CITY COUNCIL
MEETING AGENDA
1st and 3rd Thursday of the Month

Marc D. Tall, Mayor
Ronald J. Beauchamp, Mayor Pro Tem
Ralph B. Blasier, Council Member
Michael R. Sattem, Council Member
Peggy O. Schumann, Council Member

Patrick S. Jordan, City Manager
Robert S. Richards, CMC City Clerk
Ralph B. K. Peterson, City Attorney

City Council Chambers located at: City Hall – 410 Ludington Street – Room C101 – Escanaba MI 49829

The Council has adopted a policy to use a Consent Agenda, when appropriate. All items with an asterisk (*) are considered routine by the City Council and will be enacted by one motion. There will be no separate discussion of these items unless a Council Member or citizen so requests, in which event, the item will be removed from the General Order of Business and considered in its normal sequence on the Agenda.

Regular Meeting
Thursday, December 7, 2017, at 7:00 p.m.

CALL TO ORDER
ROLL CALL
INVOCATION/PLEDGE OF ALLEGIANCE – Pastor Chris Johnson of Christ the King Lutheran Church
APPROVAL/CORRECTION(S) TO MINUTES – Regular Meeting - November 16, 2017
APPROVAL/ADJUSTMENTS TO THE AGENDA
CONFLICT OF INTEREST DECLARATION
BRIEF PUBLIC COMMENT
PUBLIC HEARINGS

1. Second Reading(s) – Ordinances No. 1190 and 1191 – Ordinances to Amend PILT Ordinances No. 1185 and 1186
   Explanation: Administration is recommending the Council amend Ordinances 1185 and 1186 with Ordinances No. 1190 and 1191. Ordinances No. 1185 and 1186 were originally approved on July 6, 2017, these ordinances refer to Payment in Lieu of Taxes (PILT) for the West Highland Apartments and Sand Hill Homes properties. The Michigan State House Development Authority (MSHDA) is requiring changes/updates to the Ordinances already set into place in which Ordinances No. 1190 and 1191 would encapsulate.

OLD BUSINESS

1. Discussion - Follow-up on Bicycles and Skateboards on Downtown Sidewalks.
   Explanation: During the September 7, 2017 City Council Meeting a discussion took place concerning signage on Ludington Street Sidewalks, prohibiting the use of bicycles and skateboards four (4) feet from business fronts. A motion carried unanimously at that meeting to send the issue to the Downtown Development Authority (DDA) for further discussion and their recommendation. Administration is requesting the Council review the follow-up letter submitted by the DDA.

NEW BUSINESS

1. Presentation – Phragmites Management
   Explanation: The Delta Conservation District and the U.P. Resource Conservation & Development Council have been collaborating on Phragmites management in Delta County since 2012. City Council will be updated on what has been accomplished so far, what still needs to be done, plans for sustaining Phragmites management in the future, and how this will affect the City of Escanaba.

APPOINTMENTS
BOARD, COMMISSION, AND COMMITTEE REPORTS
GENERAL PUBLIC COMMENT
ANNOUNCEMENTS – Proclamation for the 2017 Escanaba Eskimos Varsity Football Team
ADJOURNMENT

Respectfully Submitted

Patrick S. Jordan
City Manager
NEW BUSINESS

2. Discussion with legal counsel and possible action on participating in class action opioid lawsuit.

Respectfully Submitted

Patrick S. Jordan
City Manager
The meeting was called to order by the Honorable Mayor Marc D. Tall at 7:00 p.m. in the Council Chambers of City Hall located at 410 Ludington Street.

Present: Mayor Marc D. Tall, Council Members, Ronald J. Beauchamp, Ralph B. Blasier, Michael R. Sattem, and Peggy O’Connell Schumann.

Absent: None

Also Present: City Manager Patrick S. Jordan, City Department Heads, media, and members of the public.

Clerk Robert S. Richards led Council in the Pledge of Allegiance.

Blasier moved, Sattem seconded, CARRIED UNANIMOUSLY, to approve Regular Meeting minutes from November 2, 2017, and with correction to add Council Member Blasier to the Delta County Solid Waste Management Authority to the Special Minutes from November 13, 2017, approved as amended.

