A regular meeting of the Marquette City Commission was duly called and held at 7:00 p.m. on Monday, May 13, 1991 in Commission Chambers of City Hall.

ROLL CALL

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

ABSENT: Commissioner Pinkard.

It was moved by Commissioner Sciotto, supported by Commissioner Potvin, and carried to excuse Commissioner Pinkard as he is out of the City.

MINUTES

It was moved by Commissioner Potvin and supported by Commissioner Sciotto to approve the minutes of the April 29, 1991 meeting as presented. Commissioner Coffey questioned the deadline date for application letters for the City Commission vacancy. It was agreed that applications submitted on May 10th would be considered later. The motion was then carried with no dissenting votes.

BILLS

Total bills payable in the amount of $510,659.88 were presented. It was moved by Commissioner Glenn, supported by Commissioner Coffey, and carried to pay the bills as presented.

PROCLAMATION – Northern Michigan University Women's Nordic Ski Team

Mayor Birch made the following proclamation:

WHEREAS, The City of Marquette is the home of the Northern Michigan University Women's Nordic Ski Team who have for the past five consecutive years finished second in the United States Collegiate Skiing Championships; and,

WHEREAS, Under the continued guidance of Coach Sten Fjeldheim, the Northern Michigan University Women's Nordic Ski Team was undefeated during this past season; and,

WHEREAS, In March 1991 the Women's Nordic Ski Team competed in the 1991 United States Collegiate Skiing Championship held in Bend, Oregon and in recognition of their outstanding performance were named the NCSA 1991 Women's Nordic Ski National Champions; and,

WHEREAS, With dedication and determination Skier Mary Shultz was named to the National All Academic Team, Skier Sara Airoldi was named to the All American First Team for a finish in the top five at the national level, and Skier Sara Kylander was named to the All American First Team and was recognized for her perfect 4.00 grade point average by being awarded the Regional All Academic Award;

NOW, THEREFORE, BE IT RESOLVED, that I, William G. Birch, Mayor of the City of Marquette, on behalf of the City Commission and the City of Marquette, do hereby extend our congratulations to Coach Sten

May 13, 1991
Fjeldheim and the members of the Northern Michigan University Women's Ski Team for achieving an outstanding season while representing our community and the entire Upper Peninsula.

Mayor Birch then presented a plaque to Coach Sten Fjeldheim who thanked the City and area for the support for his team.

**PROCLAMATION - Public Service Recognition Week**

Mayor Birch made the following proclamation:

WHEREAS, in the name of service, public employees and volunteers have made great contributions to this society in areas such as health care, education, crime prevention, fire protection, conservation of energy and other resources, and national defense; and

WHEREAS, the effectiveness and efficiency of government depends in large measure on public employees and volunteers whose task is to provide services of the quality and quantity required and expected by the public on a daily basis; and

WHEREAS, the importance of public services rendered by public employees and volunteers and the exemplary manner of their performance are too often forgotten or ignored; and

WHEREAS, the City of Marquette, in conjunction with the Lake Superior Chapter of the American Society for Public Administration, recognizes the dedication, talents and contributions made by public employees and volunteers at all levels of government;

NOW, THEREFORE, BE IT RESOLVED, I, William G. Birch, Mayor of the City of Marquette, do hereby proclaim the week of May 13-19, 1991 as

PUBLIC SERVICE RECOGNITION WEEK

in the City of Marquette.

**PROCLAMATION - Nursing Home Week**

Mayor Birch then made the following proclamation:

WHEREAS, long term care facilities in Marquette, Michigan provide quality services that enable our citizens to receive the best possible medical, nursing, social and personal care needed to allow each individual to reach his or her maximum potential; and

WHEREAS, while many patients reside in a nursing home for several years, many more are able to return home after responding to comprehensive rehabilitation provided nursing home health teams; and

WHEREAS, today's nursing homes are filled with staff and volunteers who truly value making someone else's life happier, healthier, and more enriched; and

May 13, 1991
WHEREAS, many thousands of employees and volunteers around the state have chosen to be caregivers to the many Michiganders in nursing homes; and

WHEREAS, it is appropriate to recognize those caring individuals who provide for the needs and desires of our elderly and other frail residents of nursing homes; now

THEREFORE, I, William G. Birch, Mayor of Marquette, Michigan, hereby proclaim the week of May 12-18, 1991 as 'Nursing Home Week' in Marquette, Michigan and urge all our citizens to recognize nursing home caregivers in our community and take time to visit our citizens residing in nursing homes.

PUBLIC HEARING - Truth in Taxation
Mayor Birch opened the Truth in Taxation hearings for restoring tax millages for the City, Library, and Downtown Development Authority. There being no one to address the Commission, the hearing was closed. It was moved by Commissioner Glenn and supported by Commissioner Coffey to approve the resolution restoring the City's millage to 12.5300 mills. The following vote was taken:

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

The motion was carried.
It was then moved by Commissioner Glenn, supported by Commissioner Potvin, and carried to adopt the resolution restoring the Library's millage to 1.500 mills. It was moved by Commissioner Glenn, supported by Commissioner Sciotto, and carried to adopt the resolution restoring the Downtown Development Authority to 2.000 mills.

PUBLIC HEARING - Fiscal Year 1991-92 Budget
A report and recommendation from the Acting City Manager and a communication from Commissioner Pinkard regarding the 1991-92 Fiscal Year Budget, were read. There being no one to address the Commission, the hearing was closed. It was moved by Commissioner Sciotto, supported by Commissioner Potvin, and carried to adopt the General Appropriations Act and Fee Schedule for the 1991-92 Fiscal Year with the understanding that a decision on the location of the Public Works facility can be debated before the money for this facility is spent. The General Appropriations Act was adopted as follows:

General Appropriations Act
May 13, 1991
For the Fiscal Period Beginning July 1, 1991 and Ending June 30, 1992

WHEREAS, Public Act 621 of 1978 of the State of Michigan and Chapter 8 of the City Charter require City Commission adoption of a Budget Plan for the forthcoming Fiscal Year; and

WHEREAS, a Tentative Budget and Fee Schedule for Fiscal Year 1991-1992 was prepared and submitted by the City Manager to the City Commission on April 15, 1991; and April 29, 1991; and

May 13, 1991
WHEREAS, the City Commission has reviewed and revised the Tentative Budget and fee schedules through a series of work sessions, and has caused the formulation of a Proposed Budget; and

WHEREAS, a Public Hearing on the Proposed Budget and Fee Schedule was duly called, publicized, and held on May 13, 1991;

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, 1991, 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>$3,774,841.00</td>
</tr>
<tr>
<td>Licenses &amp; Permits</td>
<td>8,260.00</td>
</tr>
<tr>
<td>Federal Grants</td>
<td>22,185.00</td>
</tr>
<tr>
<td>State Grants/Shared Revenues</td>
<td>1,850,125.00</td>
</tr>
<tr>
<td>Contributions from Local Units</td>
<td>24,270.00</td>
</tr>
<tr>
<td>Charges for Services</td>
<td>2,752,506.00</td>
</tr>
<tr>
<td>Fines &amp; Forfeits</td>
<td>45,000.00</td>
</tr>
<tr>
<td>Interest and Rents</td>
<td>254,626.00</td>
</tr>
<tr>
<td>Other Revenues</td>
<td>2,686,208.00</td>
</tr>
<tr>
<td>Total</td>
<td>$12,533,021.00</td>
</tr>
</tbody>
</table>

General Fund Expenditures by Function:

<table>
<thead>
<tr>
<th>Function</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Legislative</td>
<td>38,150.00</td>
</tr>
<tr>
<td>General Government</td>
<td>1,321,486.00</td>
</tr>
<tr>
<td>Public Safety</td>
<td>2,517,715.00</td>
</tr>
<tr>
<td>Public Works</td>
<td>3,631,952.00</td>
</tr>
<tr>
<td>Health &amp; Welfare</td>
<td>144,175.00</td>
</tr>
<tr>
<td>Recreation &amp; Culture</td>
<td>1,262,749.00</td>
</tr>
<tr>
<td>Other Functions</td>
<td>1,982,101.00</td>
</tr>
<tr>
<td>Appropriations Transfers Out</td>
<td>1,607,308.00</td>
</tr>
<tr>
<td>Contingencies</td>
<td>26,845.00</td>
</tr>
<tr>
<td>Total</td>
<td>$12,533,021.00</td>
</tr>
</tbody>
</table>

Major Street & Trunkline Fund Revenue by Source:

<table>
<thead>
<tr>
<th>Source</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>State Grants</td>
<td>$830,375.00</td>
</tr>
<tr>
<td>Interest</td>
<td>7,725.00</td>
</tr>
<tr>
<td>Other Revenues</td>
<td>1,171,400.00</td>
</tr>
<tr>
<td>Operating Transfers In</td>
<td>867,508.00</td>
</tr>
<tr>
<td>Total</td>
<td>$2,877,008.00</td>
</tr>
</tbody>
</table>

Major Street & Trunkline Fund Expenditures by Function:

Page 62
<table>
<thead>
<tr>
<th>Public Works</th>
<th>Debt Service</th>
<th>TOTAL</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td>$2,527,290.00</td>
</tr>
<tr>
<td></td>
<td></td>
<td>$349,718.00</td>
</tr>
<tr>
<td></td>
<td></td>
<td>$2,877,008.00</td>
</tr>
</tbody>
</table>

**Local Street Fund Revenue by Source:**

<table>
<thead>
<tr>
<th>State Grants</th>
<th>Interest</th>
<th>Other Revenues</th>
<th>Operating Transfers In</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>197,810.00</td>
<td>2,866.00</td>
<td>667,640.00</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td>655,800.00</td>
</tr>
<tr>
<td></td>
<td>$1,524,116.00</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

**Local Street Fund Expenditures by Function:**

<table>
<thead>
<tr>
<th>Public Works</th>
<th>Debt Service</th>
<th>TOTAL</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td>$1,453,070.00</td>
</tr>
<tr>
<td></td>
<td></td>
<td>$71,046.00</td>
</tr>
<tr>
<td></td>
<td></td>
<td>$1,524,116.00</td>
</tr>
</tbody>
</table>

**Parking Fund Revenue by Source:**

<table>
<thead>
<tr>
<th>Parking Fees</th>
<th>Fines &amp; Forfeits</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>$82,000.00</td>
</tr>
<tr>
<td></td>
<td>$65,500.00</td>
</tr>
<tr>
<td></td>
<td>$147,500.00</td>
</tr>
</tbody>
</table>

**Parking Fund Expenditures by Function:**

<table>
<thead>
<tr>
<th>Contingencies</th>
<th>Public Works</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>$67,568.00</td>
</tr>
<tr>
<td></td>
<td>$79,932.00</td>
</tr>
<tr>
<td></td>
<td>$147,500.00</td>
</tr>
</tbody>
</table>

**Solid Waste Management Fund Revenue by Source:**

<table>
<thead>
<tr>
<th>Interest</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
</tr>
<tr>
<td></td>
</tr>
<tr>
<td></td>
</tr>
</tbody>
</table>

**Solid Waste Management Fund Expenditures by Function:**

<table>
<thead>
<tr>
<th>Operating Transfer Out</th>
<th>Contingencies</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>$18,000.00</td>
</tr>
<tr>
<td></td>
<td>$500.00</td>
</tr>
<tr>
<td></td>
<td>$18,500.00</td>
</tr>
</tbody>
</table>

**Parking Structure Fund Revenue By Source:**

<table>
<thead>
<tr>
<th>Taxes</th>
<th>Interest and Rents</th>
<th>Other Revenues</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>56,000.00</td>
<td></td>
</tr>
<tr>
<td></td>
<td>63,200.00</td>
<td></td>
</tr>
<tr>
<td></td>
<td>30,360.00</td>
<td></td>
</tr>
</tbody>
</table>
### Parking Structure Fund Expenditures By Function:

<table>
<thead>
<tr>
<th>Function</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Public Works (Parking System)</td>
<td>68,150.00</td>
</tr>
<tr>
<td>Appropriation Transfers Out (Bldg Auth Deb)</td>
<td>64,934.00</td>
</tr>
<tr>
<td>Reserves</td>
<td>16,476.00</td>
</tr>
<tr>
<td><strong>TOTAL</strong></td>
<td><strong>149,560.00</strong></td>
</tr>
</tbody>
</table>

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

<table>
<thead>
<tr>
<th>Source</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Federal Grant - UDAG</td>
<td>725,000.00</td>
</tr>
<tr>
<td>State Grant - Small Cities</td>
<td>525,000.00</td>
</tr>
<tr>
<td><strong>TOTAL</strong></td>
<td><strong>1,250,000.00</strong></td>
</tr>
</tbody>
</table>

### Community Development 3E Fund Expenditures: **TOTAL** $1,250,000.00

### Community Development 3H Fund Expenditures:

- Professional and Contractual: **15,000.00**

### Library Fund Revenue by Source:

<table>
<thead>
<tr>
<th>Source</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Taxes</td>
<td>420,628.00</td>
</tr>
<tr>
<td>State Grants</td>
<td>35,615.00</td>
</tr>
<tr>
<td>Charges For Services</td>
<td>19,000.00</td>
</tr>
<tr>
<td>Fines &amp; Forfeits</td>
<td>51,000.00</td>
</tr>
<tr>
<td>Interest &amp; Rents</td>
<td>8,300.00</td>
</tr>
<tr>
<td>Other Revenues</td>
<td>-0-</td>
</tr>
<tr>
<td>Transfer From Fund Balance</td>
<td>29,592.00</td>
</tr>
<tr>
<td>Transfer From General Fund</td>
<td>79,000.00</td>
</tr>
<tr>
<td><strong>TOTAL</strong></td>
<td><strong>643,135.00</strong></td>
</tr>
</tbody>
</table>

### Library Fund Expenditures: **TOTAL** $643,135.00

### Criminal Justice Training Fund Revenue By Source:

- State Grants: 7,500.00
- Transfer From Fund Balance: 2,000.00
| **TOTAL**                               | **9,500.00** |

### Criminal Justice Training Fund Expenditures: **TOTAL** $9,500.00

*May 13, 1991*
1991 Building Authority DPW Debt Fund Revenue:

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Transfer From Construction Fund</td>
<td>550,000.00</td>
</tr>
<tr>
<td><strong>TOTAL</strong></td>
<td>$550,000.00</td>
</tr>
</tbody>
</table>

1991 Building Authority DPW Debt Fund Expenditures:

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>TOTAL</strong></td>
<td>$550,000.00</td>
</tr>
</tbody>
</table>

1984 Special Assessment Debt Fund Revenues:

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Interest &amp; Fees</td>
<td>28,489.00</td>
</tr>
<tr>
<td>Transfer From Fund Balance</td>
<td>30,815.00</td>
</tr>
<tr>
<td><strong>TOTAL</strong></td>
<td>$59,304.00</td>
</tr>
</tbody>
</table>

1984 Special Assessment Debt Fund Expenditures:

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>TOTAL</strong></td>
<td>$59,304.00</td>
</tr>
</tbody>
</table>

Building Authority Debt Service Fund Revenues:

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Interest</td>
<td>16,447.00</td>
</tr>
<tr>
<td>Assessments Levied</td>
<td>16,683.00</td>
</tr>
<tr>
<td>Appro. Transfers In</td>
<td>64,934.00</td>
</tr>
<tr>
<td>Transfer From Fund Balance</td>
<td>8,521.00</td>
</tr>
<tr>
<td><strong>TOTAL</strong></td>
<td>$106,585.00</td>
</tr>
</tbody>
</table>

Building Authority Debt Service Fund Expenditures:

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>TOTAL</strong></td>
<td>$106,585.00</td>
</tr>
</tbody>
</table>

River Park Sports Complex Fund Revenues:

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>State Grants</td>
<td>60,700.00</td>
</tr>
<tr>
<td>Contributions</td>
<td>8,000.00</td>
</tr>
<tr>
<td>Interest</td>
<td>124,880.00</td>
</tr>
<tr>
<td>Other Revenue</td>
<td>533,705.00</td>
</tr>
<tr>
<td><strong>TOTAL</strong></td>
<td>$533,705.00</td>
</tr>
</tbody>
</table>

River Park Sports Complex Fund Expenditures:

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>TOTAL</strong></td>
<td></td>
</tr>
</tbody>
</table>
Capital Outlay

Lower Harbor Marina Project Fund Revenues by Source:

<table>
<thead>
<tr>
<th>Source</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>State Grants</td>
<td>$375,000.00</td>
</tr>
<tr>
<td>Operating Transfers into Authority</td>
<td>$135,000.00</td>
</tr>
<tr>
<td>Fund Balance Carried Forward</td>
<td>$35,000.00</td>
</tr>
<tr>
<td>TOTAL</td>
<td>$545,000.00</td>
</tr>
</tbody>
</table>

Lower Harbor Marina Project Fund Expenditures:

<table>
<thead>
<tr>
<th>Category</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Capital Outlay</td>
<td>$545,000.00</td>
</tr>
</tbody>
</table>

Neck of Presque Isle Fund Revenues:

<table>
<thead>
<tr>
<th>Source</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>TOTAL</td>
<td>$30,050.00</td>
</tr>
</tbody>
</table>

Neck of Presque Isle Fund Expenditures:

<table>
<thead>
<tr>
<th>Category</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>TOTAL</td>
<td>$30,050.00</td>
</tr>
</tbody>
</table>

Public Works Facility Construction Fund Revenues by Source:

<table>
<thead>
<tr>
<th>Source</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>State Grant</td>
<td>$50,000.00</td>
</tr>
<tr>
<td>Bond Proceeds</td>
<td>$5,000,000.00</td>
</tr>
<tr>
<td>Interest</td>
<td>$30,300.00</td>
</tr>
<tr>
<td>TOTAL</td>
<td>$5,821,300.00</td>
</tr>
</tbody>
</table>

Public Works Facility Construction Fund Expenditures:

<table>
<thead>
<tr>
<th>Category</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Transfer to Debt Fund</td>
<td>$550,000.00</td>
</tr>
<tr>
<td>Capital Outlay</td>
<td>$5,271,300.00</td>
</tr>
<tr>
<td>TOTAL</td>
<td>$5,821,300.00</td>
</tr>
</tbody>
</table>

River Park Complex Phase II Fund Revenues:

<table>
<thead>
<tr>
<th>Source</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Taxes</td>
<td>$12,828.00</td>
</tr>
<tr>
<td>Interest</td>
<td>$4,000.00</td>
</tr>
<tr>
<td>TOTAL</td>
<td>$16,828.00</td>
</tr>
</tbody>
</table>

River Park Complex Phase II Fund Expenditures:

<table>
<thead>
<tr>
<th>Source</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Contingencies</td>
<td>$5,570.00</td>
</tr>
<tr>
<td>Construction</td>
<td>$11,258.00</td>
</tr>
<tr>
<td>TOTAL</td>
<td>$16,828.00</td>
</tr>
</tbody>
</table>

Intermodal Transportation Terminal Fund Revenue:

<table>
<thead>
<tr>
<th>Source</th>
<th>Amount</th>
</tr>
</thead>
</table>

May 13, 1991
TOTAL $1,209,100.00

Marquette Area Wastewater Treatment Facility Fund Expenditures:

TOTAL $1,209,100.00

Water & Sewage Disposal System Fund Revenue:

TOTAL $5,521,445.00

Marina Fund Revenue:

TOTAL $287,909.00

Marina Fund Expenditures:

TOTAL $287,909.00

BE IT FURTHER RESOLVED, that this Commission has estimated the annual revenue which will be forthcoming during Fiscal Year 1991-92, and has determined the amount necessary to balance the General Fund budget to be the sum of $3,774,841; and has determined the amount necessary to balance the Peter White Library budget to be the sum of $420,628; 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 $3,774,841; is hereby fixed as the amount to be raised by Real and Personal Taxes for the 1991-92 Fiscal Year for the General Fund (a millage rate of 12.53 mills); and the sum of $420,628; is hereby fixed as the amount to be raised by Real and Personal Property Taxes for the 1991-92 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.

PUBLIC HEARING - Grant Street Special Assessment

Mayor Birch opened the public hearing on a proposed special assessment district on Grant Street. Four letters were read; two opposing the project and two supporting it. Godfrey Agriesti opposed the assessment. The hearing was closed. It was moved by Commissioner Coffey and supported by Commissioner Sciutto to concur with the recommendation of the City

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Commissioners discussed the cost of the project and whether
administration. Commissioners discussed the cost of the project and whether
the engineering costs already expended could be assessed or not. During the
the engineering costs already expended could be assessed or not. During the
discussion, Godfrey Agrist and Eugene Murray answered questions about
discussion, Godfrey Agrist and Eugene Murray answered questions about
city their knowledge of the City's ability to assess for engineering costs. City
city their knowledge of the City's ability to assess for engineering costs. City
Attorney Martin clarified the special assessment ordinance regarding this
Attorney Martin clarified the special assessment ordinance regarding this
point. The following vote was taken:
point. The following vote was taken:
Ayes: Commissioner Sciotto.
Ayes: Commissioner Sciotto.
Nays: Mayor Birch. Commissioners Coffey, Glenn, Potvin.
Nays: Mayor Birch. Commissioners Coffey, Glenn, Potvin.
The motion was defeated.
The motion was defeated.

