NOW, THEREFORE, BE IT RESOLVED, that the Commission of the City of Marquette authorizes a proposal to be submitted for hosting the 1995, 1997, or 1998 Michigan Municipal League Annual Convention.

OFFICE BAR - Loan Retirement
A report and recommendation from the Acting City Manager, regarding retirement of the Office Bar loan, was read. It was moved by Commissioner Glenn, supported by Commissioner Coffey, and carried unanimously to authorize the payment of the entire note to Northern Michigan Bank in the amount of $36,148.88 principal and $358.32 interest, to appropriate $36,507.20 in additional general fund revenues and expenditures, and to appropriate $36,507.20 from the reserve in the parking structure fund to reflect the reimbursement to the General Fund.

NORTH MARQUETTE SOFTBALL FIELD RENOVATION
A report and recommendation from the Acting City Manager, regarding bids for renovation of one of the North Marquette Softball Fields, was read. Pat Burke, representing the Softball League, supported this project. It was moved by Commissioner Glenn, supported by Commissioner Sciutto, and carried unanimously to award this bid to Paul Smith Contracting in the amount of $6,900 with $6,245 of this to come from the contingency fund.

COMMISSIONER REPLACEMENT
Mayor Birch announced that this was the time set to discuss the method for selecting a replacement for Commissioner Livingston. It was moved by Commissioner Coffey, supported by Commissioner Pinkard, and carried unanimously to solicit letters of application from interested citizens addressed to the City Commission, by 5:00 p.m. on May 9, 1991, and that those citizens meeting all requirements for elective office be considered for appointment. City Attorney Martin answered questions about the appointment process.

INTERMODAL TRANSPORTATION FACILITY - Deficit Elimination Plan
A report and recommendation from the Acting City Manager, regarding a deficit reduction plan for the Intermodal Transportation Facility fund, was read. After discussion, it was moved by Commissioner Sciutto, supported by Commissioner Potvin, and carried unanimously to concur in the recommendation of the Acting City Manager and to adopt the following resolution:

WHEREAS, the Comprehensive Annual Financial Report for the City of Marquette, Michigan, for fiscal year ending June 30, 1990 has revealed a cash flow deficit in the Intermodal Transportation Terminal Fund, and

WHEREAS, it is in the interest of the City Commission, Administration and residents that the City operate in a fiscally responsible manner,

NOW, THEREFORE, BE IT RESOLVED, that this Commission hereby adopt the following deficit elimination plan. The City of Marquette General Fund will continue to pay for the expenses associated with the Intermodal Transportation Facility Fund on a monthly basis. Reimbursement to the

April 29, 1991
General Fund will be made as revenue collections permit. It is anticipated that complete reimbursement on a monthly basis will not occur until the end of the 1996-97 fiscal year per the schedule below. At this point in time, the revenues will have caught up to the expenditures and the cash flow will be sufficient to support operations and annual debt service.

MARQUETTE TRANSPORTATION CENTER
Cash Flow Projection

<table>
<thead>
<tr>
<th>FY 91</th>
<th>FY 92</th>
<th>FY 93</th>
<th>FY 94</th>
<th>FY 95</th>
<th>FY 96</th>
<th>FY 97</th>
</tr>
</thead>
<tbody>
<tr>
<td>Beg Cash</td>
<td>$17,000</td>
<td>(18,513)</td>
<td>(17,369)</td>
<td>(14,625)</td>
<td>(10,081)</td>
<td>(3,237)</td>
</tr>
<tr>
<td>Revenues</td>
<td>156,350</td>
<td>171,700</td>
<td>177,200</td>
<td>182,900</td>
<td>189,400</td>
<td>196,400</td>
</tr>
<tr>
<td>Expenses</td>
<td>129,050</td>
<td>124,325</td>
<td>128,225</td>
<td>132,125</td>
<td>136,325</td>
<td>140,625</td>
</tr>
<tr>
<td>Loan Pmt</td>
<td>62,813</td>
<td>46,231</td>
<td>46,231</td>
<td>46,231</td>
<td>46,231</td>
<td>46,231</td>
</tr>
<tr>
<td>Cash Bal</td>
<td>(18,513)</td>
<td>(17,369)</td>
<td>(14,625)</td>
<td>(10,081)</td>
<td>(3,237)</td>
<td>$6,307</td>
</tr>
</tbody>
</table>

Assumptions:
- Interest will be eliminated in the next fiscal year per our current application to MDOT
- Expenses increase an average of 3.2%, rents an average of 3.7%
- The negative cash flow can be borne by a combination of the city's General Fund and by deferring reimbursement to Marq-Tran on custodial and administrative wages until cash balances allow.