ADJUSTMENTS TO THE AGENDA

Schumann moved, Blasier seconded, CARRIED UNANIMOUSLY, to approve the Agenda as submitted.

CONFLICT OF INTEREST DECLARATION – None

BRIEF PUBLIC COMMENT – None

PUBLIC HEARINGS – None

NEW BUSINESS

Approval – Settlement Agreement Payment – Fleet Maintenance, LLC

Administration sought Council approval of a $5,000 payment to the Delta County Brownfield Redevelopment Authority to satisfy the City of Escanaba’s settlement agreement portion of the Fleet Maintenance, LLC lawsuit.

Manager Jordan, and Attorney Peterson briefly reviewed the settlement agreement in which the City agreed to reduce the settlement figure by $5,000. It was the hope the State of Michigan would forgive the remaining $5,000, but the State advised they could not approve the City request.

NB-1 After further discussion, Blasier moved, Sattem seconded, to approve a $5,000
payment to the Delta County Brownfield Redevelopment Authority to satisfy the City of Escanaba’s settlement agreement portion of the Fleet Maintenance, LLC lawsuit.

Upon a call of the roll, the vote was as follows:

Ayes: Blasier, Sattem, Beauchamp, Schumann, Tall
Nays: None

**MOTION CARRIED.**

**Request to Purchase City-Owned Property – 404 South 32nd Street**

Janice Mills sought Council approval to purchase platted city-owned property located at 404 South 32nd Street in the amount of $25,000.

**NB-2** Schumann moved, Beauchamp seconded, to approve the sale of platted city-owned property located at 404 South 32nd Street in the amount of $25,000 to Janice Mills, contingent upon the City 18 month construction policy.

Upon a call of the roll, the vote was as follows:

Ayes: Schumann, Beauchamp, Blasier, Sattem, Tall
Nays: None

**MOTION CARRIED.**

**Policy for Memorials, Monuments and Public Art Projects in the City of Escanaba – City Manager’s Office.**

Administration sought Council approval and adoption of a proposed policy concerning Memorials, Monuments and Public Art Projects within the City of Escanaba.

- Information was referred to other City Board and Committees as requested by Council in 2009 and 2012;
- Manager briefly reviewed the proposed City Policy.

**NB-3** After discussion, Beauchamp moved, Schumann seconded, to approve a City policy concerning Memorials, Monuments and Public Art Projects within the City of Escanaba as submitted.

Upon a call of the roll, the vote was as follows:

Ayes: Beauchamp, Schumann, Blasier, Sattem, Tall
Nays: None

**MOTION CARRIED.**
Resolution - City Election from the Delta County Board of Canvassers

Administration sought Council approval of a resolution to approve the election outcomes as certified by the Delta County Board of Canvassers. The resolution was a requirement stated in the City Charter, Chapter III, Section 12 that the City Clerk must give notice of the November 7, 2017, City Council Election results.

NB-4 "By Council Member Blasier, seconded by Council Member Beauchamp;

Whereas, In accordance with the provisions of section 12 of Chapter III of the City Charter and Section 168.30a of Michigan Election Law, the Delta County Board of Canvassers, herewith certify that at a session of the Delta County Board of Canvassers held on Wednesday, November 8, 2017, at the County Courthouse at 1:00 p.m., the returns of the inspectors of the four (4) voting precincts and the Absent Voter Counting Boards of the City of Escanaba for the regular City Council Election held on November 7, 2017, were carefully examined and tabulated, and find that the returns were as follows:

STATEMENT OF VOTES CAST IN THE REGULAR CITY ELECTION HELD ON TUESDAY, NOVEMBER 7, 2017 FOR THE NAMED PERSONS LISTED HEREWITH, AS FOLLOWS:

<table>
<thead>
<tr>
<th>PRECINCTS</th>
<th>Baribeau</th>
<th>Blasier</th>
<th>Hardt</th>
<th>Schumann</th>
<th>Tall</th>
</tr>
</thead>
<tbody>
<tr>
<td>CITY HALL - 1</td>
<td>67</td>
<td>72</td>
<td>85</td>
<td>88</td>
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<tr>
<td>JEFFERSON - 2</td>
<td>80</td>
<td>131</td>
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<td>118</td>
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<tr>
<td>HOLY NAME - 3</td>
<td>64</td>
<td>58</td>
<td>86</td>
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<td>73</td>
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<tr>
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<td>25</td>
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<tr>
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<td>71</td>
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<td>746</td>
<td>841</td>
<td>707</td>
<td>959</td>
<td>1,031</td>
</tr>
</tbody>
</table>

Whereas, That Ralph B. Blasier, Peggy O’Connell Schumann, and Marc D. Tall, having received a sufficient number of votes, were elected to the office of Escanaba City Council.

NOW THEREFORE BE IT RESOLVED, that the Escanaba City Council accepts the Delta County Board of Canvassers certification of the November 7, 2017, City Council Election results.
Ayes: Blasier, Beauchamp, Schumann, Sattem, Tall
Nays: None

RESOLUTION DECLARED ADOPTED.

First Reading(s) – Ordinances No. 1190 and 1191 – Ordinances to Amend PILT
Ordinances No. 1185 and 1186

Administration recommended Council amend Ordinances 1185 and 1186 with Ordinances No. 1190 and 1191. Ordinances No. 1185 and 1186 were originally approved on July 6, 2017, these ordinances refer to Payment in Lieu of Taxes (PILT) for the West Highland Apartments and Sand Hill Homes properties. The Michigan State House Development Authority (MSHDA) required changes/updates to the Ordinances already set into place in which Ordinances No. 1190 and 1191 would encapsulate. Administration is also recommending that the City Council set December 7, 2017, as the second reading, public hearing and approval date for Ordinances No. 1190 and 1191.

NB-5 Sattem moved, Schumann seconded, CARRIED UNANIMOUSLY, to set December 7, 2017, as the second reading, public hearing and approval date for Ordinances No. 1190 and 1191.

APPOINTMENT(S) TO CITY BOARDS, COMMISSIONS, AND COMMITTEES – None

BOARD, COMMISSION, AND COMMITTEE REPORTS

Council Members reviewed City Board and Commission meetings each attended since the last City Council Meeting.

GENERAL PUBLIC COMMENT – None

ANNOUNCEMENTS:

- Manager Jordan reviewed the CN Railroad Project and proposed start date was in two weeks;
- Go Eskymos at their Semi-Final Football game against Grand Rapids Catholic Central;
- Residents were reminded of the Annual Tree Lighting Ceremony and Downtown Merchant Activities on Tuesday, November 21st, and the Annual Christmas Parade on December 1st;
- Council Members wished everyone a safe and Happy Thanksgiving!
Beauchamp moved, Blasier seconded, to go into Closed Session to discuss pending litigation contained in written memoranda with the City Attorney.

Upon a call of the Roll, the vote was as follows:

Ayes: Beauchamp, Blasier, Sattem, Schumann, Tall
Nays: None

**MOTION CARRIED.**

The time was 7:24 p.m.

Blasier moved, Schuman seconded, to come back into open session.

Upon a call of the Roll, the vote was as follows:

Ayes: Blasier, Schumann, Sattem, Beauchamp, Tall
Nays: None

**MOTION CARRIED.**

The time was 8:17 p.m.

Blasier moved, Schumann seconded, that having heard presentation of our attorney, we authorize our representatives (Julie Kolbi, Ed Vander Vries and Jack Van Coevering) to pursue the strategy and goals presented to us as is necessary to resolve the litigation.

Upon a call of the Roll, the vote was as follows:

Ayes: Blasier, Schumann, Beauchamp, Sattem, Tall
Nays: None

**MOTION CARRIED.**

Hearing no further public comment, the Council adjourned at 8:19 p.m.

Respectfully submitted

Robert S. Richards, CMC
City Clerk

Approved: ______________________

Marc D. Tall, Mayor
Approval – Signage on Ludington Street Sidewalk – Prohibiting use of bicycles and skateboards four (4) feet from business fronts.