PUBLIC HEARING – Schaffer and Center Street Special Assessment
PUBLIC HEARING – Schaffer and Center Street Special Assessment
Mayor Birch opened the public hearing on a proposed assessment for curbing
Mayor Birch opened the public hearing on a proposed assessment for curbing
and sidewalks on Center and Schaffer Streets. A report and recommendation
and sidewalks on Center and Schaffer Streets. A report and recommendation
from the Acting City Manager was read. Seven persons addressed the
from the Acting City Manager was read. Seven persons addressed the
Commission opposing this assessment and one letter of opposition was read.
Commission opposing this assessment and one letter of opposition was read.
The hearing was closed. It was moved by Commissioner Potvin and supported
The hearing was closed. It was moved by Commissioner Potvin and supported
by Commissioner Sciotto that the City Commission not approve the resolution
by Commissioner Sciotto that the City Commission not approve the resolution
of necessity for the Schaffer and Center Street special assessment
district.
district.
After lengthy discussion, the following vote was taken:
After lengthy discussion, the following vote was taken:
Ayes: Commissioners Potvin, Sciotto.
Ayes: Commissioners Potvin, Sciotto.
Nays: Mayor Birch. Commissioners Coffey, Glenn.
Nays: Mayor Birch. Commissioners Coffey, Glenn.
The motion was defeated.
The motion was defeated.

CITIZEN COMMENT
CITIZEN COMMENT
During the time set for citizens wishing to address the Commission on
During the time set for citizens wishing to address the Commission on
agenda items, Robert Glenn asked to speak on item 12 and Frank Stabile said
agenda items, Robert Glenn asked to speak on item 12 and Frank Stabile said
that he and members of Marquette Harbor Cruises would like to speak on item
that he and members of Marquette Harbor Cruises would like to speak on item
15. Mike Pond asked to speak on item 16, Michelle Butler on item 15, Dan
15. Mike Pond asked to speak on item 16, Michelle Butler on item 15, Dan
Dallas on items 10 and 13, and Ron Klumb on item 15.
Dallas on items 10 and 13, and Ron Klumb on item 15.

MICHIGAN MUNICIPAL LEAGUE – Region X Meeting
MICHIGAN MUNICIPAL LEAGUE – Region X Meeting
A communication from the Michigan Municipal League, regarding the Annual
A communication from the Michigan Municipal League, regarding the Annual
Region X Meeting, was read. Commissioner Coffey agreed to represent the
Region X Meeting, was read. Commissioner Coffey agreed to represent the
City at this meeting.
City at this meeting.

DOWNTOWN DEVELOPMENT AUTHORITY – Additional Parking Spaces
DOWNTOWN DEVELOPMENT AUTHORITY – Additional Parking Spaces
A communication from the Downtown Development Authority, regarding the
A communication from the Downtown Development Authority, regarding the
creation of three additional seasonal parking spaces was read. It was moved
creation of three additional seasonal parking spaces was read. It was moved
by Commissioner Glenn, supported by Commissioner Coffey, and carried to
by Commissioner Glenn, supported by Commissioner Coffey, and carried to
concur with the wish of the Downtown Development Authority to develop three
concur with the wish of the Downtown Development Authority to develop three
seasonal parking spots adjacent to the Bluff Street parking facility north
seasonal parking spots adjacent to the Bluff Street parking facility north
of the Harlow Block building which will rent at a rate of $20.00 per month
of the Harlow Block building which will rent at a rate of $20.00 per month
seasonally, with the Clark properties to install a planter in return for
seasonally, with the Clark properties to install a planter in return for
their first refusal on the rental on these spots.
their first refusal on the rental on these spots.

PLANNING COMMISSION – Sidewalk Policy
PLANNING COMMISSION – Sidewalk Policy
A communication from the Planning Commission, requesting that consideration
A communication from the Planning Commission, requesting that consideration
of the proposed sidewalk policy be delayed until they have had a chance to
of the proposed sidewalk policy be delayed until they have had a chance to
review and make recommendations on it, was read. It was moved by
review and make recommendations on it, was read. It was moved by
Commissioner Potvin, supported by Commissioner Sciotto, and carried to
Commissioner Potvin, supported by Commissioner Sciotto, and carried to
afford the Planning Commission the opportunity to review and comment on the
afford the Planning Commission the opportunity to review and comment on the
 proposal. It was made official at the conclusion of the April meeting.
 proposal. It was made official at the conclusion of the April meeting.

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proposed sidewalk policy. It was agreed that the administration should set up a joint City Commission, Public Works Advisory Board, and Planning Commission work session.

CITY MANAGER SELECTION COMMITTEE – Status Report
Commissioner Glenn verbally reported that the Committee has narrowed the field to four candidates which they feel the Commission should look at in a closed session in order to honor the confidentiality of the candidates. She also recommended that this closed session be held on Monday, May 20. Commissioner Sciotto said that it was his impression that all final candidates were to be from Michigan. City Manager Nebel was asked to review the tape of a previous meeting on this point. It was then moved by Commissioner Glenn, supported by Commissioner Coffey, and carried that the City Commission schedule a special meeting to be held at 7:30 p.m. on Wednesday, May 22 to address the search for City Manager candidates with the understanding that the Commission could go into closed session to discuss the candidates during that meeting.

BURTON MAKI – Water Utility Refund
Robert Glenn, representing the Water and Sewer Utility Advisory Board, presented the Board's basis for making a refund to Mr. Maki but not for paying him interest on this refund. It was moved by Commissioners Potvin and supported by Commissioner Sciotto that the City pay Mr. Maki $268.20 representing 10% interest for 8 years, on his refund. After lengthy discussion, the following vote was taken:

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

TRAFFIC PATTERN – Front and Third Streets
A report and recommendation from the Acting City Manager, regarding the trial period for the two-way traffic patterns on Front and Third Streets, was read. It was moved by Commissioner Sciotto, supported by Commissioner Coffey, and carried to concur with the recommendation of the Acting City Manager, to maintain the current two directional traffic flow on Front and Third Streets, and to continue plans to engage the Michigan Department of Transportation and the Central Upper Peninsula Planning and Development Region for a City-wide traffic study in 1992.

RECESS
Mayor Birch called a five-minute recess at 9:35 p.m.

OFFICE BAR – Loan Subordination
A report and recommendation from the Acting City Manager, regarding an increased subordination amount for the Office Bar loan, was read. It was moved by Commissioner Potvin, supported by Commissioner Coffey, and carried to subordinate the City's interest in the Office Supper Club by an amount totaling not to exceed $70,000 and to authorize the Mayor and City Clerk to sign all related documents.

ELLWOOD A. MATTSON LOWER HARBOR PARK – Concession Proposals
A report and recommendation from the Acting City Manager, regarding proposals for operation of the concession facility at the Ellwood A. M. Mattson Lower Harbor Park, was read. Frank Stabile and Michelle Butler both offered proposals.

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addressed the Commission saying that their companies should receive the contract for operating this concession facility. It was moved by Commissioner Coffey and supported by Commissioner Sciutto to refer this item back to the City administration to negotiate with the three proposers to see if they can arrive at a more complete proposal, and to place this item on the agenda for the May 22 special meeting. During discussion, Ron Klumb, Frank Stabile, and Michelle Butler all answered questions. The following vote was taken:

Ayes: Commissioners Coffey, Glenn, Potvin, Sciutto.

Nay: Mayor Birch.

The motion was carried.

MEDICAL CENTER – Easement Exchange
A report and recommendation from the Acting City Manager, regarding an exchange of easements and dedication and construction of a portion of the bike path around the Medical Center parking lot, was read. Mike Pond of Sundberg, Carlson, & Associates, representing the Medical Center, explained the proposal using a map of the present easements and right-of-ways. It was moved by Commissioner Coffey, supported by Commissioner Glenn, and carried to concur with the recommendation of the City administration, to approve the proposed agreement in principle, and to authorize the City administration to develop necessary documents to complete the transactions.

CONSENT AGENDA
Commissioner Coffey asked if it was appropriate to approve items C and D as recommended due to the potential agreement for concessionaire operation of the Island Store. It was moved by Commissioner Coffey, supported by Commissioner Sciutto, and carried to remove items 17c and d from the consent agenda and to consider them separately. The City Clerk then presented the remaining consent agenda items. It was moved by Commissioner Potvin, supported by Commissioner Sciutto, and carried to approve the consent agenda as follows:

A. Approve the issuance of a Fireworks Display Permit to Northern Michigan University contingent upon NMU's filing of a completed "Application for Fireworks Display Permit" along with a certificate of proof of bond or insurance with the City in accordance with Act 358 of the Public Acts of 1968.

B. Schedule a Public Hearing to Determine the Necessity for Paving East Avenue for the May 28, 1991 City Commission Meeting.

E. Award the bid for sanitary sewer cleaning, televising, and root control to the low bidder meeting specifications, General Pipe Services in the amount of $8,926.22.

BIDS – Ice Cream, Soft Drinks
It was moved by Commissioner Coffey, supported by Commissioner Glenn, and carried to award the bids for ice cream and cones to Gilbert Dairy, the low bidder, and for soft drink items to Midwest Coca-Cola Bottling Company, the low bidder, both contingent upon the City operating the Island Store this summer.

APPOINTMENT – City Commission Vacancy
Mayor Birch said that he would permit each of the candidates for the vacancy on the City Commission who wanted to come forward and make a statement. It was moved by Commissioner Potvin, supported by Commissioner

May 13, 1991
Scioto, and carried to add the name of Burt Parolini to the list of candidates. The following persons addressed the Commission: Jim Chak, Brian Alsobrooks, James Kizer, Emily Coyne, and Burt Parolini. Mayor Birch then directed that the selection be made in the same manner as the election of Mayor and Mayor Pro Tem. City Attorney Martin described the balloting process saying that paper ballots would be used but that the voting record would be available following the meeting. Commissioner Potvin asked if one of the Commissioners intends to cast a proxy vote for Commissioner Pinkard. Mayor Birch said that he had been asked by Commissioner Pinkard to do this. After discussion, it was moved by Commissioner Coffey and supported by Commissioner Potvin to allow Mayor Birch to cast a proxy vote for Commissioner Pinkard. The following vote was taken:

Ayes: Commissioners Coffey, Potvin.
Nays: Commissioners Glenn, Sciotto.

The motion was not carried.

It was then moved by Commissioner Sciotto and supported by Commissioner Potvin to delay the voting until a time when all six Commissioners are present. The following vote was taken:

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

The motion was defeated.

After five ballots during which none of the candidates received the necessary four vote majority, it was moved by Commissioner Potvin, and supported by Commissioner Sciotto to delay further voting until Commissioner Pinkard is here to cast his own vote. The following vote was taken:

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

The motion was carried.

It was moved by Commissioner Coffey, supported by Commissioner Potvin, and carried to add this item to the agenda for the special meeting on May 22.

**APPOINTMENTS**

Mayor Birch, with the Commission's concurrence, appointed to the Ad Hoc Committee to study acquisition of the Wisconsin Central Railroad Waterfront Property the following people: James Scullion, William McDonald, Ellwood Mattson, David Payant, and Mike Coyne. Commissioner Coffey suggested adding a property owner from South Front Street and Commissioner Pinkard to this Committee. Mayor Birch said he would consider those for the next meeting. Mayor Birch also appointed Paul Marin to the Peter White Public Library Board for a three-year term ending May 1, 1994 and reappointed Perry Laing to the Harbor Committee for a three-year term ending June 1, 1994. He noted the resignation of Scott White from the Board of Zoning Appeals.

**CITIZENS**

During the time set for citizens wishing to address the Commission, Mike Perry said that he owns the building at 543 W. Washington, that the City needs a has been trying to buy this building for three years, and he needs a decision as to whether the City really wants it or he should continue with his business there. It was moved by Commissioner Coffey and supported by Commissioner Glenn that, at the end of the agenda, the Commission go into closed meeting to consider acquisition of this property. The following vote was taken:

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Ayes: Mayor Birch, Commissioners Coffey, Glenn.

Nays: Commissioners Potvin, Sciotto.

The motion was not carried due to the requirement for a four-vote majority.

It was then moved by Commissioner Coffey, and supported by Commissioner Potvin, to give consideration to grave a blank for a blank in the blank in the blank.

The following vote was taken:

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

Nay: Commissioner Potvin.

The motion was carried.

RECESS

The meeting was recessed to closed session at 10:59 p.m.

The Commission returned to open meeting at 11:33 p.m. Mayor Birch directed the administration to pursue the direction discussed in the closed meeting and to meet with Mr. Perry tomorrow.

ADJOURNMENT

The meeting was adjourned at 11:34 p.m.

Mayor
William G. Birch

City Clerk
Norman L. Gruber, Jr.
A special meeting of the Marquette City Commission was duly called and held at 7:30 p.m. on Wednesday, May 22, 1991 in Commission Chambers of City Hall.

ROLL CALL

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

ABSENT: None.

Mayor Birch said that this special meeting had been called to consider three items.

CITIZEN COMMENT

Fred Huffman, Michelle Butler, and Ron Klumb asked to speak on item #1. Emily Coyne, Sharon Newhouse, and Jim Cihak asked to speak on item #2.

MATTSON PARK – Concession Proposals

A report and recommendation from the Acting City Manager, regarding the award of contracts for operation of the concession stand at the Ellwood A. Mattson Lower Harbor Park and of the Island Store at Presque Isle, was read. Fred Huffman, representing Marquette Harbor Cruises, Inc., said they are serious and committed to operating the Mattson Park concession. Michelle Butler, representing Vango's, said that they are interested in both operations and feel they could do a better job if they were operating both. It was moved by Commissioner Sciotto and supported by Commissioner Potvin to concur in the recommendation of the Administration and award the Ellwood A. Mattson Lower Harbor Park concession to the Northwoods Supper Club and the concession at the Presque Isle Store to Vango's, Inc. per the terms of their proposal subject to the conditions in the Acting City Manager's report. During discussion, Michelle Butler, Ron Klumb, and Fred Huffman answered questions about their proposals for operation of the concession. It was moved by Commissioner Potvin to amend the motion to provide that the City not pay for renovations to the Island Store. The motion failed for lack of support. After more discussion, Ron Klumb offered to withdraw his proposal on the basis of Vango's offering the same percentage return to the City as his proposal. The vote on the motion was:

Ayes: Commissioners Glenn, Sciotto.

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

The motion was defeated. It was then moved by Commissioner Coffey and supported by Commissioner Glenn that the award be made to Vango's for the concession at the Ellwood A. Mattson Lower Harbor Park and at the Presque Isle Store, based on their A. Mattson Lower Harbor Park and at the Presque Isle Store, based on their A. Mattson Lower Harbor Park and at the Presque Isle Store, based on their A. Mattson Lower Harbor Park and at the Presque Isle Store, based on their A. Mattson Lower Harbor Park and at the Presque Isle Store, based on their A. Mattson Lower Harbor Park and at the Presque Isle Store, based on their A. Mattson Lower Harbor Park and at the Presque Isle Store, based on their A. Mattson Lower Harbor Park and at the Presque Isle Store, based on their A. Mattson Lower Harbor Park and at the Presque Isle Store, based on their A. Mattson Lower Harbor Park and at the Presque Isle Store, based on their A. Mattson Lower Harbor Park and at the Presque Isle Store, based on their A. Mattson Lower Harbor Park and at the Presque Isle Store, based on their A. Mattson Lower Harbor Park and at the Presque Isle Store, based on their A. Mattson Lower Harbor Park and at the Presque Isle Store, based on their A. Mattson Lower Harbor Park and at the Presque Isle Store, based on their A. Mattson Lower Harbor Park and at the Presque Isle Store, based on their A. Mattson Lower Harbor Park and at the Presque Isle Store, based on their A. Mattson Lower Harbor Park and at the Presque Isle Store, based on their A. Mattson Lower Harbor Park and at the Presque Isle Store, based on their A. Mattson Lower Harbor Park and at the Presque Isle Store, based on their A. Mattson Lower Harbor Park and at the Presque Isle Store, based on their A. Mattson Lower Harbor Park and at the Presque Isle Store, based on their A. Mattson Lower Harbor Park and at the Presque Isle Store, based on their A. Mattson Lower Harbor Park and at the Presque Isle Store, based on their A. Mattson Lower Harbor Park and at the Presque Isle Store, based on their A. Mattson Lower Harbor Park and at the Presque Isle Store, based on their A. Mattson Lower Harbor Park and at the Presque Isle Store, based on their A. Mattson Lower Harbor Park and at the Presque Isle Store, based on their A. Mattson Lower Harbor Park and at the Presque Isle Store, based on their A. Mattson Lower Harbor Park and at the Presque Isle Store, based on their A. Mattson Lower Harbor Park and at the Presque Isle Store, based on their A. Mattson Lower Harbor Park and at the Presque Isle Store, based on their A. Mattson Lower Harbor Park and at the Presque Isle Store, based on their A. Mattson Lower Harbor Park and at the Presque Isle Store, based on their A. Mattson Lower Harbor Park and at the Presque Isle Store, based on their A. Mattson Lower Harbor Park and at the Presque Isle Store, based on their A. Mattson Lower Harbor Park and at the Presque Isle Store, based on their A. Mattson Lower Harbor Park and at the Presque Isle Store, based on their A. Mattson Lower Harbor Park and at the Presque Isle Store, based on their A. Mattson Lower Harbor Park and at the Presque Isle Store, based on their A. Mattson Lower Harbor Park and at the Presque Isle Store, based on their A. Mattson Lower Harbor Park and at the Presque Isle Store, based on their A. Mattson Lower Harbor Park and at the Presque Isle Store, based on their A. Mattson Lower Harbor Park and at the Presque Island Store renovation and that the office for the Boat Cruise and the Restaurant Operation in the Ellwood A. Mattson Lower Harbor Park be combined into one location. During discussion, Michelle Butler and Parks...
and Recreation Director Turausky answered questions regarding the motion.
The following vote was taken:
Ayes: Mayor Birch, Commissioners Coffey, Glenn, Pinkard, Potvin.
Nays: Commissioner Sciotto.
The motion was carried.

CITY COMMISSION VACANCY
Mayor Birch said that this was the time set for the Commission to consider
the City Commission to fill the unexpired term of Roger
an appointment to the City Commission if they would like to make
Livingston. He asked each candidate present if they would like to make
three minutes. Brian Alsobrooks, Jim Cihak, comments not to exceed three minutes. Brian Alsobrooks, Jim Cihak, Emily
candidates commented on their Coyne, John Kivela, James Kizer, and Burt Parolini all commented on their
candidate withdraw his name. City Attorney Martin said that to be
Joseph Martini has withdrawn his name. City Attorney Martin said that to be
in compliance with the Open Meetings Act, each Commissioner should sign or
initial their ballots which would be used to select the appointee.
Commissioner Potvin said the Charter should provide that, in case of
vacancy, the appointment go to the next highest vote getter from the
previous election. He said the Charter needs to be revised. It was moved by
Commissioner Potvin that the vote of each Commissioner be reported
following each ballot. The motion died for lack of support. After four
ballots, Jim Cihak received a four vote majority.
It was moved by Commissioner Coffey, supported by Commissioner Potvin, and
carried to cast a unanimous ballot for Mr. Cihak.
It was then moved by Commissioner Potvin, supported by Commissioner
Sciutto, and carried to swear in Mr. Cihak at this time.

Mayor Birch thanked all candidates for their participation in this process
and extended his best wishes to all of those who are running for election
in the fall. Mayor Birch then called a five-minute recess at 9:14 p.m.

JIM CIHAK - Oath of Office
City Clerk Gruber administered the oath of office to Commissioner designee
Jim Cihak and Commissioner Cihak was seated.

CITY MANAGER APPLICATIONS
Mayor Birch announced that this was the time set for the City Commission to
review the applications of the four candidates for City Manager forwarded
by the Selection Committee. It was moved by Commissioner Sciutto, supported
by Commissioner Potvin, and carried unanimously to go into closed session
to consider the applications based upon the expressed interest of some of
the applicants for confidentiality.

RECESS
The Commission recessed to closed session at 9:23 p.m.

ADJOURNMENT
The Commission returned to open session at 10:14 p.m. and adjourned
immediately.

Mayor
William G. Birch

City Clerk
Norman L. Gruber, Jr.

May 22, 1991
OFFICIAL PROCEEDINGS OF THE MARQUETTE CITY COMMISSION

Monday, May 28, 1991

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

ROLL CALL

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

ABSENT: Commissioner Sciutto.

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

MINUTES

It was moved by Commissioner Coffey and supported by Commissioner Glenn to postpone approval of the minutes of the May 13 meeting until the next meeting as they had only been received this evening. The following vote was taken:

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

Nay: Commissioner Pinkard.

The motion was carried.

BILLS

Total bills payable in the amount of $156,175.35 were presented. It was moved by Commissioner Glenn, supported by Commissioner Pinkard, and carried to approve the bills as presented.

PROCLAMATION – Memory Walk Day

The City Clerk read the following proclamation:

WHEREAS, Alzheimer's disease is a progressive degenerative disease which attacks the brain and results in impaired memory, thinking and behavior;

WHEREAS, Alzheimer's Disease and related disorders affect more than four million Americans and is the fourth leading cause of death among adults;

WHEREAS, participation in Memory Walk will enable our Marquette-Alger County Chapter of the Alzheimer's Association to continue providing support, educational and outreach services in our community;

WHEREAS, walking has been proven to be physically and mentally beneficial exercise;

I, William G. Birch, Mayor of the City of Marquette proclaim June 15, 1991 as MEMORY WALK DAY in the City of Marquette, and urge our City residents to participate in this worthy and enjoyable event.