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

A. Award the bid for miscellaneous concrete construction to Associated Constructors at the unit prices bid.

B. Award the bid for bituminous aggregate patching material to Payne and Dolan, Inc. at the unit prices bid.

C. Award the bid for retaining wall replacement, storm sewer installation, and parking lot extension at the City Hall to Associated Constructors in the amount of $72,642.13.

D. Award the bid for large meter testing and repairs to Vanguard Meter Service, Inc. at the unit prices bid.

E. Award the bid for replacement of the dump box on a 1980 Ford tandem dump truck to Monroe Truck Equipment in the amount of $7,405.00.

F. Award the following bids: hot dog buns to Our Own Bakeries; skinless wiener and potato chips to Reinhart Foods; and candy bars to Simons Brothers, all at the unit prices bid.

G. Approve a new SDM License for Jack's Foods, Inc. at 1400 West Washington Street.

H. Authorize the Administration to execute the Agreement with Northern Michigan University for support of the 1991 Upper Peninsula Summer Sports Festival.
PROPERTIES CAUSING NEIGHBORHOOD PROBLEMS
Acting City Manager Nebel presented the following properties:

2018 LONGYEAR: Party problems now and in the past where the tenant was Eric Bastian and the owner is Beta Enterprises.
1616 FITCH: Maintenance problems, the owner is Dan Klumb.

APPOINTMENTS
Mayor Birch made the following appointment with one objection:
FIRE/POLICE RETIREMENT BOARD: Reappointment of Mike Angeli for a term expiring October 1, 1993.

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

SCIOTTO
Commissioner Sciutto said there are still parking problems at some of the businesses on Third Street and occasionally these problems lead to abuse of businesses with parking lots which do not allow open parking. He noted a complaint about the high volume and safety of bicycle traffic on Pine Street sidewalks. He said sidewalks are for walking first and bicycles second.

POTVIN
Commissioner Potvin agreed with Commissioner Sciutto’s concerns about bikes on sidewalks. He said this is the best spring clean up yet and asked for a report from the Acting City Manager on the property maintenance inspector’s efforts in regard to the Heritage Hotel. He also asked for a report on what would happen if the Heritage Hotel or the old orphanage were abandoned by their present owners.

PINKARD
Commissioner Pinkard asked the status of the Heritage Preservation Committee. Mayor Birch said that it had been on a back burner during the budget preparation process but that interested people should call the City Clerk or City Manager’s office. Commissioner Pinkard also said that some people in the City are still using very expensive propane gas and asked if the City could do anything about this. The Acting City Manager was asked to report on this concern.

GLENN
Commissioner Glenn asked if the spring pickup is on schedule. Acting City Manager Nebel said that it is on schedule although the schedule was moved back one week due to the snow storm in April. Commissioner Glenn said there is still a small amount of trash being put out this year and asked what would happen to it because it would not be picked up. Public Works Superintendent Lawry said that the trash is tagged with the information that it will not be picked up and if it is not removed, the property owner can be ticketed. Commissioner Glenn said the City looks much better without the trash piles along the streets for a month. She said she has received
good comments from people about the sand pickup on the streets and
good comments from people about the sand pickup on the streets and

COFFEE
Commissioner Coffey said that U.P. Engineering has some very expensive
equipment in their office. He said he has also observed run-ins between

BIRCH
Mayor Birch said he had participated in the March of Dimes "Walk America"
program this weekend and that it was a very successful money raising

campaign. He said the 180 foot Coast Guard boat tender will be in the Lower

ACTING CITY MANAGER
Acting City Manager Nebel announced the dates that the presentation about
the proposed Public Works facility will be aired on the public access

SCIOTTO
Commissioner Sciutto said he is concerned because the City's old fire hall
bell is not being well cared for at the NMU football field.

ADJOURNMENT
The meeting was adjourned at 10:46 p.m.

William G. Birch
Mayor

Norman L. Gruber, Jr.
City Clerk

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