Currently, there is no signage prohibiting any bicycle or skateboard activity on Ludington Street Sidewalks. On August 22, 2017, a Traffic Safety meeting was held to address the use of bicycle and skateboard use on Ludington Street Sidewalks. The Traffic Safety Committee recommended Council place signage on Ludington Street prohibiting the use of bicycles and skateboards four (4) feet from the business fronts.

- Council Member Baribeau explained the rational for the use of bicycles on Downtown Sidewalks. There was a 4 foot zone for merchants to display their wares, and the 6 foot zone for pedestrians and bicycles;
- Administration recommended the 6 foot sidewalk zone for bicycles. It would not be the intent to force bicycles into the street;
- City Attorney Peterson, reviewed the definition between the use of streets, roads, and business districts depending if you were talking to City or Townships. Attorney Peterson advised, in his opinion, the City Ordinance already prohibits bicycles and skateboards on Downtown Sidewalks. If administration wanted to allow bicycles and skateboards, then the City Ordinance must be amended;
- Discussed how many signs, installation costs, and suggested seeking further input from the DDA and Traffic Safety Advisory;
- Discussed signage/painting on the sidewalk itself;

**NB-2 After discussion, Baribeau moved, Blasier seconded, CARRIED UNANIMOUSLY, to send the issue of bicycles and skateboards on downtown sidewalks to the DDA for further discussion, and asked the DDA to bring back the amount of costs involved for signage, total area, and number of blocks.**

Approval – Water Card GIS integration work - Water/WasteWater Department

Administration requested Council approval to expend budgeted funds to integrate Data locations into the City GIS System to include locations of main line valves, fire hydrants, isolation valves for hydrants and curb stops. Administration recommended the City SAW Grant GIS vendor, M-Power, working on the GIS system, input the information into the City GIS database, at a cost not to exceed $10,062.50.

**NB-3 Blasier moved, Sattem seconded, to approve the City GIS vendor, M-Power, working on the GIS system, integrate Data locations into the City GIS System to include locations of main line valves, fire hydrants, isolation valves for hydrants and curb stops into the City GIS database, at a cost not to exceed $10,062.50.**

Upon a call of the roll, the vote was as follows:

Ayes: Blasier, Sattem, Baribeau, Beauchamp, Tall
Nays: None
November 28, 2017

To: The Escanaba City Council

Re: Council Request for DDA Board’s recommendation regarding bike & skateboard traffic on downtown sidewalks

City Council Members:

The Escanaba DDA shares the same vision as the Michigan Economic Development Corporation as it looks to revitalize downtowns. The same strategies are listed in the Redevelopment Ready Communities score card that the city has adopted. Having a vibrant downtown is in line with the DDA’s Master Plan created in 2011, the DDA’s 2020 Vision document, as well as the new City of Escanaba Master Plan.

The DDA board members canvased some of the businesses downtown to get their views. The businesses feedback was that the non-motorized traffic adds to the success of their business downtown.

One of the priorities to revitalize our downtown is to try to create more of a residential presence in our downtown. This will create more foot traffic as well as more non-motorized traffic downtown. The DDA supports the Traffic Safety Board’s view that mandating bicycle traffic to the roadways will cause a dangerous situation in our downtown.

The DDA Board feels that the sidewalks need to be shared by people walking and people utilizing non-motorized transportation (Bicycles, skateboards, strollers, etc.). Pedestrians that are on foot always need to have the right of way on the sidewalks. The board would recommend adding signs to raise the awareness of the safety for the pedestrians on foot. The board also thought that businesses could add signage to the door of their business that would be seen as customers exit to watch for non-motorized traffic.

The Board would also recommend that the City Council review Sec. 27-400 in the Code of Ordinances, riding on sidewalks. (6.18, 6.19) and remove (a) No Person shall ride a bicycle upon a sidewalk within a business district. While keeping (b) & (c) of the ordinance to set the guidelines for bike traffic on sidewalks moving forward.
The DDA Board would be willing to partner with the City regarding expenses for any signage that would need to be added to the DDA footprint to support the sharing of the sidewalks by both pedestrians that are walking or using non-motorized transportation.