Janet Mingay, representing the Alzheimer's Association asked for the Mayor's and City Commission's help in this fundraising event.

May 28, 1991
PUBLIC HEARING - East Avenue Special Assessment

A report and recommendation from the City Manager, regarding the establishment of a special assessment district for the paving of East Avenue south of Wright Street, was read. Lowell Jolin said the road should be paved at county expense. Steve Ayotte made the same comment. The hearing was closed. During lengthy discussions, Steve Ayotte, Acting City Manager, was consulted. It was moved by Nebel, and City Clerk Gruber answered questions. It was moved by Commissioner Coffey and supported by Commissioner Potvin to place this on the agenda for the next meeting and to ask the administration to meet with the property owners to clarify the issues. After further discussion, the motion to call the question was carried with no dissenting votes. The vote on the motion was: Ayes: Commissioners Coffey, Pinkard, Potvin. Nay: Commissioners Birch, Cihak, Glenn.

The motion was not carried. It was then moved by Commissioner Potvin to table this until the issues with the property owners can be resolved. The motion failed for lack of support. It was moved by Commissioner Cihak to approve the recommendation of the Acting City Manager and adopt the resolution determining the necessity for the project. The motion failed for lack of support. It was moved by Commissioner Glenn that the City pay its share for the paving of East Avenue. The motion failed for lack of support. It was moved by Commissioner Potvin and supported by Commissioner Cihak to determine no necessity for this special assessment project. Following further discussion, it was moved by Commissioner Coffey, supported by Commissioner Cihak, and carried to table this motion until the next regular meeting.

CITIZEN COMMENT
Bill Nemacheck, representing Marquette General Hospital, asked to speak on item 3.

PLANNING COMMISSION - Marquette General Hospital PUD
A recommendation from the Planning Commission, regarding the final development plan for the latest amendment to Marquette General Hospital’s Planned Unit Development, was read. It was moved by Commissioner Pinkard, supported by Commissioner Potvin, and carried to approve the final development plan as recommended by the Planning Commission. Bill Nemacheck and City Engineer Robert Haapala answered questions about the plan.

CITY MANAGER CANDIDATES
Commissioner Glenn said that the nine member search committee has presented four names to the City Commission and the City Commission has agreed to review all four names. The candidates are Maurice Evans, Duane Beard, Dale Iman, and Spencer Nebel. She said all four candidates will be interviewed publicly on Saturday, June 8 with the interviews beginning about 9:00 a.m.

PRESQUE ISLE AVENUE RECONSTRUCTION
A report and recommendation from the Acting City Manager, regarding bids for the reconstruction of Presque Isle Avenue from Wright Street to Hawley, Commissioner Glenn, and carried to award the bid for this reconstruction to A. Lindberg & Sons being the low bidder and meeting specifications. It was moved by Commissioner Coffey, supported by Commissioner Pinkard, and carried that the City Commission authorize the Marquette Board of Light and
Power to relocate the utility poles to the west for this project and that bid addendum #1 be accepted for the contractor to coordinate this effort in an additional cost of $1.00. It was moved by Commissioner Glenn, supported by Commissioner Pinkard, and carried. A public hearing of necessity be scheduled for June 10, 1991 for placement of new sidewalks for the three property owners located within the project area.

**BLUFF STREET RECONSTRUCTION**

A report and recommendation from the Acting City Manager, regarding bids for the reconstruction of Bluff Street and for expanding the high pressure water district, was read. It was moved by Commissioner Glenn and supported by Commissioner Coffey that the bid for reconstruction of Bluff Street and for expanding the high pressure water district be awarded as corrected to Associated Constructors being the low bid and meeting specification. It was then moved by Commissioner Glenn, supported by Commissioner Potvin, and carried that the issue of replacement of sidewalk in the project area be postponed until deliberations until completed on the City sidewalk policy and that a public hearing of necessity be scheduled for the possible construction of new sidewalk for 862 West Bluff Street at the June 10, 1991 City Commission meeting.

**LINCOLN AVENUE PUMP STATION - Engineering Services**

A report and recommendation from the Acting City Manager, regarding a contract for engineering services for design of a new water pumping station at the Lincoln Avenue water tank, was read. It was moved by Commissioner Coffey, supported by Commissioner Pinkard, and carried to approve an agreement for engineering services for this pump station with Engineering Consultants, Inc. of Ishpeming, Michigan.

**BLUFF AND PRESQUE ISLE RECONSTRUCTION PROJECT - Engineering Services**

A report and recommendation from the Acting City Manager, regarding construction engineering services for the Bluff Street and Presque Isle reconstruction projects, was read. It was moved by Commissioner Coffey, supported by Commissioner Glenn, and carried to concur with the recommendation of the City administration and to approve an agreement for construction engineering services with Sundberg, Carlson, and Associates, Inc.

**FOURTH STREET - County Encroachment**

A report and recommendation from the Acting City Manager, regarding a request from Marquette County to construct a stairway for the County Jail on the right of way of South Fourth Street and to approve an easement for the encroachment of the County Jail on the Fourth Street right of way, was read. It was moved by Commissioner Potvin, supported by Commissioner Pinkard, and carried that the City administration be instructed and allowed to execute an easement for the purpose of rectifying the existing encroachment of the County Jail building and permitting the construction of a basement stairwell as outlined in the report.

**MOWING ENFORCEMENT PROGRAM**

A report and recommendation from the Acting City Manager, regarding proposals for operation of the City's mowing enforcement program, was read. It was moved by Commissioner Coffey and supported by Commissioner Glenn to award a contract for a mowing enforcement program to Marden Gardening being

May 28, 1991
Commissioner Cihak said that an attempt should be made to involve County work release prisoners in this project. The following vote was taken:

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

Nay: Commissioners Cihak, Potvin.

The motion was carried.

**TELEPHONE SYSTEM REPLACEMENT**

A report and recommendation from the Acting City Manager, regarding the purchase of new telephone equipment, was read. It was moved by Commissioner Glenn to waive the bidding requirement in the Charter for this purchase. The following vote was taken:

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

Nay: Commissioner Potvin.

The motion was defeated because of the need for a unanimous vote of Commissioners present. It was then moved by Commissioner Coffey and supported by Commissioner Pinkard to table this matter until we can get an opinion from the City Attorney on whether there is an extension of the bidding process from our last purchase of telephones.

**RECESS**

Mayor Birch called a five-minute recess at 9:13 p.m.

**PROPOSED SIDEWALK POLICY**

A report and recommendation from the Acting City Manager, regarding scheduling a work session to review the proposed sidewalk policy, was read. It was moved by Commissioner Glenn, supported by Commissioner Pinkard, and carried to schedule a joint work session with the Planning Commission and the Public Works Advisory Board for 7:00 p.m. on Monday, June 17, 1991.

**SEVENTH STREET - PROPERTY ACQUISITION**

A report and recommendation from the Acting City Manager, regarding the acquisition of property for the extension of Seventh Street south of Washington Street, was read. It was moved by Commissioner Coffey, supported by Commissioner Cihak, and carried that following the citizen comment portion of the agenda, the Commission go into closed session to discuss acquisition of property.

**CONSENT AGENDA**

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

A. Award the Bids for New Dasher Boards for the Russell Arena to Holmstein Ice Rink Company of Eagan, Minnesota for a total amount of $73,610.00.

B. Award the Bid for Water Treatment Chemicals to the low bidders as recommended.

**APPOINTMENTS**

Mayor Birch noted the resignation of Neil Jandron from the Handicapped Citizens Advisory Board. With the Commission’s concurrence, he appointed Tom Clark and Robert Manning to the Ad Hoc Committee to Study Purchase of the Wisconsin Central Railroad Property in the Lower Harbor. He also
nominated Richard Klahn and Catherine Jensen to the Marquette County Transit Authority and Spencer Nebel to the Marquette County Solid Waste Planning Committee.

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

SEVENTH STREET EXTENSION – Recess to Closed Session
It was moved by Commissioner Coffey, supported by Commissioner Cihak, and carried to go into closed session to discuss acquisition of property for the extension of Seventh Street. The meeting recessed to closed session at 9:30 p.m.

The Commission returned to open meeting at 10:15 p.m.

Mayor Birch said that the Acting City Manager will make offers to the two property owners based on the discussion in the meeting.

GLENN
Commissioner Glenn asked who should keep the records of the City Manager interviews and the potential closed meeting on Saturday, June 8. Mr. Nebel will check with the Attorney regarding the legality of recordkeeping.

PINKARD
Commissioner Pinkard said that fire fighter Bob Phillips, who was injured in the Pigs-n-Heat Hockey Game, did not receive sick leave for his time off. Acting City Manager Nebel said that the City's policy has been to not approve sick leave for employees injured as they participate in voluntary off-duty charitable activities. He said it would set a bad precedent as many employees are involved in semi-official benefit activities.

COFFEY
Commissioner Coffey asked if we have received a report from the fee study consultant. Mr. Nebel said we have, and it is being reworked.

CIHAK
Commissioner Cihak asked about procedures for the Saturday, June 8, City Manager candidate interviews. Mr. Gruber was instructed to check on televising these interviews.

ADJOURNMENT
The meeting was adjourned at 10:30 p.m.

Mayor
William G. Birch

City Clerk
Norman L. Gruber, Jr.

May 28, 1991
OFFICIAL PROCEEDINGS OF THE
MARQUETTE CITY COMMISSION
Saturday, June 8, 1991

A special meeting of the Marquette City Commission was duly called and held at 9:00 a.m. on Saturday, June 8, 1991 in Commission Chambers of City Hall.

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

ABSENT: None.

Mayor Birch called the meeting to order and announced that the purpose of the meeting was to interview candidates for the position of City Manager and to consider the appointment of a City Manager. The Commission proceeded to interview candidates at the following times:

9:00 a.m. - Duane Beard
10:30 a.m. - Maurice Evans
1:00 p.m. - Dale Iman
2:30 p.m. - Spencer Nebel

The interview portion of the meeting was taperecorded. The public was informed that questions could be directed to a candidate through the Mayor. Following the interviews, the Commissioners discussed the qualification of the candidates. It was moved by Commissioner Coffey and supported by Commissioner Glenn to ask Dale Iman to be the next City Manager. The following vote was taken:

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

The motion was carried.

The Commission directed Mayor Birch to appoint a committee of three to negotiate the terms of and general parameters for a contract with Mr. Iman.

ADJOURNED
The meeting was adjourned at 6:00 p.m.

William G. Birch
Mayor

[Signature]

Commissioner Glenn Acting as City Clerk

June 8, 1991
A regular meeting of the Marquette City Commission was duly called and held at 7:00 p.m. on Monday, June 10, 1991 in Commission Chambers of City Hall.

ROLL CALL
PRESENT: Mayor Birch. Commissioners Cihak, Coffey, Glenn, Pinkard, Potvin, Sciutto.
ABSENT: None.

MINUTES
It was moved by Commissioner Cihak, supported by Commissioner Coffey, and carried unanimously to approve the minutes of the May 13, 1991 meeting as presented. It was moved by Commissioner Cihak, supported by Commissioner Coffey, and carried unanimously to approve the minutes of the May 22, 1991 special and May 28, 1991 regular meetings as presented. City Attorney Martin said that approval of the minutes of these meetings automatically indicates approval of the minutes of the closed meetings held on these dates.

BILLS
Total bills payable in the amount of $246,131.86 were presented. It was moved by Commissioner Glenn, supported by Commissioner Coffey, and carried unanimously to approve the bills payable with the exception of those to Mayor Birch and Commissioner Cihak. It was moved by Commissioner Glenn, supported by Commissioner Coffey, and carried unanimously to allow Mayor Birch and Commissioner Cihak to abstain from voting on a motion paying the bills to them. It was moved by Commissioner Glenn and supported by Commissioner Sciutto to approve the bills to Mayor Birch and Commissioner Cihak. The following vote was taken:
Ayes: Commissioners Coffey, Glenn, Pinkard, Potvin, Sciutto.
Nays: None.
Abstentions: Mayor Birch. Commissioner Cihak.
The motion was carried.

AGENDA
During the time set for announcing changes in the agenda, Commissioner Potvin asked that item 15a be removed from the consent agenda and be made item 14a.

SISTER CITY - Yokaichi Delegation
Mayor Birch announced that this was the time set for a presentation by the delegation which recently returned from our Japanese Sister City Yokaichi. Pryse Duerfeldt introduced Paulette Lindberg who introduced each of the delegates and summarized some of the activities in which the delegation had been involved. She then introduced individual members of the delegation who described some of their experiences on the visit and displayed some of their gifts and keepsakes which they had brought back to Marquette. Mrs. Lindberg closed by displaying the Numabiki pottery, which had been presented to her by the Delegation for their representation of the City of Yokaichi. Mayor Birch expressed his thanks to the entire delegation for their representation of the City of Yokaichi.
the City and to Dr. Duerfeldt for his leadership of the Japanese Sister
City relationship over the years.

AWARDS OF APPRECIATION – Fire Training House
Mayor Birch announced that this was the time set for presentation of awards
to members of three unions who had helped with construction of the fire
safety training house. The unions were the International Brotherhood of
Carpenters Local 958, and Ironworkers Local

PUBLIC HEARING – Presque Isle Avenue Sidewalk
Mayor Birch announced that this was the time set for a public hearing to
determine the necessity of a special assessment district for the
construction of new sidewalks on portions of Presque Isle Avenue. Steve
Pelto was concerned that there be better communication with the property
owners regarding the placement of construction marking stakes. He also said
that the sidewalk had extended across a portion of his property but that it was
buried now and he should not be billed for that portion of sidewalk. He
questioned the formula used in arriving at expenses to be assessed and said
the sidewalk should not be constructed in front of his parking lot and
across his driveways. The hearing was closed. The report and recommendation
from the City Manager and a communication from Louis DePetro were read.
After lengthy discussion, it was moved by Commissioner Glenn and supported
by Commissioner Cihak to approve the resolution creating this assessment
district. The following vote was taken:

Ayes: Mayor Birch, Commissioners Cihak, Coffey, Glenn, Pinkard.
Nays: Commissioners Potvin, Sciutto.
The motion was carried and the following resolution adopted:

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

NEW SIDEWALK FOR LOTS 20–23, LOTS 17-19, LOTS 1-16 OF BLOCK 3 AND LOTS
1-24, BLOCK 4, AND VACATED CLARK STREET RIGHT-OF-WAY ALL IN CLARK &
WRIGHT'S ADDITION AND LOTS 7 & 8, LOTS 1-6, N 30' (LOT 22), & LOTS
23-24 OF BLOCK 6 IN NORTH MARQUETTE ADDITION.

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

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

June 10, 1991
WHEREAS, all suggestions and objections made to said improvements have been heard and considered;

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

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

PROPERTY - $21,134.94 CITY - 0

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

PUBLIC HEARING - Bluff Street Sidewalk

Mayor Birch opened the public hearing on the establishment of special assessment district for the construction of new sidewalk on West Bluff Street. There being no one to address the Commission, the hearing was closed. It was moved by Commissioner Sciutto, supported by Commissioner Potvin, and carried unanimously to adopt the resolution creating this assessment district as follows:

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

NEW SIDEWALK FOR LOTS 12-15 OF BLOCK 7 OF NESTER’S ADDITION (862 W. Bluff St.)

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

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

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

June 10, 1991
RESOLVED, that the City Commission determines that such project and improvements are necessary and proper and that a special assessment district is established as described above.

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

PROPERTY - $2,815.20  CITY - 0-

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

CITIZEN COMMENT
During the time set for citizens wishing to address the Commission on agenda items, Bill Nemacheck asked to speak on item 5. He said Dan Trotchaud also wished to speak on this item. Mayor Birch called a five-minute recess at 8:52 p.m.

PLANNING COMMISSION - Valley View Subdivision
A recommendation from the Planning Commission for approval of the preliminary plat of Valley View Subdivision, was read. It was moved by Commissioner Pinkard and supported by Commissioner Coffey to approve the preliminary plat of Valley View Subdivision with sidewalks to be waived and concrete curb and gutters not to be waived. Bill Nemacheck answered questions about the original approval of this subdivision and the current status of the subdivision. City Engineer Haapala and City Planner Gruber also answered questions about the plat approval process. The following vote was taken:

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

The motion was carried.

CITY MANAGER SELECTION
Mayor Birch reported Dale Iman has tentatively agreed to the City's offer of employment as City Manager. He said the terms of his employment are 1. Mayor Birch said the process of interviewing the four final candidates had been very difficult because each of the candidates was very qualified. He wished Mr. Iman well and expressed special recognition to Acting City Manager Spencer Nebel for his contributions to City administration in the interim period.
EAST AVENUE - Special Assessment

Mayor Birch said this was the time set for continued discussion on the paving of East Avenue. Acting City Manager Nebel reported the property owners have determined they do want the special assessment district for paving the street. It was moved by Commissioner Coffey and supported by Commissioner Glenn to adopt the resolution creating this assessment district. The following vote was taken:

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

Nay: Commissioner Potvin.

The motion was carried and the following resolution adopted:

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

PAVING ON EAST AVENUE FROM WRIGHT STREET SOUTH 440 FEET

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

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

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

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

EAST AVENUE PAVING

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

PROPERTY - $4,500

CITY - 0

FURTHER RESOLVED, that the report of the City Manager, the report of the City Engineer, and the preliminary plans, specifications, and cost estimates are hereby approved; that said special assessments which are $500 or less shall be paid in one annual installment, those which are $500 to $1,000 may be paid in five equal annual installments, those which are $1,000 to $5,000 may be paid in eight equal annual installments.

June 10, 1991
installs, and those which are over $5,000 may be paid in ten equal
annual installments; all such installments to be due at the time fixed
for the payment of regular City taxes, together with interest on such
installments at the rate of 10% per annum from the date of
confirmation of such special assessment rolls.

CURBSIDE RECYCLING - Request for Proposals
A report and recommendation from the Acting City Manager, requesting
authorization to issue a Request For Proposals for curbside recycling in
the City of Marquette, was read. It was moved by Commissioner Coffey,
supported by Commissioner Sciutto, and carried unanimously to concur with
the recommendation of the Acting City Manager, and to authorize a Request
For Proposals for curbside recycling in the City of Marquette, and to
permit Marquette and Chocolay Townships to participate in the RFP.

PRESQU' ISLE PARK - Concession Agreement
A report and recommendation from the Acting City Manager, regarding the
concession agreement for the Island Store at Presque Isle Park, was read.
It was moved by Commissioner Pinkard, supported by Commissioner Sciutto,
and carried unanimously to concur with the Island Store agreement
provisions and permit Vangos to begin improvements to the old Island Store.

WASHINGTON AND MCCLELLAN - Environmental Cleanup
A report and recommendation from the Acting City Manager, regarding bids for the environmental cleanup of City-owned property at the northeast corner of Washington and McClellan, 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, and to award this bid to Associated Constructors of Marquette, Michigan being the low bid meeting specifications for an amount not to exceed $20,000 and to appropriate this amount from the contingency fund.

JACKSON CUT ALLEY - Parking
A report and recommendation from the Acting City Manager, regarding parking leases for property owners along the Jackson Cut alley, was read. It was moved by Commissioner Pinkard, supported by Commissioner Coffey, and carried unanimously to concur with the recommendation and to authorize the administration to execute a lease with the Jackson Cut alley property owners for $1.00 per year for a period of time not to exceed ten years.

PUBLIC WORKS FACILITY - Bond Proposal
A report and recommendation from the Acting City Manager, regarding a resolution of intent to enter into a contract lease with the City of Marquette Building Authority for construction of a public works service center, was read. Commissioner Pinkard said this facility should be built elsewhere. Commissioner Potvin said the City could not afford the facility. It was moved by Commissioner Glenn and supported by Commissioner Coffey to approve the resolution of intent to enter into a contract lease with the City of Marquette Building Authority for the construction of a public works service center. The following vote was taken:

Ayes: Mayor Birch. Commissioners Cihak, Coffey, Glenn, Sciutto.
Nays: Commissioners Pinkard, Potvin.
The motion was carried and the following resolution adopted:

June 10, 1991
WHEREAS, the City of Marquette (the "City") intends to enter into a contract of lease with the City of Marquette Building Authority with respect to the acquisition, construction, furnishing, equipping and financing of a Public Works Service Center and under the contract of lease, the Public Works Service Center will be leased to the City; and

WHEREAS, it is necessary to publish a notice of such intention and to allow a 45-day period for the filing of a petition for referendum requesting an election on the contract of lease.

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

1. The City Clerk is authorized and directed to cause the following notice to be published and prominently displayed once in The Mining Journal:

CITY OF MARQUETTE
MARQUETTE COUNTY
MICHIGAN

NOTICE OF INTENTION OF THE CITY OF MARQUETTE TO ENTER INTO A FULL FAITH AND CREDIT GENERAL OBLIGATION CONTRACT OF LEASE WITH THE CITY OF MARQUETTE BUILDING AUTHORITY AND NOTICE OF RIGHT TO PETITION FOR REFERENDUM THEREON

TO ALL ELECTORS AND TAXPAYERS
OF THE CITY OF MARQUETTE:

NOTICE IS HEREBY GIVEN, that the City Commission of the City of Marquette, Marquette County, Michigan, intends to authorize the execution of a full faith and credit general obligation contract of lease with the City of Marquette Building Authority. The contract of lease will provide, among other things, for the acquisition, construction, furnishing and equipping by the City of Marquette Building Authority of a Public Works Service Center (the "project"). The contract of lease will further provide that the City of Marquette Building Authority will finance the cost of the project by the issuance of building authority bonds pursuant to the provisions of Act 31, Public Acts of Michigan, 1948 (First Extra Session), as amended, in anticipation of the receipt of cash rental payments to be made by the City of Marquette to the City of Marquette Building Authority pursuant to the contract of lease. The maximum amount of bonds to be issued is $6,000,000.

NOTICE IS FURTHER GIVEN, that in the contract of lease the City of Marquette will obligate itself to make cash rental payments to the City of Marquette Building Authority in amounts sufficient to pay the principal of and interest on the bonds to be issued by the City of Marquette Building Authority and that the full faith and credit of the City of Marquette will be pledged for the making of the cash rental payments as a limited tax first budget obligation. Pursuant to the pledge of its full faith and credit, the City of Marquette will be required in each fiscal year to include in its general fund budget and

June 10, 1991
to appropriate such amounts as shall be necessary to make such cash
rental payments. In no event may the City of Marquette levy an ad
valorem tax for the purpose of paying for the project in an amount in
excess of the rate permitted by law and the city charter. In addition
to its obligation to make cash rental payments, the City of Marquette
will agree, in the contract of lease, to pay all costs and expenses
incident to the issuance of the City of Marquette Building Authority incidental to the issuance of the bonds to the extend such expenses are not payable
and payment of the bonds to the extend such expenses are not payable
from the proceeds of the bonds and to pay the expenses of operating
and maintaining the project.

RIGHT TO PETITION FOR REFERENDUM

NOTICE IS FURTHER GIVEN, that this notice is given to and for the
benefit of the electors and taxpayers of the City of Marquette, in
order to inform them that the City Commission intends to authorize the
execution of the above described contract of lease and also to inform
them of their right to petition for a referendum upon the question of
entering into such a contract of lease. The City of Marquette intends
to enter into the contract of lease without a vote of the electors
thereon, but the contract of lease shall not become effective until 45
days after publication of this notice. If, within the 45-day period, a
petition for referendum requesting an election on the contract of
lease, signed by not less than 10% or 15,000 of the registered
electors of the City of Marquette, whichever is less, has been filed
with the City Clerk, the contract of lease shall not become effective
unless approved by a majority of the electors of the City of Marquette
voting thereon at a general or special election.

This notice is given by order of the City Commission pursuant to Act
Further information may be obtained at the office of the undersigned
City Clerk.

Norman L. Gruber, Jr.
City Clerk

2. It is found and determined that The Mining Journal is the newspaper
reaching the largest number of electors and taxpayers of the City of
Marquette.

3. It is determined that the aforesaid notice provides information
adequate to inform the electors and taxpayers of the City of Marquette
of the nature of the contractual obligations to be assumed by the City
of Marquette and of their right to file a petition for referendum
requesting an election on the contract of lease.

MARQUETTE BUILDING AUTHORITY - Articles of Incorporation

A report and recommendation from the Acting City Manager, regarding an
amendment to the Articles of Incorporation of the Marquette Building
Authority, was read. It was moved by Commissioner Coffey to approve the resolution amending the articles of incorporation for the City of Marquette Building Authority and to authorize the City Clerk to execute documents. The following vote was taken:

Ayes: Mayor Birch, Commissioners Cihak, Coffey, Glenn, Sciutto.

June 10, 1991
Nays: Commissioners Pinkard, Potvin.
The motion was carried.

**WASTEWATER PLANT – Exterior Door Bids**
A report and recommendation from the Acting City Manager, regarding bids for replacement of exterior doors at the Wastewater Treatment Plant, was read. It was moved by Commissioner Coffey, supported by Commissioner Cihak, and carried unanimously to award this bid to Peterson Glass in the amount of $5,349.00 being low bid and meeting specifications.

**CONSENT AGENDA**
Mayor Birch presented the consent agenda. It was moved by Commissioner Glenn, supported by Commissioner Sciutto, and carried unanimously to approve the consent agenda as follows:

B. Schedule a public hearing for June 24, 1991 on the proposed rezoning of approximately 0.05 acres at 1600 South Front Street (First National Bank).

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

- **900 LAKE STREET:** Warrants have been issued for removal of two unlicensed vehicles, the property owner is Jack Wood.
- **232 WEST BLUFF AND 1616 FITCH:** Warrants have been issued for maintenance code violations, the owner is Dan Klumb.
- **619 NORTH FOURTH:** Loud noise warrants were issued to Scott Newhart and Eric Larson who are residents of the Lambda Chi Alpha fraternity house.

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

**CIHAK**
Commissioner Cihak asked Commissioners and members of the public to participate in the Alzheimers Memory Walk on Saturday. He asked about the resurfacing job planned for the Williams Park tennis courts. Mr. Nebel said the resurfacing should be completed by this fiscal year. Commissioner Cihak also said everyone should have voted today, because this is an important responsibility of our freedom in America.

**COFFEY**
Commissioner Coffey also encouraged people to vote in all elections. He said Mr. Pelto did not have the same fact sheet that the City Commission was looking at, and perhaps some of the numbers Mr. Pelto had on his sheet were incorrect. He asked if the sidewalk work session is still scheduled for Monday, June 17. Mayor Birch said that it was. Commissioner Coffey also said the American Legion Fourth of July buttons are now on sale.

**GLENN**
Commissioner Glenn noted the receipt of resolutions from other cities.

June 10, 1991
Marquette city commission proceedings_1991_97.TIF
ADJOURNMENT

The meeting was adjourned at 10:53 p.m.

Mayor
William G. Birch

City Clerk
Norman L. Gruber, Jr.

MILL CALL

PRESENT: Mayor Birch, Commissioners Gilkey, Coffey, Glenn, Pickard, Petrie, Schmitz.

ABSENT: None.

It was moved by Commissioner Gilkey, supported by Commissioner Glenn, and carried unanimously to approve the minutes of the June 8 special and June 10 regular Commission meetings.

BILLS

Total bills payable in the amount of $5,334.69 were presented. It was moved by Commissioner Coffey, supported by Commissioner Glenn, and carried unanimously that Mayor Birch and Commissioners Gilkey and Schmitz be excused from voting on the bills payable. It was then moved by Commissioner Coffey and supported by Commissioner Gilkey to pay the bills as presented. The following vote was taken:

Aye: Commissioners Coffey, Glenn, Pickard, Petrie.
Nay: None.

Abstention: Mayor Birch, Commissioners Gilkey, Schmitz.

The motion was carried.

AGENDA

During the time set for changing the agenda, Commissioner Coffey asked, that item 15b be removed from the consent agenda. Commissioner Pickard asked that item 15g be removed from the consent agenda. Commissioner Glenn asked that discussion of exemplary citizenship awards and a petition from residents on West Fair Avenue be added.

PROCLAMATION – Ron Perkins Day

Mayor Birch made the following proclamation:

WHEREAS, since becoming a resident of the City of Marquette in 1967, Ronald Perkins has exhibited exceptional efforts to improve the quality of life for all residents living in our region of the State of Michigan; and

WHEREAS, Ronald Perkins has demonstrated a commitment of service to his community through participation in promoting the quality of the American Indian Association, the Salvation Army, and the Marquette-Douglas Residential Home’s Housing Corporation, and

WHEREAS, Ronald Perkins has provided exceptional leadership for community organizations, has served as President and Treasurer of the Copper Country Home, President of the Michigan Indian Council, and President of the Copper Country Indian Council, and

NOW, THEREFORE, Mayor Birch hereby proclaims the day of June 10, 1991, as Ronald Perkins Day in the City of Marquette.

June 10, 1991
A regular meeting of the Marquette City Commission was duly called and held at 7:00 p.m. on Monday, June 24, 1991 in Commission Chambers of City Hall.

ROLL CALL

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

ABSENT: None.

MINUTES

It was moved by Commissioner Cihak, supported by Commissioner Pinkard, and carried unanimously to approve the minutes of the June 8 special and June 10 regular Commission meetings.

BILLS

Total bills payable in the amount of $411,386.89 were presented. It was moved by Commissioner Coffey, supported by Commissioner Glenn, and carried unanimously that Mayor Birch and Commissioners Cihak and Sciutto be excused from voting on the bills payable. It was then moved by Commissioner Coffey and supported by Commissioner Cihak to pay the bills as presented. The following vote was taken:

Ayes: Commissioners Coffey, Glenn, Pinkard, Potvin.

Nays: None.

Abstention: Mayor Birch. Commissioners Cihak, Sciutto.

The motion was carried.

AGENDA

During the time set for changing the agenda, Commissioner Coffey asked that item 15b be removed from the consent agenda. Commissioner Pinkard asked that item 15g be removed from the consent agenda. Commissioner Glenn asked that discussion of exemplary citizenship awards and a petition from residents on West Fair Avenue be added.

PROCLAMATION - Ron Perkins Day

Mayor Birch made the following proclamation:

WHEREAS, since becoming a resident of the City of Marquette in 1962, Ronald Perkins has exhibited exceptional efforts to improve the quality of life for all citizens living in our region of the State of Michigan; and

WHEREAS, Ronald Perkins has demonstrated a commitment of service to his community through participation in promoting the programs of the American Heart Association, the Salvation Army, and the Marquette Dementia Residential Non-profit Housing Corporation; and

WHEREAS, Ronald Perkins has provided exceptional leadership for community organizations, has served as President and Vice-President of the Janzen House Board, President and Lieutenant Governor of the Kiwanis, and Group Leader for the United Way and continues to be an

June 24, 1991
active member of American Legion Post Number 44, the Elks, and the Marquette Economic Club; and

WHEREAS, in recognition of the many services provided to the Upper Peninsula and Northern Michigan, the National Association of Social Workers from Region I has elected Ronald Perkins "Public Citizen of the Year";

NOW, THEREFORE, BE IT RESOLVED THAT I, WILLIAM G. BIRCH, MAYOR OF THE CITY OF MARQUETTE, do hereby proclaim and designate Tuesday, June 18, 1991 as Ronald Perkins Day in the City of Marquette and do urge all the citizens of Marquette to join with me in honoring Ron Perkins both for his lifetime commitment in serving his fellow man, and his contributions to our community which have truly helped to make Marquette the Superior Location to live, work, and play.

PROCLAMATION – James B. Appleberry Appreciation
Mayor Birch made the following proclamation:

WHEREAS, on July 1, 1983, Dr. James B. Appleberry began his tenure in Marquette Michigan, as the ninth President of Northern Michigan University; and

WHEREAS, through his steadfast guidance and direction, President Appleberry brought regional and national recognition to Marquette and the Upper Peninsula of Michigan by achieving academic excellence in the programs of Northern Michigan University; and

WHEREAS, The American Association of State Colleges and Universities has recognized Northern Michigan University as one of the top ten institutions in the nation exhibiting leadership in change and innovation; and

WHEREAS, During President Appleberry's tenure as President of Northern Michigan University, major initiatives were accomplished including the establishment of the Glenn T. Seaborg Center for Teaching and Learning Science and Mathematics, the designation of NMU by the United States Olympic Committee as the Nation's only U.S. Olympic Education Center, the beginning of construction of the Great Lakes Sports Training Complex, and the development of the Northern Economic Initiatives Center to spur economic growth in the region.

NOW, THEREFORE, BE IT RESOLVED, that the City of Marquette recognizes Dr. James B. Appleberry for his distinguished service to Northern Michigan University and the City of Marquette during the past eight years and congratulates him on his appointment as the President of the American Association of State Colleges and Universities.

PROCLAMATION – Geraldine DeFant Day
Mayor Birch made the following proclamation:

WHEREAS, Geraldine DeFant has persistently and enthusiastically promoted the prosperity of our community and its' citizens since calling Marquette her home in 1949; and

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June 24, 1991

Marquette city_commission proceedings_1991_101.TIF
WHEREAS, Geraldine's untiring involvement in community affairs consists of more than four decades of representation on numerous local advocacy forums and organizations, advocating affordable housing for low and middle income families, advancement of issues affecting the handicapped and mentally impaired, support of workers and women's rights, and includes appointments by Governors Milliken and Blanchard to statewide Commissions promoting the general welfare of our state, region and its citizenry; and

WHEREAS, Geraldine has fought for the well being of her fellow citizens through her service on the staff of two Michigan United States Senators, as Chairman of the 11th District Democratic Party, and as a local representative on the International Ladies Garment Workers Union, AFL; and

WHEREAS, The State of Michigan's Friend of the Court System has been overhauled to be more compassionate and fair to the children of broken homes largely through the efforts of Geraldine while she served as a director of the Women's Center; and

WHEREAS, Geraldine has represented City residents on the County Board of Commissioners from 1983 to 1990 creating the County's Economic Development Department, promoting the growth of the Community Airport, improving the relations between county communities, and for five of those years, chaired the Board's Executive Committee;

NOW, THEREFORE, BE IT RESOLVED, that the City of Marquette congratulate Geraldine DeFant for her distinguished service to our community and do hereby declare Friday, June 21, 1991 to be Geraldine DeFant Day in the City of Marquette.

PUBLIC HEARING – Rezoning 1600 South Front Street
Mayor Birch announced that this was the time and date set for a public hearing on a rezoning for a small parcel of land behind the First National Bank at 1600 South Front Street. The recommendation from the Planning Commission was read. There being no one to address the Commission, the hearing was closed. It was moved by Commissioner Glenn, supported by Commissioner Cihak, and carried unanimously to approve the rezoning as presented.

CITIZEN COMMENT
During the time set for citizens to address the Commission, Greg Hokans said he would answer questions on item 14b and Jim Kiesby asked to speak on item 13.

SAFETY BELT LAW
Mayor Birch announced this was the time set for consideration of a resolution supporting primary enforcement of the Michigan Safety Belt Law. It was moved by Commissioner Sciotto, supported by Commissioner Coffey, and carried unanimously to adopt the following resolution:

WHEREAS, support for primary enforcement is growing among health care specialists, law enforcement personnel, and educators in this state.

June 24, 1991
WHEREAS, Michigan's safety belt use law is the state's only traffic
law that does not allow primary enforcement.
WHEREAS, primary enforcement of the safety belt use law would prevent
thousands more injuries annually, and save Michigan millions of
dollars in medical costs.
WHEREAS, studies show that Michigan could increase compliance by 17-20
percent with primary enforcement.
WHEREAS, in 1988, almost 80 percent of those killed in auto crashes
were not buckled up.
WHEREAS, secondary enforcement discourages law enforcement officers
from enforcing the law.

THEREFORE, BE IT RESOLVED THAT, the Marquette City Commission supports
the primary enforcement of Michigan's safety belt use law, and will
encourage legislators representing this area to work for the passage of
primary enforcement.

BE IT ALSO RESOLVED that the clerk will send a copy of this to all
legislators that represent the district.

MCCELLAN AVENUE
A recommendation from the Planning Commission for construction of McClellan
Avenue from Fair Avenue north to the proposed Medical Center driveway, was
read. It was moved by Commissioner Glenn, supported by Commissioner
Pinkard, and carried unanimously that the administration prepare a
disposition of expenses for the construction of McClellan Avenue north of
Fair including where the money will come from and an evaluation of the need
for a traffic signal at the Fair and McClellan intersection.

CITY MANAGER - Employment Agreement
A report and recommendation from the City Attorney, regarding the proposed
employment agreement with the new City Manager, Dale Iman, was read. It was
moved by Commissioner Glenn and supported by Commissioner Cihak to accept
the agreement as written. It was moved by Commissioner Cihak and supported
by Commissioner Coffey to call the question. The following vote was taken:

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

Nay: Commissioner Potvin.

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

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

Nay: Commissioner Potvin.

The motion was carried.

EASEMENT AGREEMENT - Public Works Warehouse
A report and recommendation from the City Attorney, regarding an amendment
to an easement agreement with Closer Construction Company across the
Public Works warehouse site, was read. It was moved by Commissioner Coffey,
supported by Commissioner Glenn, and carried unanimously to concur with the
recommendation and to authorize the Mayor and Clerk to execute this amendment.

BALER/LEAF VACUUM EXCHANGE
A report and recommendation from the Acting City Manager, regarding exchange of two modified super vac leaf vacuums for a $17,145.49 outstanding note with Peninsula Sanitation for purchase of a corrugated paper baler, was read. It was moved by Commissioner Sciutto and supported by Commissioner Potvin to concur in the recommendation of the Acting City Manager and to authorize the Acting City Manager and City Clerk to execute the exchange agreement. After a lengthy discussion during which Acting City Manager Nebel and Public Works Director Steven Lawry answered questions, it was moved by Commissioner Potvin and supported by Commissioner Cihak to table the motion until such time as the buy-out option with Peninsula Sanitation is considered. The following vote was taken:

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

After further discussion, the vote on the original motion was:

Ayes: Mayor Birch, Commissioners Coffey, Glenn, Pinkard, Sciutto.
Nays: Commissioners Cihak, Potvin.
The motion was carried.

(Note: The following action took place later in the meeting but is recorded at this place in the minutes to avoid it from being overlooked.) It was moved by Commissioner Coffey, and supported by Commissioner Sciutto, that $17,145.49 be appropriated from the solid waste fund to cover the cost of writing off the baler loan. The following vote was taken:

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

JANZEN HOUSE - Grant Application
A report and recommendation from the Acting City Manager, regarding a certificate of local approval for a grant application for the Janzen House, was read. It was moved by Commissioner Cihak, supported by Commissioner Sciutto, and carried unanimously that the City Commission authorize the City Clerk to sign a certificate of local approval for non-profit organizations for the purpose of approving an application by the Janzen House Board for Michigan State Housing Development Authority funds.

HIAWATHA MUSIC FESTIVAL - Use Agreement
A report and recommendation from the Acting City Manager, regarding a three-year agreement with the Hiawatha Music Coop, was read. It was moved by Commissioner Pinkard, supported by Commissioner Coffey, and carried unanimously to approve the agreement and to authorize the Mayor and City Clerk to execute it.