Sincerely,

Ed Legault
Executive Director
Escanaba Downtown Development Authority
Sec. 27-400. - Riding on sidewalks. (6.18, 6.19)

(a) No person shall ride a bicycle upon a sidewalk within a business district.

(b) When signs are erected on any sidewalk or street which prohibit the riding of bicycles thereon by any person, no person shall disobey such signs.

(c) Whenever any person is riding a bicycle upon a sidewalk, such person shall yield the right-of-way to any pedestrian and shall give audible signal before overtaking and passing such pedestrian.

(Code 1969, §§ 70.01, 70.13)

State law reference— Similar provisions, MCL 257.660(5), MSA 9.2360(5).
Memo

To: Patrick Jordan, City Manager
From: Melissa Becotte, City Controller
Date: November 9, 2017
Re: PILT Ordinances

I received a call from Jim Schubiner at Access Group LLC. His company is purchasing West Highland and Sand Hill Townhomes. In July, Council approved a payment of lieu of tax ordinance for each location. MSHDA is requiring some minor changes which need council approval.

Attached are the proposed changes. I reviewed both ordinances and none of the proposed changes has any effect on the ordinance. Item #1 is simply referring to the State Act for the definition of low income. Item #2 is deleting a paragraph that appears twice. Item #3 is removing a sentence that is duplicating other language in the same section.

I would ask that you include these items on the November 16th City Council agenda for the 1st reading and again on the December 7th agenda for the 2nd reading and adoption.

Please let me know if you have any questions.
RESOLUTION OF THE CITY OF ESCANABA
TO AMEND CHAPTER 26 – TAXATION OF CODE OF ORDINANCES OF
THE CITY OF ESCANABA

November ___, 2017

WHEREAS, on July 6, 2017, the City of Escanaba adopted Ordinance No. 1185, an
ordinance to amend Chapter 26 of Taxation Code of the City of Escanaba (the “City”) by adding
a new Division 7 (the “Ordinance”); and

WHEREAS, the Ordinance authorized a payment in lieu of taxes, or PILOT, for a certain
elderly housing project known as West Highland Apartments (the “Project”) located in the City
and to be owned by West Highland Apts Limited Dividend Housing Association Limited
Partnership (the “Owner”); and

WHEREAS, the Michigan State Housing Development Authority has reviewed the
Ordinance and has requested certain changes be made to the Ordinance; and

WHEREAS, the Owner and the City have reviewed the changes and agree to amend the
Ordinance.

NOW, THEREFORE, be it resolved by the City of Escanaba as follows:

1. Section 26.71 (5) is hereby amended and restated in its entirety to read as follows:
   5. Low Income persons and families shall have the same meaning as in Section
      15(a)(7) of the Act.

2. Section 26.74 of the Ordinance is hereby amended by deleting the second
   paragraph; and

3. Section 26.77 of the Ordinance is hereby amended by deleting the last sentence;
   and

4. Except as amended herein, the terms of the Ordinance are hereby affirmed and
   ratified.
RESOLUTION OF THE CITY OF ESCANABA
TO AMEND CHAPTER 26 – TAXATION OF CODE OF ORDINANCES OF
THE CITY OF ESCANABA

November ___, 2017

WHEREAS, on July 6, 2017, the City of Escanaba adopted Ordinance No. 1186, an ordinance to amend Chapter 26 of Taxation Code of the City of Escanaba (the "City") by adding a new Division 8 (the "Ordinance"); and

WHEREAS, the Ordinance authorized a payment in lieu of taxes, or PILOT, for a certain multi-family housing project known as Sand Hill Apartments (the "Project") located in the City and to be owned by Sand Hill Townhomes Limited Dividend Housing Association Limited Partnership (the "Owner"); and

WHEREAS, the Michigan State Housing Development Authority has reviewed the Ordinance and has requested certain changes be made to the Ordinance; and

WHEREAS, the Owner and the City have reviewed the changes and agree to amend the Ordinance.