1990-91 FISCAL YEAR BUDGET
A report and recommendation from the City Manager, regarding final adjustments to the current fiscal year budget, was read. It was moved by Commissioner Pinkard, supported by Commissioner Glenn, and carried unanimously to adopt the amended General Appropriations Act as follows:
Amended General Appropriations Act
June 24, 1991
For the Fiscal Period Beginning July 1, 1990
and Ending June 30, 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 Budget Plan for the forthcoming Fiscal Year; 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

WHEREAS, a Public Hearing on the Proposed Budget and Fee Schedule was duly called, publicized, and held on May 14, 1990;

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, 1991, and for the payment of interest and indebtedness to fall due during the year for the following functions and purposes respectively,

General Fund Revenue by Source:

<table>
<thead>
<tr>
<th>Source</th>
<th>Revenue</th>
</tr>
</thead>
<tbody>
<tr>
<td>Taxes</td>
<td>$3,562,046.00</td>
</tr>
<tr>
<td>Licenses &amp; Permits</td>
<td>7,225.00</td>
</tr>
<tr>
<td>Federal Grants</td>
<td>24,763.00</td>
</tr>
<tr>
<td>State Grants/Shared Revenues</td>
<td>2,004,504.00</td>
</tr>
<tr>
<td>Contributions from Local Units</td>
<td>21,796.00</td>
</tr>
<tr>
<td>Charges for Services</td>
<td>2,549,450.00</td>
</tr>
<tr>
<td>Fines &amp; Forfeits</td>
<td>118,000.00</td>
</tr>
<tr>
<td>Interest and Rents</td>
<td>1,205,800.00</td>
</tr>
<tr>
<td>Other Revenues</td>
<td>3,024,170.00</td>
</tr>
<tr>
<td>Operating Transfers In</td>
<td>104,059.20</td>
</tr>
<tr>
<td>Transfer From Fund Balance</td>
<td>1,161,361.66</td>
</tr>
</tbody>
</table>

TOTAL                               $13,813,174.86

General Fund Expenditures by Function:

<table>
<thead>
<tr>
<th>Function</th>
<th>Expenditure</th>
</tr>
</thead>
<tbody>
<tr>
<td>Legislative</td>
<td>$40,225.00</td>
</tr>
<tr>
<td>General Government</td>
<td>1,524,377.20</td>
</tr>
<tr>
<td>Public Safety</td>
<td>2,423,938.00</td>
</tr>
<tr>
<td>Public Works</td>
<td>3,576,461.00</td>
</tr>
<tr>
<td>Health &amp; Welfare</td>
<td>131,808.00</td>
</tr>
<tr>
<td>Recreation &amp; Culture</td>
<td>1,362,499.66</td>
</tr>
<tr>
<td>Other Functions</td>
<td>1,854,753.00</td>
</tr>
<tr>
<td>Appropriations Transfers Out</td>
<td>2,893,113.00</td>
</tr>
<tr>
<td>Contingencies</td>
<td>0.00</td>
</tr>
</tbody>
</table>

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June 24, 1991
## Major Street & Trunkline Fund Revenue by Source:

<table>
<thead>
<tr>
<th>Source</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>State Grants</td>
<td>$1,748,700.00</td>
</tr>
<tr>
<td>Interest</td>
<td></td>
</tr>
<tr>
<td>Other Revenues</td>
<td></td>
</tr>
<tr>
<td>Operating Transfers In</td>
<td>$1,434,724.00</td>
</tr>
<tr>
<td>Transfer From Fund Balance</td>
<td>$747,700.00</td>
</tr>
<tr>
<td><strong>TOTAL</strong></td>
<td><strong>$3,258,624.00</strong></td>
</tr>
</tbody>
</table>

## Major Street & Trunkline Fund Expenditures by Function:

<table>
<thead>
<tr>
<th>Function</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Public Works</td>
<td></td>
</tr>
<tr>
<td>Debt Service</td>
<td></td>
</tr>
<tr>
<td><strong>TOTAL</strong></td>
<td><strong>$3,258,624.00</strong></td>
</tr>
</tbody>
</table>

## Local Street Fund Revenue by Source:

<table>
<thead>
<tr>
<th>Source</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>State Grants</td>
<td>$2,718,409.00</td>
</tr>
<tr>
<td>Interest</td>
<td></td>
</tr>
<tr>
<td>Other Revenues</td>
<td></td>
</tr>
<tr>
<td>Operating Transfers In</td>
<td>$1,023,389.00</td>
</tr>
<tr>
<td><strong>TOTAL</strong></td>
<td><strong>$1,290,810.00</strong></td>
</tr>
</tbody>
</table>

## Local Street Fund Expenditures by Function:

<table>
<thead>
<tr>
<th>Function</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Public Works</td>
<td>$1,222,305.00</td>
</tr>
<tr>
<td>Debt Service</td>
<td>$68,505.00</td>
</tr>
<tr>
<td><strong>TOTAL</strong></td>
<td><strong>$1,290,810.00</strong></td>
</tr>
</tbody>
</table>

## Infrastructure Improvement Fund Revenue by Source:

<table>
<thead>
<tr>
<th>Source</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><strong>TOTAL</strong></td>
<td><strong>$385,000.00</strong></td>
</tr>
</tbody>
</table>

## Infrastructure Improvement Fund Expenditures by Function:

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

## Solid Waste Management Fund Revenue by Source:

<table>
<thead>
<tr>
<th>Source</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Interest</td>
<td>$17,500.00</td>
</tr>
<tr>
<td>Fund Balance Carried Forward</td>
<td>$9,645.49</td>
</tr>
<tr>
<td><strong>TOTAL</strong></td>
<td><strong>$27,145.49</strong></td>
</tr>
</tbody>
</table>

## Solid Waste Management Fund Expenditures by Function:

<table>
<thead>
<tr>
<th>Function</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Operating Transfer Out</td>
<td>$10,000.00</td>
</tr>
<tr>
<td><strong>TOTAL</strong></td>
<td><strong>$27,145.49</strong></td>
</tr>
</tbody>
</table>

## Parking Structure Fund Revenue By Source:

<table>
<thead>
<tr>
<th>Source</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Taxes</td>
<td>$44,351.00</td>
</tr>
<tr>
<td><strong>TOTAL</strong></td>
<td><strong>$44,351.00</strong></td>
</tr>
</tbody>
</table>

---

June 24, 1991
Interest and Rents
Other Revenues

TOTAL $ 232,778.20

Parking Structure Fund Expenditures By Function:

Public Works (Parking System) $ 67,650.00
Appropriation Transfers Out (Bldg Auth Debt) 125,428.20
Reserves 39,700.00

TOTAL $ 232,778.20

Community Development 3E Fund Revenue By Source:

Federal Grant - UDAG $ 0
State Grant - Small Cities $ 0

TOTAL $ 0

Community Development 3E Fund Expenditures: TOTAL $ 0

Community Development 3E Fund Revenue by Source:

Federal Grant $ 52,000.00

TOTAL $ 52,000.00

Community Development 3H Fund Expenditures:

Professional and Contractual $ 52,000.00

TOTAL $ 52,000.00

Library Fund Revenue by Source:

Taxes $ 399,162.00
State & Federal Grants 41,073.00
Charges For Services $ 21,700.00
Fines & Forfeits 54,433.00
Interest & Rents 16,314.00
Other Revenues 87,856.00
Transfer From Fund Balance 55,151.00

TOTAL $ 675,689.00

Library Fund Expenditures:

TOTAL $ 675,689.00

Criminal Justice Training Fund Revenue By Source:

State Grants 7,000.00
Interest 275.00
Transfer From Fund Balance 2,825.00

TOTAL $ 10,100.00

Criminal Justice Training Fund Expenditures: TOTAL $ 10,100.00

1978 Special Assessment Debt Fund Revenue: Transfer From Fund Balance $ 606.00

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June 24, 1991
### Interest & Fees

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>TOTAL</td>
<td>$294.00</td>
</tr>
</tbody>
</table>

### 1978 Special Assessment Debt Fund Expenditures:

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Operating Transfer Out</td>
<td>$702.00</td>
</tr>
<tr>
<td>Special Assessments</td>
<td>$200.00</td>
</tr>
</tbody>
</table>

**TOTAL** $902.00

### 1984 Special Assessment Debt Fund Revenues:

<table>
<thead>
<tr>
<th>Description</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>
</tbody>
</table>

**TOTAL** $63,413.00

### 1984 Special Assessment Debt Fund Expenditures:

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

**TOTAL** $63,413.00

### Building Authority Debt Service Fund Revenues:

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Interest</td>
<td>$17,498.00</td>
</tr>
<tr>
<td>Assessments Levied</td>
<td>$15,500.00</td>
</tr>
<tr>
<td>Appropriation Transfers In</td>
<td>$60,621.00</td>
</tr>
<tr>
<td>Transfer From Fund Balance</td>
<td>$6,631.00</td>
</tr>
</tbody>
</table>

**TOTAL** $100,250.00

### Building Authority Debt Service Fund Expenditures:

<table>
<thead>
<tr>
<th>Description</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>
</tbody>
</table>

**TOTAL** $100,250.00

### River Park Sports Complex Fund Revenues:

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>State Grants</td>
<td>-0-</td>
</tr>
<tr>
<td>Contributions</td>
<td>5,630.00</td>
</tr>
<tr>
<td>Interest</td>
<td>45,000.00</td>
</tr>
<tr>
<td>Other Revenue</td>
<td>4,742.00</td>
</tr>
</tbody>
</table>

**TOTAL** $55,372.00

### River Park Sports Complex Fund Expenditures:

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Capital Outlay Reserve</td>
<td>55,372.00</td>
</tr>
</tbody>
</table>

**TOTAL** $55,372.00

### Lower Harbor Property Acq. & Development:

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Transfer From Fund Balance</td>
<td>-0-</td>
</tr>
<tr>
<td>Other Revenues</td>
<td>56,000.00</td>
</tr>
</tbody>
</table>

**TOTAL** $56,000.00

---

June 24, 1991
<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Lower Harbor Property Acq. &amp; Development:</td>
<td></td>
</tr>
<tr>
<td>Capital Outlay</td>
<td>$15,000.00</td>
</tr>
<tr>
<td>Lower Harbor Marina Project Fund Revenues by Source:</td>
<td></td>
</tr>
<tr>
<td>State Grants</td>
<td>$0.00</td>
</tr>
<tr>
<td>Operating Transfers In</td>
<td>$35,000.00</td>
</tr>
<tr>
<td><strong>TOTAL</strong></td>
<td>$35,000.00</td>
</tr>
<tr>
<td>Lower Harbor Marina Project Fund Expenditures:</td>
<td></td>
</tr>
<tr>
<td>Capital Outlay Reserve</td>
<td>$35,000.00</td>
</tr>
<tr>
<td><strong>TOTAL</strong></td>
<td>$35,000.00</td>
</tr>
<tr>
<td>Neck of Presque Isle Fund Revenues:</td>
<td></td>
</tr>
<tr>
<td><strong>TOTAL</strong></td>
<td>$30,050.00</td>
</tr>
<tr>
<td>Neck of Presque Isle Fund Expenditures:</td>
<td></td>
</tr>
<tr>
<td><strong>TOTAL</strong></td>
<td>$30,050.00</td>
</tr>
<tr>
<td>Hurley Ballfield Construction Fund Revenues by Source:</td>
<td></td>
</tr>
<tr>
<td>Transfer from Fund Balance</td>
<td>$4,300.00</td>
</tr>
<tr>
<td><strong>TOTAL</strong></td>
<td>$4,300.00</td>
</tr>
<tr>
<td>Hurley Ballfield Construction Fund Expenditures:</td>
<td></td>
</tr>
<tr>
<td>Operating Transfer Out</td>
<td>$4,300.00</td>
</tr>
<tr>
<td><strong>TOTAL</strong></td>
<td>$4,300.00</td>
</tr>
<tr>
<td>River Park Complex Phase II Fund Revenues:</td>
<td></td>
</tr>
<tr>
<td>Taxes</td>
<td>$12,733.00</td>
</tr>
<tr>
<td>Interest</td>
<td>$4,000.00</td>
</tr>
<tr>
<td>Sale of Fixed Assets</td>
<td>$8,072.00</td>
</tr>
<tr>
<td><strong>TOTAL</strong></td>
<td>$24,805.00</td>
</tr>
<tr>
<td>River Park Complex Phase II Fund Expenditures:</td>
<td></td>
</tr>
<tr>
<td>Professional &amp; Contractual</td>
<td>$120.00</td>
</tr>
<tr>
<td>Contingencies</td>
<td>$24,685.00</td>
</tr>
<tr>
<td><strong>TOTAL</strong></td>
<td>$24,805.00</td>
</tr>
<tr>
<td>Public Works Facility Construction Fund Revenue:</td>
<td></td>
</tr>
<tr>
<td>Transfer from Infrastructure Improv Fund</td>
<td>$735,000.00</td>
</tr>
<tr>
<td><strong>TOTAL</strong></td>
<td>$735,000.00</td>
</tr>
<tr>
<td>Public Works Facility Constr Fund Expenditures:</td>
<td></td>
</tr>
<tr>
<td>Reserve for Capital Outlay</td>
<td>$735,000.00</td>
</tr>
<tr>
<td><strong>TOTAL</strong></td>
<td>$735,000.00</td>
</tr>
<tr>
<td>Intermodal Transportation Terminal Fund Revenue:</td>
<td></td>
</tr>
<tr>
<td><strong>TOTAL</strong></td>
<td>$156,009.00</td>
</tr>
</tbody>
</table>

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June 24, 1991
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 $ 136,395.00

Marina Fund Expenditures:
TOTAL $ 136,395.00

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 $3,592,046; and has determined the amount necessary to balance the Peter White Library budget to be the sum of $399,162; 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 $3,952,046; 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 $399,162; 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.

WILLIAMS PARK - Tennis Court Paving
A report and recommendation from the Acting City Manager, regarding bids for resurfacing of Williams Park Tennis Courts, was read. Jim Kleba asked for support for this project. It was moved by Commissioner Cihak and supported by Commissioner Coffey to approve the recommendation of the Acting City Manager and award the bid to Payne and Dolan for $19,894.00 being the low bid, and to appropriate $3,894 from the contingency fund to make up the shortfall in the budgeted amount for this project. During the lengthy discussion, Acting City Manager Nebel and Parks and Recreation Director Turausky answered questions. The motion was then carried unanimously.

OLSON ARENA - Scoreboard
A report and recommendation from the Acting City Manager, regarding replacement of the scoreboard in the Olson Arena, was read. It was moved by
Commissioner Coffey, supported by Commissioner Glenn, and carried unanimously to concur with the recommendation and to award the bid to Neveo Scoreboard Company of Farmington Hills, Michigan in the amount of $4,550.00 being the second low bid and meeting specifications.

**INTERNATIONAL FOOD FESTIVAL – Use Agreement**

A report and recommendation from the Acting City Manager, regarding an agreement with the Exchange Club for the International Food Festival at Ellwood A. Mattson Lower Harbor Park, was read. Commissioner Coffey suggested that the signs for this festival be changed to include a prohibition of sparklers and fireworks in the park. It was then moved by Commissioner Coffey, supported by Commissioner Sciotto, and carried unanimously to concur with the recommendation to approve the agreement as modified by the addendum and to authorize the Mayor and City Clerk to sign the agreement.

**CRUISE BOAT AGREEMENT**

A report and recommendation from the Acting City Manager, regarding an agreement with Marquette Harbor Cruises, Incorporated, for use of facilities in the Ellwood A. Mattson Lower Harbor Park, was read. Greg Hokans, representing Marquette Harbor Cruises, answered questions. It was moved by Commissioner Pinkard, supported by Commissioner Glenn, and carried unanimously that the City Commission approve the cruise boat agreement and authorize the Mayor and City Clerk to sign the documents.

**EXEMPLARY CITIZEN AWARDS – Ron Perkins and Geraldine DeFant**

It was moved by Commissioner Glenn, supported by Commissioner Sciotto, and carried unanimously to give exemplary citizen award pins to Ron Perkins and Geraldine DeFant.

**FAIR AVENUE – Traffic Petition**

A petition from residents on West Fair Avenue, regarding high speed traffic and stop signs or traffic signals on Fair Avenue was read. It was moved by Commissioner Sciotto, supported by Commissioner Pinkard, and carried unanimously to refer this item to the Traffic and Parking Advisory Committee and the Police Department for a brief investigation of the traffic problems in the area including the traffic study that has already been done.

**CONSENT AGENDA**

It was moved by Commissioner Coffey, supported by Commissioner Glenn, and carried unanimously to approve the consent agenda as follows:

A. Approve an agreement with the Chamber of Commerce for use of the Ellwood A. Mattson Lower Harbor Park for the Family Fest.

B. Approve an agreement with Marquette Rotary West for use of the Ellwood A. Mattson Lower Harbor Park for the Seafood Fest.

C. Award the bid for installation of tile in the lobby of the Lakeview Arena to Benvenue Tile Company in the amount of $13,887.50 being the only bid and meeting specifications.

E. Award the bid for chemical root control in the sanitary sewer system to Insituform North, Inc. being the low unit price bidder.

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June 24, 1991
F. Award the bid for construction of concrete block partition walls at the Wastewater Treatment Plant to Smyth Construction in the amount of $3,757.68 being the only bid meeting specifications.
H. Schedule a public hearing on the vacation of Spur Street for the July 8, 1991 meeting.

PROPERTIES CAUSING NEIGHBORHOOD PROBLEMS
Acting City Manager Nebel identified the following properties:
1206 JOLIFT: Zoning and maintenance violations now and in the past owned by Linda Ward.
416 NORTH FOURTH: Loud noise and party problems now and in the past where the tenants are Kevin King and Michael Ogan and the owners are Robert and Antoinette Fisher.

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

HOSPITAL FINANCE AUTHORITY: Reappointment of Lynn Hammerstrom to a new 5 year term which would expire July 1, 1996.
POLICE/FIRE PENSION BOARD: Appointment of James F. Duranceau to a term expiring May 1, 1994.
INVESTMENT ADVISORY BOARD: Reappointment of Peter Schumer to a new term expiring July 1, 1994.
ARTS & CULTURE COMMITTEE: Appointment of the following members: Judith Allen, Isabella Hoff Edgell, David Gasowski, Patricia Hicks, Christine Johnson-Martin, Virginia Killough, Dr. John O. Kiltinen, Dr. James Panowski, Andrea Trembath, and Stan Wright.
MARQUETTE COUNTY SOLID WASTE MANAGEMENT AUTHORITY: Appoint James Kizer to a three-year term expiring July 1, 1994.

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

POTVIN
Commissioner Potvin said he has received several complaints that the bike path needs repair especially north of the triangle. He asked for a report and recommendation on this subject. He also asked for a report on the citations issued so far by our contractor for enforcement of the weed ordinance. He said there is long grass at the Heritage House. He asked for a report on the proposed grass parking lot at the dome and on the situation of the lot at Washington and McClellan. Mr. Nebel said that the grass parking lot is intended to be overflow parking for both the Arena and the dome. It is being developed for use with the upcoming logging congress. He said, with regard to clean up of the lot at Washington and McClellan, the City is working to eliminate the fuel oil contamination and to develop a plan which will make financial sense for the City.
Commissioner Potvin also said the latest concert at the Arena was very loud, that there was a lot of drinking by minors, and very much littering. He said there is a five gallon pail of oil in the Arena parking lot which should be cleaned up. He said the Commission should hold work sessions on the Peninsula Sanitation buy-out situation. He commended a group of four wheelers for cleaning up woods trails and noted a request for privacy doors on the toilets in the Ellwood A. Mattson Lover. He said he asked the City Attorney for an opinion regarding the works facility bond issue and found that the Commission could not schedule an election on this issue unless a petition is filed. He said he would help any one who wants to prepare a petition calling for an election. In regard to the employment contract for the new City Manager, he said he was chagrined that there had been no debate allowed on the contract. He said professional development was not in the draft contract, asked what the cost of this item was, and who put it there. He also asked why it was not discussed earlier.

SCIOTTO
Commissioner Sciotto said that he feels the press has not properly represented his thoughts on selection of the new City Manager. He said he had been against the process of seeking candidates because we should have hired Acting City Manager Nebel. He said, however, that he is willing to work with Mr. Iman as City Manager.

PINKARD
Commissioner Pinkard asked if management could look into the larger user fees for non-residents in the Parks and Recreation Programs. He was specifically concerned about non-residents who owned property and pay property tax in the City. He asked about airstream trailers using the Arena parking lot. He said he was not aware this could be done and asked for a report. He said he had received a complaint from a campground owner outside the City. Mr. Nebel said that the Arena had been rented by airstream groups for several years because they use the Arena's meeting rooms. They use the Arena because private campground facilities do not have large meeting rooms. Parks and Recreation Director Turausky also answered questions on this subject. Commissioner Pinkard said we should make our fees at least as high as private campgrounds.

GLEN
Commissioner Glenn noted that the Mining Journal carried a large headline with the new City Manager's salary but did not provide the same coverage for the salaries of the acting president at Northern Michigan University or the new president at Michigan Technological University. She said the City Manager's contract includes the same administrative benefit that is received by the administrative staff.

COFFEY
Commissioner Coffey asked what a citizen should do about dogs at Presque Isle Park. Attorney Martin said that the best procedure would be to phone the police and file a complaint. Commissioner Coffey said he had received good reports about Vango's operation of the stores at Presque Isle Park and asked how people could find out when they will be closed due to inclement weather. Mr. Nebel said that normal hours of operation will be established and the stores should be open during those hours. Commissioner Coffey also
asked about the marker flags on fire hydrants. Public Works Director Lawry said that some of the flags are not removed in the summer if they are not counts and said that business items for City Commission meetings should be submitted early so that they can be on the agenda.

**Cihak**
Comissioner Cihak asked who has responsibility for the bike paths. Mr. Nebel said the responsibility is split between Parks and Recreation and Public Works. Mr. Cihak said he is getting many requests for improvements and extension of the bike path along Lakeshore Boulevard. He said the Friday night opening ceremonies at the Upper Peninsula Summer Sports Festival were very impressive.

**Coffey**
Commissioner Coffey congratulated Commissioner Cihak for receiving two first places in events at the Summer Sports Festival.

**Birch**
Mayor Birch said it is an honor to be the host City for the Upper Peninsula Summer Sports Festival and that the bike path should be improved and extended.

**Acting City Manager Nebel**
Mr. Nebel said the staff needs to make decisions on bidding packages for the public works facility soon and that the City Commission should consider a special meeting or a work session to resolve the issue of location for this facility. It was moved by Commissioner Coffey and supported by Commissioner Glenn to add the location of the new Public Works facility to the agenda. The following vote was taken:

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

Nays: Commissioners Cihak, Pinkard, Potvin.

The motion was not carried due to the requirement for a unanimous vote. Commissioners agreed to hold a special meeting at 7:00 p.m. on Tuesday, July 2 to discuss this issue. Mr. Nebel also said that this was his last meeting as Acting City Manager. He said it has been a very interesting experience and that the City's very professional staff had provided him with good cooperation. He also said that Commissioners have been very supportive. He is sure that the new City Manager, Dale Iman, will enjoy the same support.

**Mayor Birch**
Mayor Birch said that he does not believe that the City could have been served better by any Acting City Manager.

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

[Signatures]

Mayor
William G. Birch

City Clerk
Norman L. Gruber, Jr.

June 24, 1991
Marquette city_commission proceedings_1991_115.TIF
A special meeting of the Marquette City Commission was duly called and held at 7:00 p.m. on Tuesday, July 2, 1991 in Commission Chambers of City Hall.

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

ABSENT: None.

Mayor Birch announced that the reason for the special meeting was to discuss the public works facility location issue and to conduct an evaluation of the City Attorney. He also said that representatives of the English, Welsh, and American Boxing Teams who have been training at the Olympic Education Center at Northern Michigan University are present. Dave Lubs, Boxing Coordinator at the OEC, introduced members of the teams who presented momentos of their visit to Marquette to Mayor Birch. Mayor Birch in return presented them with momentos of their visit to Marquette.