NOW, THEREFORE, be it resolved by the City of Escanaba as follows:

1. Section 26.81 (5) is hereby amended and restated in its entirety to read as follows:

5. Low Income persons and families shall have the same meaning as in Section 15(a)(7) of the Act.

2. Section 26.84 of the Ordinance is hereby amended by deleting the second paragraph; and

3. Section 26.87 of the Ordinance is hereby amended by deleting the last sentence; and

4. Except as amended herein, the terms of the Ordinance are hereby affirmed and ratified.
ORDINANCE NO. 1190

"AN ORDINANCE TO AMEND ORDINANCE NO. 1185, ENTITLED AN ORDINANCE TO AMEND CHAPTER 26 - TAXATION OF THE CODE OF ORDINANCES OF THE CITY OF ESCANABA"

THE CITY OF ESCANABA ORDAINS:

CHAPTER 26 - TAXATION

ARTICLE III, SERVICE CHARGE IN LIEU OF PROPERTY TAXES FOR HOUSING DEVELOPMENT

DIVISION 7, West Highland Apartments Limited Dividend Housing Association LLC

CHAPTER I

Chapter 26 - Division 7, Section 26-71(5). Definitions is hereby amended to read as follows:

Sec. 26-71(5). Definitions.

5. *Low income persons and families* shall have the same meaning as in Section 15(a)(7) of the Act.

CHAPTER II

Chapter 26 - Division 7, Section 26-74. Limitation on the payment of the annual service charge, is hereby amended, to read as follows:

Section 26-74. Limitation on the payment of the annual service charge.

Notwithstanding Section 26-73, the service charge to be paid each year in lieu of taxes for the part of the housing development which is tax exempt and which is occupied by other than low income persons or families shall be equal to the full amount of the taxes which shall be paid on that portion of the housing development if the housing development were not tax exempt.

CHAPTER III

Chapter 26 - Division 7, Section 26-77. Duration, is hereby amended to read as follows:

Section 26-77. Duration.

This article shall remain in effect and shall not terminate so long as the authority's mortgage loan remains outstanding and unpaid or the authority has any interest in the property; or the housing development remains subject to income and rent restrictions pursuant to Section 42 of the Internal Revenue Code of 1986, as amended.

CHAPTER IV

SAVINGS CLAUSE

If any section, subsection, sentence, clause or phrase of the within Ordinance is, for any reason, held to be unconstitutional, such decision shall not affect the validity of
Ordinance No. 1188

the remaining portions of this Ordinance. The City Council hereby declares that it would have passed this Ordinance, section, subsection, sentence, clause, or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared unconstitutional.

CHAPTER V
REPEALING CHAPTER

All ordinances or parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed.

CHAPTER VI
EFFECTIVE DATE

This Ordinance shall be in full force and effect ten (10) days after its passage and publication.

APPROVED:                      APPROVED:

Ralph B.K. Peterson, City Attorney        , Mayor

ATTEST:

Robert S. Richards, CMC/City Clerk

I hereby certify that the foregoing constitutes a true and complete copy of an Ordinance duly adopted by the City Council of the City of Escanaba, County of Delta, Michigan, at a Regular Meeting held on the XXXX day of XXX, 2017, and was published in the Daily Press, a newspaper of general circulation in the City of Escanaba on XXXXXX XX, 2017, and that said meeting was conducted and public notice of said meeting was given pursuant to and in full compliance with the Open Meetings Act, being Act 267, Public Acts of Michigan, 1976, and that the minutes of said meeting were kept and will be or have been made available as required by said Act.

Robert S. Richards, CMC/City Clerk
ORDINANCE NO. 1191

"AN ORDINANCE TO AMEND ORDINANCE NO. 1186, ENTITLED AN ORDINANCE TO AMEND CHAPTER 26 - TAXATION OF THE CODE OF ORDINANCES OF THE CITY OF ESCANABA"

THE CITY OF ESCANABA ORDAINS:

CHAPTER 26 - TAXATION

ARTICLE III, SERVICE CHARGE IN LIEU OF PROPERTY TAXES FOR HOUSING DEVELOPMENT

DIVISION 8, Sand Hill Townhomes Limited Dividend Housing Association LLC

CHAPTER I

Chapter 26 - Division 8, Section 26-81(5). Definitions is hereby amended to read as follows:

Sec. 26-81(5). Definitions.