PUBLIC WORKS FACILITY
Commissioner Potvin asked if there had been a motion at the last meeting to hold this meeting on the public works facility. He said he thought there had been a motion, and if there had, he objected to adding the evaluation of the City Attorney to the agenda. During discussion, Assistant City Manager Nebel said that he had added the evaluation to the agenda at the request of the Mayor and Attorney and that he believes this is consistent with the requirements of the Charter for calling special meetings. Mayor Birch ruled both agenda items in order. City Manager Dale Iman then discussed the benefits and drawbacks of the proposed site for the public works facility on Baraga Avenue. He said the benefits far outweigh the drawbacks and that they include increased efficiencies of all sorts, better supervision, quicker response times, decreased times for vehicle service, and vehicle downtime, and the ability to buy and store bulk materials. He said staff members were present to discuss the location issue. It was moved by Commissioner Coffey and supported by Commissioner Glenn to reaffirm the location of the proposed public works facility on Baraga Avenue. During discussion, Finance Director Donna Kohut answered questions about the amount of money that has been set aside for this project in previous budget years, the amount remaining after paying expenses to date, and the size of the bond issue which will be required. She said the debt service should be between $415,000 and 420,000 per year and that this will probably not require an increase in the City’s tax millage. Public Works Superintendent Lawry answered questions regarding environmental concerns at both sites and the value of the present site for resale. He also discussed the savings resulting from decreased travel time to the City Hall and to work sites throughout the City. The following vote was taken:

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

Nay: Commissioner Pinkard.

The motion was carried.

It was then moved by Commissioner Sciutto and supported by Commissioner Coffey to proceed with construction of the public works facility as planned. Don Kimmel of Sundberg, Carlson, and Associates, the architects, answered questions about the design of the building. The following vote was taken:

Ayes: Mayor Birch, Commissioners Cihak, Coffey, Glenn, Potvin, Sciutto.

Nay: Commissioner Pinkard.

The motion was carried.

PUBLIC COMMENT

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

CITY ATTORNEY EVALUATION

It was moved by Commissioner Coffey and supported by Commissioner Cihak to go into closed session to evaluate the City Attorney based upon his request to do this in closed session. The following vote was taken:

Ayes: Mayor Birch, Commissioners Cihak, Coffey, Glenn, Pinkard, Sciutto.

Nay: Commissioner Potvin.

The motion was carried.

RECESS TO CLOSED SESSION

The Commission recessed to closed meeting at 7:53 p.m.

CITY ATTORNEY’S SALARY

The Commission returned to open meeting at 8:45 p.m. It was moved by Commissioner Sciutto and supported by Commissioner Cihak to increase the City Attorney’s salary by 6%. Commissioners discussed the proposed increase. The motion was then carried unanimously.

ADJOURNMENT

The meeting was adjourned at 8:52 p.m.

Mayor
William G. Birch

City Clerk
Norman L. Gruber, Jr.
A regular meeting of the Marquette City Commission was duly called and held at 7:00 p.m. on Monday, July 8, 1991 in Commission Chambers of City Hall.

ROLL CALL
PRESENT: Mayor Birch. Commissioners Cihak, Coffey, Glenn, Pinkard, Potvin, Sciutto.
ABSENT: None.

MINUTES
It was moved by Commissioner Coffey, supported by Commissioner Sciutto, and carried unanimously to delay approval of the minutes of the June 24 meeting until the next regular meeting.

BILLS
Total bills payable for the 1991-92 fiscal year in the amount of $20,964.94 and the for the 1991-92 fiscal year in the amount of $431,912.20 were presented. It was moved by Commissioner Coffey and supported by Commissioner Cihak to pay the bills as presented and to allow Commissioner Glenn to abstain from voting. The following vote was taken:
Ayes: Mayor Birch. Commissioners Cihak, Coffey, Pinkard, Sciutto.
Nay: Commissioner Potvin.
Abstention: Commissioner Glenn.
The motion was carried.

AGENDA
During the time set to consider the agenda, it was moved by Commissioner Sciutto, supported by Commissioner Potvin, and carried unanimously to add a communication from Fire Lieutenant Phillips regarding his use of sick leave time. Commissioner Coffey asked that item 10B be removed from the consent agenda.

PUBLIC HEARING — Spur Street Vacation
Mayor Birch announced that this was the time and date set for a public hearing on the vacation of Spur Street north of Fair Avenue. The recommendation from the Planning Commission was read. Dr. John English, one of the owners of the property at the north end of Spur Street, noted a letter from his attorney, Randy Osstyn. He said the street is only going to be moved and that it did not need to be vacated and rededicated. He was concerned that there be no break in access to his property and said that an easement was not acceptable. He asked if there was a problem where the bike path and the proposed location of Spur Street cross. City staff members responded to his questions. Mike Pond, representing the Marquette Medical-Dental Center, said the Medical Center will meet all of the requirements in Mr. Osstyn's letter. He described other issues related to the vacation of the street including two easements which need to be abandoned, the dedication of the right of way for a bike path, and a fence along the northern property line of the Medical Center. The hearing was closed. It was moved by Commissioner Coffey and supported by Commissioner Pinkard to concur with the recommendation of the Planning Commission and to vacate Spur Street north of Fair Avenue contingent upon the dedication of a bike path.
new right of way by the Medical-Dental Center. During discussion, City Planner Gruber and Mr. Pond answered questions. The motion was then carried unanimously.

CITIZENS
During the time set for citizens to address the Commission on agenda items, Steve Christopher asked to speak on item 5, David Amelia, representing Carrier Corporation, asked to speak on item 9, Lieutenant Robert Phillips, and Arena Manager Butch Runstrom said he would answer questions on items 3 and 9.

MIKE FERRY - Seventh Street Right of Way
Mike Ferry of 543 West Washington Street, said that he still wants to sell his building to the City for use as Seventh Street right of way. He said he is asking for half down and the ability to retain use of the building for up to one year. City Manager Iman answered questions about the proposal and said he would have a recommendation ready for the next City Commission meeting. Mr. Perry said he could wait until that meeting for an answer.

ALCOHOLIC ANONYMOUS AND AL-ANON - Lakeview Arena Rental
A communication from Alcoholics Anonymous and Al-Anon, requesting a lower rental fee for use of the Lakeview Arena, was read. Arena Manager Runstrom and Parks and Recreation Director Turansky answered questions about the Arena rates for different kinds of organizations. It was moved by Commissioner Coffey and supported by Commissioner Cihak to charge Alcoholics Anonymous and Al-Anon $600.00 which is the City's cost for the rental of the Arena for their meeting. The following vote was taken:

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

TRAFFIC AND PARKING ADVISORY COMMITTEE - Parking on Hampton, Mesnard, and Altamont
A recommendation from the Traffic and Parking Advisory Committee, for restricted parking on Hampton, Mesnard, and Altamont Streets, was read. City Engineer Haapala and Public Works Superintendent Lawry answered questions about the parking restrictions which are proposed to increase safety for students walking to the Bothwell Middle School. It was moved by Commissioner Sciutto, supported by Commissioner Cihak, and carried unanimously to concur in the recommendation of the Traffic and Parking Advisory Committee and to prohibit parking from 7:00 a.m. to 9:00 a.m. on the south side of Hampton and Mesnard Streets between Altamont and Tierney and on the north side of these streets between 2:00 p.m. and 4:00 p.m. and further to restrict parking on the east side of Altamont between Hampton and Fisher from 7:00 a.m. to 9:00 a.m. and on the west side from 2:00 p.m. to 4:00 p.m.

SHIRAS ZOO IMPROVEMENT TASK FORCE - Design Contract
A report and recommendation from the Shiras Zoo Improvement Task Force was read. Steven Christopher, Chairman of the Task Force, supported the recommendation and answered questions about it. It was moved by Commissioner Glenn, supported by Commissioner Potvin, and carried unanimously to engage the Kestral Design Group at a cost of $14,000 plus...
out of pocket expenses and to have a topographical survey prepared with the total cost of all work not to exceed $30,000 and with this amount to be appropriated from the contingency fund.

**RIVER PARK SPORTS COMPLEX - Grant Agreement**

A report and recommendation from the City Manager, regarding a grant agreement for construction of the River Park Sports Complex, was read. It was moved by Commissioner Pinkard, supported by Commissioner Cihak, and carried unanimously to approve the grant agreement and resolution and authorize the appropriate officials to execute the same. The following resolution was adopted:

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

1. To appropriate the sum of One hundred thirteen thousand, five hundred dollars ($113,500.00) to match the grant authorized by the DEPARTMENT and to appropriate such additional funds as shall be necessary to complete the project.

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

3. To construct the project and provide such funds, services, and materials as may be necessary to satisfy the terms of said Agreement.

4. To authorize John M. Turausky, Director of Parks & Recreation, to be the local Authorized Representative to sign documents in behalf of the City of Marquette, Michigan.

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

**LANDFILL STUDY**

A report and recommendation from the City Manager, regarding funding for an independent assessment of the operation of the Marquette County Landfill, was read. It was moved by Commissioner Sciutto and supported by Commissioner Potvin that the City Commission authorize payment of $5,500 to the East Marquette Solid Waste Disposal Authority as the City's share of an assessment of landfill operations and management for the Marquette County landfill, contingent upon review of the proposed engineering firm by the County Solid Waste Authority. Assistant City Manager Nebel answered questions about the proposed study. It was moved by Commissioner Coffey and supported by Commissioner Pinkard to table this item until the next meeting. The following vote was taken:

- **Ayes:** Commissioners Cihak, Coffey, Glenn, Pinkard.
- **Nays:** Mayor Birch, Commissioners Potvin, Sciutto.

The motion to table was carried.

July 8, 1991
PUBLIC WORKS SERVICE CENTER – Bond Resolution

A report and recommendation from the City Manager, regarding a resolution authorizing a notice of intent to issue an obligation with the Michigan Department of Treasury, was read. It was moved by Commissioner Cihak and supported by Commissioner Glenn to adopt the resolution as recommended. The following vote was taken:

Ayes: Mayor Birch, Commissioners Cihak, Coffey, Glenn, Potvin, Sciutto.

Nay: Commissioner Pinkard.

The following resolution was adopted:

WHEREAS, the City of Marquette Building Authority intends to issue City of Marquette Building Authority Bonds, Series 1991 (the “Bonds”), in the principal amount of not to exceed $6,000,000, to provide funds with which to acquire, construct, and equip a Public Works Service Center.

WHEREAS, the City of Marquette desires to apply, together with the City of Marquette Building Authority, to the Michigan Department of Treasury for an Order Providing Exception with respect to the Bonds.

IT IS RESOLVED BY THE CITY COMMISSION OF THE CITY OF MARQUETTE, MICHIGAN, THAT:

Each of the Finance Director and the City Clerk is authorized to file with the Michigan Department of Treasury a Notice of Intent to Issue an Obligation with respect to the Bonds and to pay, upon the filing of the Notice, the filing fee of $400.

LAKEVIEW ARENA COMPRESSOR MAINTENANCE CONTRACT

A report and recommendation from the City Manager, regarding a maintenance agreement for the Lakeview Arena Compressors, was read. It was moved by Commissioner Pinkard and supported by Commissioner Glenn to concur with the recommendation and to award a maintenance agreement to Carrier Building Systems and Services at a cost of $11,088. The Commission discussed the proposed emergency service clause in the Carrier maintenance agreement as opposed to the other two which were bid and which do not have such clauses. The Commission also discussed the difference in cost between the Carrier agreement and the other two agreements. During discussion, David Amelia, representing Carrier Corporation and Jim Kizer, Chairman of the Lakeview Arena Advisory Board, answered questions. The following vote was then taken:

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

Nay: Commissioner Cihak.

The motion was carried.

Mayor Birch called a five-minute recess at 8:49 p.m.

LIEUTENANT ROBERT PHILLIPS – Sick Leave

A letter from Fire Department Lieutenant Robert Phillips, requesting replacement of sick leave he had used as a result of a broken leg received during the Pigs-n-Heat hockey game, was read. Lieutenant Phillips addressed the Commission supporting his request. It was moved by Commissioner Potvin, supported by Commissioner Pinkard, and carried unanimously to refer this
letter to the administration for a report and recommendation at the next meeting.

FOOD CONCESSIONS - Island Store and Lower Harbor Park
A report and recommendation from the City Manager, regarding a concession agreement with Vango's for operation of the Island Store and the store in the Ellwood A. Mattson Lower Harbor Park, was read. It was moved by Commissioner Coffey, supported by Commissioner Pinkard, and carried unanimously to approve the agreement and to authorize the Mayor and City Clerk to execute it.

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

A. Approve a use agreement for Ellwood A. Mattson Lower Harbor Park with the Marquette County Labor Council and
C. Set a Public Hearing for July 29, 1991 for the Purpose of Amending the Title of the BOCA Code to the National Existing Structures Code.

APPOINTMENTS
Mayor Birch appointed City Manager Iman to the Downtown Development Authority and the Village Development Authority.

PROPERTIES CAUSING NEIGHBORHOOD PROBLEMS
City Manager Iman identified the following properties:

1206 JOLIET owned by Linda Ward with ongoing maintenance problems related to auto body finishing and painting.
625 NORTH FOURTH owned by Francis Roe where the tenant is Alford Allard there were loud noise and party violations.

CITIZENS
Mike Beaudry said that the Kiwanis Club rental of the Lakeview Arena is for fundraising and that all of this money goes back into the community. Jim Kizer, Chairman of the Lakeview Arena Advisory Board, said that non-profit groups are covered under the non-commercial charges for the Arena. He was concerned about the City Commission making exceptions to the Arena fee schedule. Carolyn Crowley was concerned that the City's fire bell, which is at Memorial Field, is not being properly maintained. She was also concerned about the rents charged non-profit organizations at the Arena. City Manager Iman said he will be responding to Mrs. Crowley's letter. It was moved by Commissioner Sciotto, supported by Commissioner Cihak, and carried unanimously to authorize the administration to get the bell back from Northern Michigan University.

CITHAK
Commissioner Cihak recognized City employees who had helped with an emergency at the Negaunee Sewer Plant. They are Cindy Zoll, Robert Black, and Randy Britton. He said the Fire Department employees had helped water and Randy Britton. He said the Fire Department employees had helped water and Randy Britton. He said the Fire Department employees had helped water and Randy Britton. He said the Fire Department employees had helped water and Randy Britton. He said the Fire Department employees had helped water and Rand...
up truck purchased by the City needs to be a four wheel drive. He said the
administration should work with the City's labor unions to allow non-profit
organizations to get low Arena rental rates by setting up and taking down
the furniture for their meetings. He asked what has been done to repair the
railroad bike path and asked if a bike path could be built through the railroad
east of South Front Street. City Manager Iman responded to
yards instead of along South Front Street. City Manager Iman responded to
his concerns.

COFFEY
Commissioner Coffey asked if the jail's work release people could be used
to help clean up the County landfill because there is a great amount of
debris blowing around there. He asked if the Arena has a fee policy for
non-profit organizations. It was moved by Commissioner Coffey and supported
by Commissioner Glenn to reconsider the motion on the fee reduction for
Alcoholics Anonymous and Al-Anon. The following vote was taken:

Ayes: Commissioners Coffey, Glenn, Pinkard.
Mays: Mayor Birch. Commissioners Cihak, Potvin, Sciutto.
The motion failed.
Commissioner Coffey said that we should not lower the Arena fees
arbitrarily.

GLENN
Commissioner Glenn discussed the open house held for new City Manager Dale
Iman last week.

PINKARD
Commissioner Pinkard agreed that the City Commission should follow advisory
board recommendations more closely. He was concerned that the Fourth of
July fireworks were fired during bad weather and that many people could not
see them.

POTVIN
Commissioner Potvin said he is pleased that the City has cleared the brush
at the City's lift station across from Mrs. Patenaude's house on Lakeshore
Boulevard. He said Dr. Appleberry had received many gifts when he had left
town and that this is inappropriate if these gifts were bought with tax
money. He said it is time to discuss the equity of the City's garbage
collection fees as well as more restrictions on the time that the garbage
can be put out. He said the bill for Mr. Iman's reception should not have
been paid by the City. He took issue with the City Manager's contract
especially the professional development requirements which cost $5,554 last
year and required about 15 days away from the City. He complimented
the American Legion on a great Fourth of July parade and the Exchange Club
for a good Food Fest. He said people could not see the fireworks in the fog. He
also asked about the reception for the Upper Peninsula Summer Sports
Festival.

SCIOTTO
Commissioner Sciutto said the Fourth of July parade was very nice. He noted
an article in the newspaper about free smoke alarms being provided by the
Superiorland Home Builders for people who could not afford them. He said
this will help save lives in the community and commended the Home Builders.
He said that the garbage collection fees need attention, noted complaints about garbage blowing around at the Pioneer Road landfill, said that he had observed the response to an oil and gas bill near South Front Street and that everyone involved had done an excellent job. He said there should be a better mechanism to tell people how the millage rate relates to their equalized value. He asked if there was progress in preparing the report about the petition regarding speeding traffic on West Fair Avenue. City Manager Iman said this will be on the agenda for the next Traffic and Parking Advisory Committee meeting.

BIRCH
Mayor Birch said the article about Dr. Appleberry's gifts was not appropriate for City Commission action. He said there will be a public reception for City Manager Dale Iman at the Ramada Inn on Wednesday and complimented the Exchange Club for a fine International Food Festival over the Fourth of July weekend. He said he had attended the reopening of the fountain at Harlow Park and complimented the American Legion for their work on this project. He also expressed his compliments to Tom Griffith for this work on the Marquette County Solid Waste Management Authority. He said the contract with the new City Manager was the same as the agreement with the previous City Manager except for the salary amount. In regard to the Arena fees, he said that sometimes he will go against a recommendation but that this will happen in government. He said the City Commission had made a sound decision on this matter.

CITY MANAGER IMAN
City Manager Iman thanked the people who had hosted his reception, especially on behalf of his wife. He said that, in regard to the professional development clause in the contract, he had not asked for this clause and that he probably will not use it all. He said people are dumping garbage at the Pioneer Road ballfield and that this is the result of increased landfilling fees. He also congratulated the City Commission for comprehensive ways of seeking information and for having an excellent City staff.

ADJOURNMENT
The meeting was adjourned at 11:17 p.m.

Mayor
William G. Birch

City Clerk
Norman L. Gruber, Jr.

July 8, 1991
Marquette City Commission Proceedings 1991

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OFFICIAL PROCEEDINGS OF THE
MARQUETTE CITY COMMISSION
Monday, July 29, 1991

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

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

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

APPROVAL OF MINUTES
It was moved by Commissioner Cihak, supported by Commissioner Coffey, and carried to approve the minutes of the June 24, July 2 special and July 8 meetings as presented.

BILLS PAYABLE
Total bills payable in the 1990-91 fiscal year in the amount of $251,602.91 and in the 1991-92 fiscal year in the amount of $481,961.01 were presented. It was moved by Commissioner Coffey, and supported by the Commissioner Sciotto, to pay the bills as presented. Commissioners Potvin and Cihak objected to paying the bill to Commissioner Glenn for reimbursement of costs for a reception for the new City Manager at her home. The following vote was taken:

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

The motion was carried.

AGENDA CHANGES
During the time set for announcing additional agenda items, Commissioner Coffey asked that item 21A, a resolution regarding the Tracy Avenue agreement, be added. Commissioner Pinkard asked that items 22C and D be removed from the consent agenda, Commissioner Cihak asked that item 22A be removed from the consent agenda. Mayor Birch said he would add item A, recognition of students at Fisher Elementary School.

FISHER ELEMENTARY SCHOOL - Recycling Program
Mayor Birch said that students and staff at Fisher Elementary School have been participating in a pilot recycling program. Andrew Legalley, a student at the school, thanked the Mayor and City Commission for their support of this program. Sue Legalley, Andrew’s mother, thanked the school and the City for their support and said the students would benefit from learning how to recycle.

PROCLAMATION - Coast Guard Anniversary
Mayor Birch presented the following proclamation:

WHEREAS, In November of 1886, a vicious storm blew the steamer DAVID WALLACE and schooner-barge ROBERT WALLACE aground on Chocolay Reef and the schooner FLORIDA on the beach in South Marquette in October of 1887, another powerful storm wrecked the schooners GEORGE SHERMAN and ALVA BRADLEY on Shot Point and blew the schooner PLYMOUTH on a reef at Presque Isle, and;

July 29, 1991
WHEREAS, Local residents, led by Peter White, initiated a strong local lobbying effort with the United States Congress to have a life-saving station established in Marquette to protect the lives of those traveling on Lake Superior in the Marquette region, and;

WHEREAS, In 1890, construction was initiated on a new Station located on Federal Lighthouse Reservation Land adjacent to the Lower Harbor Breakwall and on May 9, 1891 Station Marquette was officially put into commission with Henry J. Cleary as its first Station Keeper along with six surfmen who were engaged for the active season, and;

WHEREAS, Throughout the past century, from Stationkeeper Henry J. Cleary to current Officer in Charge BMC Harvey Scherer, U.S. Coast Guard Station Marquette has been dedicated to the protection of life, the preservation of property, and the education of the boating public on the greatest and at times, most dangerous body of fresh water in the world – Lake Superior;

NOW, THEREFORE, BE IT RESOLVED That the City of Marquette congratulates the people who have staffed the U.S. Coast Guard Station Marquette over this past century and do hereby declare Sunday, August 4, as U.S. Coast Guard Station Marquette Day in the City of Marquette.

EXEMPLARY CITIZENSHIP AWARD – Geraldine DeFant
Mayor Birch read the Proclamation he had made in June establishment of Geraldine DeFant Day. He then stepped to the podium and presented the exemplary citizenship award pin to Mrs. DeFant.

CITIZENSHIP AWARDS – Bruce Wentela and Eric Markantony
Mayor Birch, still at the podium, presented Citizenship Awards to Bruce Wentela and Eric Markantony. These gentlemen along with Candace Hewitt, who could not be present tonight, rendered assistance to a man who was trapped under a fallen porch roof. The accident could have resulted in his death but did not due to their efforts.

WALK MICHIGAN AWARD WINNER
The City Clerk read the background material relating to the Walk Michigan Program being sponsored by Blue Cross Blue Shield and Gilbert Dairy. Mayor Birch then drew the winner for the most recent walking event; Jan Hampton received a trip to Mackinac Island.

PUBLIC HEARING – BOCA Code Amendment
Mayor Birch announced that this was the time and date set for a public hearing on an amendment to the property maintenance code. Housing Inspector Paul Enrietti answered questions regarding the proposed change in this code. The hearing was closed. It was moved by Commissioner Sciutto, supported by Commissioner Cihak, and carried to adopt ordinance #428 as follows:

AN ORDINANCE TO AMEND TITLE XII, CHAPTER 81 OF THE MARQUETTE CITY CODE BY ADOPTING THE BOCA NATIONAL PROPERTY MAINTENANCE CODE OF 1990, REFERENCE, INCLUDING ALL AMENDMENTS, SUPPLEMENTS AND REVISIONS.
CITIZEN COMMENT
Howard Broemer asked to speak on item 7. Mike Pond said that he, Paul Painde and Ken Tuominen asked to speak on item 14.

MICHIGAN MUNICIPAL LEAGUE - Business Meeting Delegates
It was moved by Commissioner Potvin, supported by Commissioner Sciotto, and carried that Mayor Birch and Mayor Pro Tem Coffey be appointed as the City’s delegate and alternate to the annual business meeting of the Michigan Municipal League.

SPECIAL ASSESSMENT - Woodland Avenue
A petition for curbing, paving, and storm sewer on Woodland Avenue north of Wright Street was presented. Howard Broemer supported this petition. He asked for a narrower than standard street right of way. It was moved by Commissioner Coffey, supported by Commissioner Pinkard, and carried to refer this petition to the City administration for a report and recommendation. Commissioners asked for information on specific items in the report.

LAURIE NELDBERG-WEESEN - Beach Cleanup Day
Laurie Neldberg-Weesen, Vice-Chairwoman of the Parks and Recreation Advisory Board, spoke on the need for cleanup of the City's beaches and a proposal to have a beach cleanup day in September. It was moved by Commissioner Potvin, supported by Commissioner Sciotto, and carried to declare September 21 as Beach Clean Up Day and to direct the City Public Works Department to pick up the bags of trash resulting from this clean up, which are placed along the beach roads on that day.

ELECTION BOARD - Presidential Preference Primary
A recommendation from the City Election Board, recommending a resolution opposing the State presidential preference primary election, was read. It was moved by Commissioner Pinkard and supported by Commissioner Cihak to support the recommendation and adopt the resolution. After discussion, the motion was carried with no dissent and the following resolution was adopted:

WHEREAS, the State of Michigan has cut programs for the poor, elderly, arts, recreation, etc. to cut costs; and

WHEREAS, It appears that the State of Michigan will experience budgeting difficulties for the fiscal year beginning October 1991; and

WHEREAS, The State Legislature, in an effort to balance the State budget, did make cuts in State Shared Revenues to local units of government; and

WHEREAS, As a result of those State mandated cuts in local monies, the City of Marquette will need to implement various cost saving measures; and

WHEREAS, The Presidential Preference Primary currently scheduled for March 17, 1992, is estimated to cost the State of Michigan five to eight million dollars, and local units of government who will operate the election an equal amount,

July 29, 1991
NOW, THEREFORE, BE IT RESOLVED, That, in light of our current economy and condition, the City Commission of the City of Marquette go on record in opposition to the holding of a Presidential Preference Primary Election.

ELECTIONS BOARD – Federal Voter Registration Law
A recommendation from the Elections Board, urging Commission opposition to a proposed federal voter registration law, was read. It was moved by Commissioner Pinkard, supported by Commissioner Sciutto, and carried to support this recommendation and to oppose the proposed legislation.

PLANNING COMMISSION – Subdivision Ordinance
A recommendation from the Planning Commission, for an amendment to the Subdivision ordinance requiring a review process for condominium projects, was read. It was moved by Commissioner Coffey, supported by Commissioner Cihak, and carried to hold a public hearing on this proposed amendment at the next regularly scheduled meeting.

WATER AND SEWER UTILITY ADVISORY BOARD – Plumbing Permit Requirements
A recommendation from the Water and Sewer Utility Advisory Board, that plumbing permits be required before the City issues water or sewer tapping permits, was read. Bob Weber, a member of the Board, answered questions about this proposed policy change. It was moved by Commissioner Coffey, supported by Commissioner Cihak and carried to refer this matter to the City Administration for a report and recommendation.

THIRD STREET LIGHTING PROJECT – Engineering Agreement
A report and recommendation from the City Manager, regarding an agreement for preliminary engineering for the Third Street lighting project, was read. It was moved by Commissioner Pinkard and supported by Commissioner Sciutto to concur with the recommendation and approve an agreement with Sundberg, Carlson, and Associates for preliminary engineering on the Third Street lighting system between Washington and Arch. Commissioners discussed the need for bidding out engineering service contracts. The following vote was taken:
Ayes: Mayor Birch, Commissioners Coffey, Pinkard, Sciutto
Nays: Commissioners Cihak, Potvin
The motion was carried.

MARQUETTE COUNTY LANDFILL – Independent Assessment
A report and recommendation from the City Manager, regarding City participation in and funding for an independent assessment of the operation of the Marquette County Landfill, was read. Ivan Fende and Ken Tuominen both addressed the Commission asking for their support for this project. After discussion, it was moved by Commissioner Potvin, supported by Commissioner Cihak, and carried to take the motion off the table. It was then moved by Commissioner Potvin, supported by Commissioner Cihak, and carried to approve the motion from the last meeting authorizing payment of $5,500 to the East Marquette Solid Waste Disposal Authority for an assessment of landfill operations and management at the Marquette County landfill contingent upon review of the proposed engineering firm by the County Solid Waste Authority.

LAKEVIEW ARENA – Outdoor Temporary Bar
A report and recommendation from the City Manager, regarding an application to the Liquor Control Commission for approval of a temporary outside bar at the Lakeview Arena during the Timber Producers Logging Congress, was read. It was
moved by Commissioner Coffey, supported by Commissioner Sciortto, and carried to concur with this recommendation and authorize submission of the application. Parks and Recreation Director Turansky answered questions regarding this proposal.

SURPLUS PROPERTY - Lot 86 Shiras Hills
A report and recommendation from the City Manager, regarding bids for the sale of Lot 86 of Shiras Hills Subdivision, was read. It was moved by Commissioner Coffey, supported by Commissioner Pinkard, and carried to concur with the recommendation to accept the bid of $15,100 offered by Mr. Clarence Brisson for this property.

RECESS
Mayor Birch called a five-minute recess at 9:14 p.m.

MUNICIPAL SERVICE CENTER - Ground Lease
A report and recommendation from the City Manager, regarding the ground lease between the City and the Marquette Building Authority for the land where the Municipal Service Center will be built, was read. It was moved by Commissioner Sciortto and supported by Commissioner Coffey to concur with a recommendation and to adopt a resolution authorizing the ground lease and contract of lease with the City of Marquette Building Authority. The following vote was taken:
Ayes: Mayor Birch, Commissioners Cihak, Coffey, Potvin, Sciortto.
Nay: Commissioner Pinkard.
The motion was carried.

MUNICIPAL SERVICE CENTER - Site Preparation Contract
A report and recommendation from the City Manager, regarding bids for site preparation for the Municipal Service Center, was read. It was moved by Commissioner Coffey, supported by Commissioner Cihak, and carried to hire A. Lindberg and Sons, the low bidder, for an amount not to exceed $499,000.
Darryl Sundberg, representing Sundberg, Carlson, and Associates answered questions about the soil compaction method.

COMPUTER EQUIPMENT - Bids
A report and recommendation from the City Manager, regarding bids for computer equipment, was read. It was moved by Commissioner Pinkard, supported by Commissioner Potvin, and carried to support the recommendation of the City Manager and to award this bid to the second low bidder, E.A. Gibbs Company, in the amount of $28,470.

CITY MANAGER - Employment Contract
Mayor Birch announced that this was the time set to discuss the vacation provisions of the City Manager's employment contract. Commissioner Sciortto said that there was a difference between the method of computing the City Manager's vacation and the department heads' vacations. City Attorney Martin reported that there had been a misunderstanding in drafting the original contract and that after issuing a memo to the Commissioners before the last Commission meeting he had corrected the contract. Commissioner Cihak, as member of the contract negotiating team, confirmed that the contract was to include ten days of vacation during the first year of Mr. Iman's employment.
MARQUETTE MEDICAL-DENTAL CENTER - Easement Vacation

A report and recommendation from the City Manager, regarding vacation of a railroad right of way, Spur Street right of way, release and abandonment of a sidewalk right of way for Spur Street and of easements, and dedication of a new right of way for Spur Street and of easements, was read. It was moved by Commissioner Sciotti, supported by Commissioner Potvin, and carried to concur with the recommendation and to authorize the Mayor and City Clerk to execute all the documents on behalf of the City.

TRACT AVENUE - Construction Contract

A report and recommendation from the City Manager, regarding adoption of a resolution authorizing signing of the construction contract with the Michigan Department of Transportation for Tracy Avenue construction, was read. It was moved by Commissioner Pinkard and supported by Commissioner Cihak to concur with the recommendation and to adopt the resolution. The following vote was taken:

Ayes: Mayor Birch, Commissioners Cihak, Coffey, Pinkard, Sciotti.
Nay: Commissioner Potvin.

The following resolution was adopted:

WHEREAS, the City of Marquette has approved the terms of contract 91-0669 with the Michigan Department of Transportation during its April 29, 1991 meeting.

BE IT THEREFORE RESOLVED, that this Honorable Body authorize Mayor Pro Tem, Charles E. Coffey and City Clerk, Norman L. Gruber, Jr. to sign any and all documents related to the execution of Contract 91-0669 with the Michigan Department of Transportation.

PARK CEMETERY - Pickup Truck Bids

A report and recommendation from the City Manager, regarding bids for the purchase of a new 3/4 ton heavy duty four-wheel drive pickup truck with plow for Park Cemetery, was read. It was moved by Commissioner Pinkard and supported by Commissioner Coffey to award this bid to Frei Chevrolet being the low bidder in the amount of $20,286.02 but to retain the trade-in and to sell it during the next City auction.

PARKS DEPARTMENT - Pickup Truck Bids

A report and recommendation from the City Manager, regarding bids for a new 1/2 ton two-wheel drive pickup truck for the Parks Department, was read. It was moved by Commissioner Pinkard, supported by Commissioner Cihak, and carried to award this bid to Frei Chevrolet being the low bidder, in the amount of $12,925.15, but to retain the trade-in truck and to sell it in the next City auction.

APPOINTMENTS

Mayor Birch established the following terms for members of the Arts and Culture Committee:

To Terms Expiring June 1, 1992: Patricia Hicks, Christine Johnson-Martin, Dr. Richard Klahn, and Andrea Trembath.

To Terms Expiring June 1, 1993: David Gasowski, John Kiltinen, Dr. James

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Citizen Comment

During the time set for citizens wishing to address the Commission, Tim Eskelainen spoke on the inequities and the garbage collection system fees. He said people who recycle should be rewarded for this.

Coffey

Commissioner Coffey said that Mr. Eskelainen has a good idea, but it is very difficult to alter the fee structure so as to accomplish his goals.

Cihak

Commissioner Cihak noted a letter sent to the Commissioners regarding an alternate idea for the Presque Isle Park Zoo. Commissioner Sciutto said that he would present this letter at the next Zoo Committee meeting. Mr. Cihak also discussed the upcoming special election to fill the vacancy on the Marquette County Board. He noted that the Treasurer and Attorney had collected a large parking violation bill from a local person and said that the bike path improvements which have been made near Presque Isle are excellent.

Pinkard

Commissioner Pinkard said that there had been a harbor tour for officials from all over the County tonight and that there should have been better planning so that the City Commissioners could have gone also. He said the sidewalk issue should be brought to a public forum soon. City Manager Iman said that it will be.

Potvin

Commissioner Potvin said the inequities in the garbage collection fees need to be addressed. He asked about an alternative petting zoo instead of an extensive zoo at Presque Isle and said that he was unhappy about the editorial in the Mining Journal on the zoo issue. He noted receipt of a letter complaining about noise from concerts at the Lakeview Arena. He also complained about the noise ordinance saying that it could not be used to correct the noise problem. He said the Fourth of July Parade was wonderful but that we should try to avoid throwing candy from vehicles because of concern for the safety of children running out to pick up the candy. He took exception to the policy of the Water and Sewer Utility Advisory Board and said the repairs to the bike path had been good but more are needed. He asked when the bocce ball court in the Ellwood A. Mattson Lower Harbor Park would be done and asked for a report on the status of repairs to the Presque Isle store. He asked if we could move back the curbing on the northwest corner of Washington and Front and said the Heritage House owners have had some work done to clean up their property but that more needs to be done.

Sciutto

Commissioner Sciutto asked for a report on the status of the fire bell. City Manager Iman said the bell had been picked up on July 9 and taken to fire hall #1. He said the framing is being repaired and that staff is investigating putting it in the Ellwood A. Mattson Lower Harbor Park. He said the Historic Preservation Advisory Committee will review the bell location and make a recommendation. Commissioner Sciutto noted complaints about the use of the

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microphones by Commissioners and about the new camera position for the television camera. He spoke on the need for a zoo in the City. He said roller bladers are creating a safety hazard on sidewalks, that the landscaping at Snowberry Heights looks exceptionally nice, and that he was at a large family reunion this weekend. He said meetings, conventions, and reunions are good for business in Marquette.

COFFEY
Commissioner Coffey said the Water and Sewer Utility Advisory Board is doing an excellent job.

BIRCH
Mayor Birch said it is important to speak into the microphones. He said the public is invited to Giant's Foot Park open house on July 31 and that Robin Martin will represent Marquette in the Hershey National Track and Field Meet during August.

CITY MANAGER IMAN
Mr. Iman said that after being here a month, he is convinced the City has a great staff. He said he has set some long and short term goals and that the priority list is high on the priority list along with use of the flagpole in the Ellwood A. Mattson Lower Harbor Park. He noted that Assistant City Manager Nebel will be vacationing in Alaska and Siberia.

ADJOURNMENT
The meeting was adjourned at 10:53 p.m.
A regular meeting of the Marquette City Commission was duly called and held at 7:00 p.m. on Monday, August 12, 1991 in Commission Chambers of City Hall.

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

APPROVAL OF MINUTES
It was moved by Commissioner Coffey, supported by Commissioner Cihak, and carried unanimously to approve the minutes of the July 29, 1991 meeting as presented.

BILLS PAYABLE
Total bills payable in the 1990-91 fiscal year in the amount of $152,682.86 and in the 1991-92 fiscal year in the amount of $460,377.93 were presented. It was moved by Commissioner Cihak, supported by Commissioner Glenn, and carried unanimously to approve the total bills payable.

AGENDA CHANGES
During the time set for announcing agenda changes, it was moved by Commissioner Sciotto and supported by Commissioner Potvin to add discussion of the sale of a lot at 906 W. Ridge Street to the agenda. There being no objection, this was made item 12a.

EXISTING CITIZENSHIP AWARDS - Dr. James Hendricks, Neil Nystrom
Mayor Birch gave background information on the many services to the community of Dr. Hendricks and Mr. Nystrom. He then stepped to the podium and presented exemplary citizenship award pins to these gentlemen.

CERTIFICATE OF ACHIEVEMENT FOR EXCELLENCE IN FINANCIAL REPORTING
Mayor Birch presented the Certificate of Achievement for Excellence in Financial Reporting to Finance Director Donna Kohut. He noted that this was the fifth year in a row that the City and Ms. Kohut have received this award and that it reflects very well upon both the City and the Accounting staff.

PUBLIC HEARING - Subdivision Ordinance Amendment
Mayor Birch opened the public hearing on a proposed amendment to the subdivision ordinance. The recommendation from the Planning Commission was read. There being no one to address the Commission, the hearing was closed. It was moved by Commissioner Sciotto, supported by Commissioner Pinkard, and carried unanimously to adopt ordinance #429 as follows:

AN ORDINANCE TO AMEND TITLE XII CHAPTER 85 OF THE MARQUETTE CITY CODE BY ADDING REGULATIONS FOR CONDOMINIUMS.
Commissioner Potvin said that the fees should be adopted as a separate item.

August 12, 1991
CITIZEN COMMENT
During the time set for citizens wishing to address the Commission, Dan McFadden asked to speak on item 5, Bob Weber on item 8, Alan Wood on item 4, and Joe Labrecque on item 12a.

ALAN WOOD – Sewer Repair Charges
A communication from Alan Wood, regarding a bill for repair of the sewer at his home at 811 Pine Street, was read. Mr. Wood addressed the Commission and was obviously caused by external forces. Bob Wood was under the street and City engineers answered questions representing the Water and Sewer Utility Advisory Board, answered questions about the Board's determination that Mr. Wood should pay this bill. It was moved by Commissioner Cihak, supported by Commissioner Coffey, and carried unanimously to ask for a report and recommendation from the administration on this matter.

TRAFFIC AND PARKING ADVISORY COMMITTEE – McClellan and Fair Intersection
A recommendation from the Traffic and Parking Advisory Committee, regarding widening of West Fair Avenue at the intersection with McClellan to allow left turns and the installation of a traffic signal at that intersection, was read. Daniel McFadden, representing the neighborhood, supported this request. It was moved by Commissioner Coffey and supported by Commissioner Sciotto to temporarily install three-way stop signs at the corner of McClellan and Fair. City Engineer Haapala answered questions about this proposal. It was moved by Commissioner Potvin, supported by Commissioner Sciotto, and carried unanimously to amend the motion to ask for a report and recommendation from the administration on how the cost of this signal could be incorporated into the McClellan Avenue extension grant proposal. The amended motion was then carried unanimously.

WOODLAND AVENUE – Special Assessment Petition
A report and recommendation from the City Manager, regarding the petition for improvements to Woodland Avenue north of Wright Street, was read. It was moved by Commissioner Coffey and supported by Commissioner Pinkard to refer this matter to the Planning Commission for approval of a street pavement less than the required 32 foot minimum. It was suggested that the Planning Commission hold a public hearing on this matter. City Engineer Robert Haapala answered questions about the street design, the expense of the project, and the need for storm sewer. It was moved by Commissioner Pinkard, supported by Commissioner Cihak, and carried to table this matter until the next meeting and to send the information on the estimated costs to the property owners. It was then moved by Commissioner Coffey, supported by Commissioner Cihak, and carried unanimously to ask the administration to sit down with the property owners to discuss the options for development of the street.

MCCLELLAN AVENUE – Grant Application
A report and recommendation from the City Manager, regarding an application for a Michigan Transportation and Economic Development Fund grant for the construction of McClellan Avenue between Fair and Wright Streets, was read. It was moved by Commissioner Coffey, supported by Commissioner Glenn, and carried unanimously to concur with the recommendation of the City Manager.

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administration and to authorize the administration to proceed with

WATER AND SEWER UTILITY ADVISORY BOARD - Plumbing Permit Recommendation
A report and recommendation from the City Manager, regarding the
recommendation from the Water and Sewer Utility Advisory Board that County
plumbing permits be required for sewer and water taps, was read. It was
moved by Commissioner Pinkard, supported by Commissioner Glenn, and carried
unanimously to support this recommendation and to schedule a public hearing on
the proposed ordinance amendment for the next City Commission meeting.
City Engineer Robert Haapala and Water and Sewer Utility Advisory Board
member Bob Weber commented on the proposed amendment. Mayor Birch called a
five-minute recess at 8:32 p.m.

ON-LINE PUBLIC ACCESS INFORMATION SYSTEM
A report and recommendation from the City Manager, regarding the
establishment of an on-line public access information system, was read. It
was moved by Commissioner Sciotto, supported by Commissioner Cihak, and
carried unanimously to concur with the recommendation of the City Manager,
with the $18,780 cost of this project to come from the contingency fund.

PARKS AND RECREATION SEDAN - Bids
A report and recommendation from the City Manager, regarding bids for a
sedan for the Parks and Recreation Department, was read. It was moved by
Commissioner Coffey, supported by Commissioner Pinkard, and carried
unanimously to award this bid to Public Service Garage in the amount of
$8,650 for a 1991 Pontiac Sunbird.

REFUSE PACKER TRUCK - Lease Purchase Agreement
A report and recommendation from the City Manager, regarding a proposed
agreement with Peninsula Sanitation, Inc. for a lease-purchase plan for a
new refuse packer truck, was read. It was moved by Commissioner Glenn,
supported by Commissioner Coffey, and carried unanimously to enter into a
municipal lease agreement with the Government Finance Corporation for
purchase of the refuse packer truck and to adopt the 20 quarterly payment
option.

FARMERS MARKET - Shopko Parking Lot
A report and recommendation from the City Manager, regarding the
establishment of a farmers market in the Shopko parking lot, was read. It
was moved by Commissioner Glenn and supported by Commissioner Sciotto that
a portion of the Shopko parking lot to be identified by the Zoning
Administrator be designated as a farmers market. Commissioner Cihak and
Potvin expressed concern that the City does not need another farmers
market. During discussion, City Manager Iman, Attorney Martin, and Clerk
Gruber all answered questions about the farmers market ordinance and this
request. The following vote was taken:
Ayes: Mayor Birch, Commissioners Coffey, Glenn, Pinkard,
Sciotto.
Nays: Commissioners Cihak, Potvin.
The motion was carried.

August 12, 1991
906 WEST RIDGE STREET

Mayor Birch announced that this was the time and date set to consider the possible sale of the lot at 906 West Ridge Street. Joe Labrecque, representing Sundara, Inc., supported sale of this lot to Bob Luke, who proposed to allow Sundara to use this lot for pedestrian access to their group home. It was moved by Commissioner Scito and seconded by Commissioner Potvin to donate this lot to Sundara for one dollar. After discussion, during which it was noted that Mr. Luke owns property between this lot and Sundara, the motion was withdrawn. It was moved by Commissioner Scito and seconded by Commissioner Potvin to sell the property to Mr. Luke for $1,100 contingent upon a perpetual easement being provided across lots 3, 24, and 25; also that Mr. Luke will not build on that lot, and also to waive the land sales policy. After further discussion, the following vote was taken:

Ayes: Mayor Birch, Commissioners Potvin, Scito.
Nays: Commissioners Chihak, Coffey, Glenn, Pinkard.

The motion was defeated.

CONSENT AGENDA

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

B. Schedule a Public Hearing for August 26, 1991 on the Proposed Rezoning of 120 Hawley Street from Industrial to Residential Multiple Family.
C. Award the Water Lateral Repair Contract to Associated Constructors, the low bidder, in the amount of $116,592.25.
D. Award the Street Improvement and Bituminous Paving Contract to Payne & Dolan, Inc., the low bidder, in an estimated amount of $158,277.75.
E. Award the Miscellaneous Sanitary Sewer Repair Contract to Associated Constructors, the low bidder, in the amount of $31,645.50.
F. Award the Snow Plow/Grader Blades Contract to Paper Calmenson of St. Paul, Minnesota, the low bidder, in the amount of $15,459.27.
G. Designate Donna M. Kohut, Finance Director, as the City's Officer Delegate and Diane Giddens as the City's Alternate Delegate to the MERS Annual Meeting.

APPOINTMENTS

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

HARBOR ADVISORY COMMITTEE: Reappointment of Dennis Burkmann and Robert Manning to new terms expiring June 1, 1994.

ARTS AND CULTURE COMMITTEE: Appointments of Dr. Richard Klahn to a one-year term expiring July 1, 1992 and Carol Pinkos to a term expiring July 1, 1994.

PUBLIC WORKS ADVISORY BOARD: Appointment of Larry LeBoeuf to fill the vacancy of Steve Babierz expiring September 6, 1992 and Richard Lun to a three-year term expiring June 1, 1994.

August 12, 1991
CITIZEN COMMENT
There were no citizens wishing to address the Commission during the time set for that purpose.

SCIOTTO
Commissioner Sciutto said he was pleased to have had the opportunity to represent the Mayor in welcoming a reunion of a World War II Battalion which was held in Marquette last weekend.

POTVIN
Commissioner Potvin noted complaints about cats and dogs in the City’s parks and on the City’s beaches. He asked about the status of the bocce ball court in the Ellwood A. Mattson Lower Harbor Park. Parks and Recreation Director John Turausky said the equipment is available through the Vango’s concession stand in the park. Commissioner Potvin also noted a report that cable t.v. rates have gone up 61% in four years.

PINKARD
Commissioner Pinkard noted complaints about the lack of doors on the restroom stalls in the Ellwood A. Mattson Lower Harbor Park. Mr. Turausky said the doors are on back order.

GLENN
Commissioner Glenn said that she had listened to all of the last Commission meeting while she had been ill at home. She said there is a lot of disruptive activity taking place in the Ellwood A. Mattson Lower Harbor Park parking lot, especially late at night.

COFFEY
Commissioner Coffey suggested that the fire bell could be displayed at one of the City’s fire halls. He said we are no longer under a threat to build a water filtration plant due to a local circuit court ruling. He referred to an article about high performance black top and suggested the Engineering Department look in to it.

CICHAK
Commissioner Cichak suggested that the Administration write the Marquette Prison Administration to set up a meeting on how to use Prison labor in the most appropriate manner. He said roller bladers are being very dangerous in the City, especially on the public streets.

BIRCH
Commissioner Birch said he also has noticed very dangerous behavior by roller bladers.

CITY MANAGER IMAN
Mr. Iman spoke on problems, which could result with the City’s unions from the use of Prison labor. He said dogs are a problem in the City’s parks and the use of Prison labor. He said dogs are a problem in the City’s parks and the use of Prison labor. He said there had been a breakdown in the discussions with Peninsula Sanitation over the leaf vacuum issue. The administration is still pursuing this matter.

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

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OFFICIAL PROCEEDINGS OF THE MARQUETTE CITY COMMISSION
Monday, August 26, 1991

A regular meeting of the Marquette City Commission was duly called and held at 7:00 p.m. on Monday, August 26, 1991 in Commission Chambers of City Hall.

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

ABSENT: None.

MINUTES
It was moved by Commissioner Cihak, supported by Commissioner Sciotto, and carried unanimously to approve the minutes of the August 12, 1991 Commission meeting as presented.

BILLS PAYABLE
Total bills payable in the amount of $377,699.97 were presented. It was moved by Commissioner Sciotto, supported by Commissioner Cihak, and carried unanimously to approve the bills payable.

AGENDA
During the time set for announcing agenda changes, Commissioner Coffey asked that item 14a be removed from the consent agenda and be made item 13a.

PUBLIC HEARING - Water and Sewer Ordinance Amendment
A report and recommendation from the City Manager, regarding amendments to the Water and Sewer Ordinances to require plumbing permits, was read. There being no one to address the Commission, the hearing was closed. After discussion, it was moved by Commissioner Glenn and supported by Commissioner Cihak to adopt the ordinances as proposed. Bob Weber, representing the Water and Sewer Utility Advisory Board, answered questions about the need for plumbing permits. The following vote was taken:

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

Nays: Commissioners Potvin, Sciotto.

The motion was carried and the following two ordinances adopted:

#430

AN ORDINANCE TO AMEND TITLE VII, CHAPTER 57, SEWAGE REGULATIONS, SECTION 57.25, SUPERVISION OF CONNECTION, PERMITS TO PROVIDE FOR COUNTY OR STATE PLUMBING PERMIT

AND

#431

AN ORDINANCE TO AMEND TITLE VII, CHAPTER 56, WATER REGULATIONS, SECTION 56.03, PERMITS TO PROVIDE FOR COUNTY OR STATE PLUMBING PERMIT

August 26, 1991
PUBLIC HEARING - Vacation of Alleys in the Block Bounded by Center, Pitch, Norwood, and Longyear
A recommendation from the Planning Commission for vacation of alleys in the block bounded by Center, Pitch, Norwood, and Longyear, was read. There being no one to address the Commission, the hearing was closed. It was moved by Commissioner Coffey, supported by Commissioner Cihak, and carried unanimously to, by resolution, concur with the recommendation of the Planning Commission and to vacate the alleys in Marquette Land Company Addition #2 and Towar's Addition which lie in the block bounded by Norwood Street on the north, Center Street on the south, Pitch Street on the east, and Longyear Street on the west.

PUBLIC HEARING - Rezoning 120 Hawley Street
Mayor Birch opened the public hearing on a proposal to rezone 120 Hawley Street from Industrial to Multiple Family Residential. The recommendation from the Planning Commission was read. There being no one to address the recommendation, the hearing was closed. It was moved by Commissioner Coffey, supported by Commissioner Pinkard, and carried unanimously to concur with the recommendation and to rezone the property at 120 Hawley Street from Industrial to Multiple Family Residential.

CITIZENS
During the time set for citizens wishing to address the Commission, Brian Larson asked to speak on item 14a. Gary Dahlke and Jim Scullion asked to speak on item 5. Dale Berglund, Brian Alsobrooks, Joan Mason and Don Giackino all asked to speak on item 8. Alan Wood asked to speak on item 9.

MICHIGAN MUNICIPAL WORKERS COMPENSATION FUND - Election of Trustees
A communication from the Michigan Municipal Workers Compensation Fund, regarding election of trustees, was read. It was moved by Commissioner Coffey, supported by Commissioner Sciotto, and carried unanimously to cast the City's ballot for the seven elected and appointed officers whose names have been presented by the nominating committee.

AD HOC COMMITTEE TO STUDY THE ACQUISITION OF WISCONSIN CENTRAL RAILROAD WATERFRONT PROPERTY - Final Report
A communication from the Ad Hoc Committee to Study the Acquisition of Wisconsin Central Railroad Waterfront Property, was read. Gary Dahlke said that there should be a public hearing before the City Commission considers adoption of this plan. Jim Scullion, Chairman of the Ad Hoc Committee, offered to answer questions and briefly discussed the report. It was moved by Commissioner Potvin and supported by Commissioner Cihak to accept the report and to schedule a public hearing on it. During discussion, it was moved by Commissioner Coffey, supported by Commissioner Pinkard, and carried unanimously to amend the motion to retain the Ad Hoc Committee during discussion of the report and to schedule a work session with the Committee for September 16 or 23. After further discussion, the amended motion was then carried unanimously.

PLANNING COMMISSION - McClellan Commercial Subdivision
A recommendation from the Planning Commission for approval of the preliminary plat of McClellan Commercial Subdivision, was read. It was
moved by Commissioner Pinkard, supported by Commissioner Glenn, and the issues of sidewalks, soil erosion, sandpiles, and the extension of Wilson Street were all discussed.

COUNTY ECONOMIC DEVELOPMENT CORPORATION
Charles Manto and Dr. William Mulligan spoke on the Cliffs Shaft Mine Site preservation project and a survey of historical sites throughout Marquette County. Mayor Birch thanked them for the information they have provided.

COPS PROGRAM
A report and recommendation from the City Manager, regarding the Community Officers on Patrol Program, was read. Dale Berglund, representing J & J’s Shamrock Irish Pub, supported the COPS Program. He said the Pub will head up an effort to publicly raise the funds needed to continue the program and then made a $500 contribution to start the fund. Brian Alsobrooks supported the program and pledged $50 towards it’s continuation. Joan Mason and Officer Don Giackino both supported the program. Police Chief Johnson noted that of the ten COPS programs in the State, ours is ranked first. It was moved by Commissioner Glenn, supported by Commissioner Coffey and carried unanimously to direct management to monitor the program and to seek additional funding sources to supplement Mr. Berglund’s effort.

811 PINE STREET - Sewer Lateral Repair
A report and recommendation from the City Manager, regarding financial responsibility for repair of the sewer lateral at 811 Pine Street, was read. Alan Wood said that the City should be responsible for the cost of this repair. After discussing the issue at length, it was moved by Commissioner Coffey and supported by Commissioner Pinkard to concur with the recommendation of the City Manager and to determine that Mr. Alan Wood is responsible for the cost of the replacement not including any costs associated with repairing or replacing a section of the sewer main, excluding any interest charges, and providing for a long term payment plan to lessen the financial burden of this bill. The following vote was taken:

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

MCCLELLAN AVENUE - Michigan Transportation and Economic Development Fund Grant
A report and recommendation from the City Manager, regarding a grant application for a Michigan Transportation and Economic Development Fund Grant, for the construction of McClellan Avenue between Fair Avenue and Wright Street, was read. It was moved by Commissioner Sciotto, supported by Commissioner Coffey, and carried unanimously to concur with the recommendation of the City Manager and to adopt the resolution authorizing submission of the grant application, committing the local share of $255,000.00, and authorizing the appropriate officials to accept and execute the grant award upon approval. The following resolution was adopted:

WHEREAS, the State of Michigan has enacted Act 231, Public Acts of

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1987 to establish a transportation economic development fund in
state treasury; and

WHEREAS, funds are available under the act for the improvement or
construction of streets; and

WHEREAS, the City Commission of the City of Marquette, State of
Michigan has considered the transportation economic development
needs of the City of Marquette at a meeting held August 12, 1991;

NOW, THEREFORE, BE IT RESOLVED,
That the City of Marquette submit an application to the Michigan
Department of Transportation for street construction along McClellan
Avenue extending from Fair Avenue to Wright Street, all in the City
of Marquette in an amount of $766,000.00.

FURTHER, that the City of Marquette agrees to commit $255,000.00
funding towards the construction of said street, and assumes the
maintenance of said street and authorizes the City Manager to act
as designated signatory on the application, grant agreement and
related documents.

TELEPHONE BIDS
A report and recommendation from the City Manager, regarding bids for
telephones, was read. It was moved by Commissioner Pinkard, supported by
Commissioner Potvin, and carried unanimously to award the bid for the
purchase of telephone equipment to AT & T for an adjusted amount of
$18,065.49 being the bid that meets specifications and is in the best
interest of the City.

SIDEWALK POLICY
A report and recommendation from the City Manager, regarding the proposed
sidewalk policy, was read. Commissioners agreed to discuss the sidewalk
policy for a brief period of time. Following discussion, it was moved by
Commissioner Coffey, supported by Commissioner Potvin, and carried
unanimously that the Commission establish an emergency for sidewalk
repairs in areas to be determined by the City Engineer, that special
assessment districts for repair of these sidewalks be established, and
that the City bear all costs of said special assessment districts. It was
then moved by Commissioner Pinkard and supported by Commissioner Sciotti
to send the sidewalk policy back to the Planning Commission for their
recommendation to be received no later than November 15 and to then
schedule a public hearing to discuss the sidewalk policy. The following
vote was taken:

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

MUNICIPAL SERVICE CENTER - Bond Execution and Closing Certificate
Resolution
A report and recommendation from the City Manager, regarding the adoption
of a resolution authorizing execution and delivery of closing
certificates for the City of Marquette Building Authority Local Project
Bonds, was read. It was moved by Commissioner Glenn, supported by
Commissioner Cihak, and carried unanimously to adopt the following

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resolution:

WHEREAS, the City of Marquette Building Authority (the "Authority") has entered into a Purchase Agreement with the Michigan Municipal Bond Authority ("MMBA") pursuant to which the Authority has agreed to sell, and the MMBA has agreed to purchase, the City of Marquette Bonds, Series 1991 (the "Bonds") in the aggregate principal amount of $5,200,000; and

WHEREAS, MMBA requires, as a condition of its purchase of the Bonds, that the City of Marquette cause a Certificate, a copy of which is attached hereto, to be executed and delivered by the City of Marquette to the MMBA; and

WHEREAS, the MMBA may require additional certificates and documents to be executed and delivered to the MMBA as a condition of its purchase of the Bonds.

IT IS RESOLVED BY THE CITY COMMISSION OF THE CITY OF MARQUETTE, MICHIGAN, THAT:

To induce the MMBA to purchase the Bonds, the Mayor and the City Clerk are each authorized to execute and deliver, on behalf of the City of Marquette, a certificate substantially in the form of the Certificate attached to this Resolution. Each of the Mayor, the City Clerk and the Finance Director of the City is authorized to execute and deliver, on behalf of the City, such other certificates and documents as in his or her judgement is factually correct and is required by the MMBA as a condition of its purchase of the Bonds.

AIR, OIL, AND FUEL FILTER BIDS
A report and recommendation from the City Manager, regarding bids for air, oil, and fuel filters, was read. Brian Larson of O.K. Auto Supply said that their bid was very close to the low bid and they are a local firm which pays taxes in Marquette and can provide excellent service on furnishing filters to the City. It was moved by Commissioner Potvin and supported by Commissioner Sciotto to not accept the City Manager's recommendation but to award the bid for these filters to O.K. Auto Parts of Marquette, Michigan in the amount of $4,825.52. The following vote was taken:

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

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

B. Award the contract for construction of the building foundation for the Municipal Service Center to Closner Construction and Sales, Inc., the low bidder, in the amount of $164,750.00.

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

August 26, 1991
LAKEVIEW ARENA ADVISORY BOARD: Stephen Mattson, Sandy Caden, and
Paul Uimari for terms ending August 1, 1994.
LOCAL OFFICER’S COMPENSATION COMMISSION: Howard Swaine for a term
ending August 1, 1997 and Loretta Acocks for a term ending August
1, 1998.
HERITAGE PRESERVATION TASK FORCE: Appointed for a six month period
were: Commissioner Glenn, Denis Kallery, Sandra Meyskens, Barbara
Kelly, Deborah Clark, Kenneth Pierce, Chris Zenti, Michael Varney,
Margo Ruman, and Dave Forsberg.

PROPERTIES CAUSING NEIGHBORHOOD PROBLEMS
City Manager Iman reported that 821 North Fourth Street has had
maintenance problems including a warrant being issued. The owner is Mark
Anderson.

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

CIHAK
Commissioner Cihaek welcomed the NMU students to Marquette and said he
hopes they respect the City and enjoy it. He noted the capture of two
safe burglary suspects from Traverse City by Police Officer William
Smith. He said this capture was a great credit to Officer Smith.

SCIOTTO
Commissioner Sciootto asked for a report and recommendation for the next
agenda on the curb replacement on the northwest corner of Washington and
Front Streets. He said he visited the Fire Station yesterday to see the
new mini-pumper. He said it looks like a very good machine. He noted a
call from a landowner on Lake Shore Boulevard between Crescent and
Prospect regarding a Board of Light and Power crew which was cutting down
trees on his property. He said the owner was very upset about the City’s
change in zoning rules because he had not been allowed to build a parking
lot on this property. City Manager Iman said that the Public Works
Superintendent had asked that two trees be cut by the Board of Light and
Power crew, however, the crew had removed many more trees. Public Works
Superintendent Lawry answered questions about his request to the Board
of Light and Power. Commissioner Sciootto asked Mayor Birch if he wanted
to make an announcement about the name on the new fire truck. Mayor Birch
said that he and former Mayor Coyne had agreed that this truck should be
named after Commissioner Sciootto instead of one of themselves. He said
he wanted to insure that Commissioner Sciootto would be remembered as a
former fire fighter in years to come.

COFFEY
Commissioner Coffey said there had been an excellent turnout at the Peter
White Public Library program yesterday. He noted the uniqueness of our

POTVIN
Commissioner Potvin said all fire trucks should be named by the City
Mayors. He said, in regard to the tree cutting incident, he is concerned
afternoon of the incident and that there is not an established chain of
command to deal with such matters. He said the City Manager should be in his office not attending outside functions at the Air Base. He asked if Shopko parking lot. City Clerk Gruber said the people who had requested Commissioner Potvin also said that spouses of Commissioners who are going their own way. Commissioners said that was their understanding. He said promotion. He thanked the Commissioners for voting no on his motion at that we should follow city policy of bidding this property out and that we should make our bidding process stronger.

GLENNG
Commissioner Glenn said that people who are running for Commission need to be able to keep their temper. She said the ice cream social at the Peter White Public Library had been very good and that she is very pleased to hear a new Director has been hired and will be coming on staff in October. Commissioner Glenn reminded everyone of a meeting at the Northwoods on September 25 for representatives of all governmental units in the County sponsored by the County OEDP Committee.

PINKARD
Commissioner Pinkard asked when we could expect to see the user fee study. He said it should have been done in April and asked about penalty fees. City Manager Iman said that the final report is due soon. The last meeting between the staff and the consultant has been held already. Commissioner Pinkard disagreed with Commissioner Potvin and said that maintaining good will with the air base is an important part of the City Manager's job. He also noted that the Arena budget shows that it had more income than it had expenses during the last fiscal year. He said this is the result of good management by the Arena Advisory Board.

BIRCH
Mayor Birch noted calls about noise late at night in the Ellwood A. Mattson Lower Harbor Park. He said something should be done about this. He spoke on differences in the philosophy of elected officials and said he feels it is good for the City Manager to get out and to meet people.

CITY MANAGER IMAN
Mr. Iman said he will attend air base functions as a representative of the City until a majority of the Commissioners say not to. He said the Bluff Street project includes money to build sidewalks and asked for direction on this matter. It was moved by Commissioner Sciotto, supported by Commissioner Coffey, and carried unanimously to build the sidewalks proposed in this project using the City money.

COFFEY
Commissioner Coffey agreed with Mayor Birch and Commissioner Pinkard that the City Manager was doing his job in attending a function at the air base.

CIHAK
Commissioner Cihak said that a good way to improve relations in the County would be to offer the City's support for the Cliffs Shaft project.

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ADJOURNMENT
The meeting was adjourned at 10:48 pm.

William G. Birch
Mayor

City Clerk
Norman L. Gruber, Jr.

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