5. Low income persons and families shall have the same meaning as in Section 15(a)(7) of the Act.

CHAPTER II

Chapter 26 - Division 8, Section 26-84. Limitation on the payment of the annual service charge, is hereby amended, to read as follows:

Section 26-84. Limitation on the payment of the annual service charge.

Notwithstanding Section 26-83, the service charge to be paid each year in lieu of taxes for the part of the housing development which is tax exempt and which is occupied by other than low income persons or families shall be equal to the full amount of the taxes which shall be paid on that portion of the housing development if the housing development were not tax exempt.

CHAPTER III

Chapter 26 - Division 8, Section 26-87. Duration, is hereby amended to read as follows:

Section 26-87. Duration.

This article shall remain in effect and shall not terminate so long as the authority's mortgage loan remains outstanding and unpaid or the authority has any interest in the property; or the housing development remains subject to income and rent restrictions pursuant to Section 42 of the Internal Revenue Code of 1986, as amended.

CHAPTER IV

SAVINGS CLAUSE

If any section, subsection, sentence, clause or phrase of the within Ordinance is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this Ordinance. The City Council hereby declares that it would
have passed this Ordinance, section, subsection, sentence, clause, or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared unconstitutional.

CHAPTER V
REPEALING CHAPTER

All ordinances or parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed.

CHAPTER VI
EFFECTIVE DATE

This Ordinance shall be in full force and effect ten (10) days after its passage and publication.

APPROVED:                                 APPROVED:

Ralph B.K. Peterson, City Attorney        , Mayor

ATTEST:

Robert S. Richards, CMC/City Clerk

I hereby certify that the foregoing constitutes a true and complete copy of an Ordinance duly adopted by the City Council of the City of Escanaba, County of Delta, Michigan, at a Regular Meeting held on the XXXX day of XXX, 2017, and was published in the Daily Press, a newspaper of general circulation in the City of Escanaba on XXXXXX XX, 2017, and that said meeting was conducted and public notice of said meeting was given pursuant to and in full compliance with the Open Meetings Act, being Act 267, Public Acts of Michigan, 1976, and that the minutes of said meeting were kept and will be or have been made available as required by said Act.

Robert S. Richards, CMC/City Clerk
PROCLAMATION

2017 Escanaba Eskymos Varsity Football Team

WHEREAS, at the first MHSAA District game played on October 27, 2017, the Escanaba Eskymos Varsity Football Team defeated Bay City-John Glenn 40-14; and

WHEREAS, at the second MHSAA District game played on November 3, 2017, the Escanaba Eskymos Varsity Football Team defeated Alma 42-14; and

WHEREAS, at the MHSAA Regional game played on November 10, 2017, the Escanaba Eskymos Varsity Football Team defeated Williamston 39-21; and

WHEREAS, at the MHSAA Semifinal game played on November 18, 2017, the Escanaba Eskymos Varsity Football Team was defeated by Grand Rapids Catholic Central; and

WHEREAS, team players Jared Nash, Scout Wunder, Ryan Robinette, Nicholas Onate, Joshua Grassel, Addam Claes, Courage Krueger, Craig Kamin, Hayden Haslow, Alex Lynch, Christer Carne, Hunter Deeter, Aaron Young, Gage Kitson, Joshua Brunstjens, Justin VanDreese, Nicolas Ramos, John Stevenson, Bryce Viau, Terence Hirn, Isaac Cooper, Logan Carroll, Tyler Cook, Brett Guindon, Christopher Salo, Mark Maeder, Blaine Reinhart, Charlie Wilson, Soren Thompson, Cody Vandervisse, Kyle Krutina, Ethan Silverstone, Johnathan Schlenvoigt, Ezekiel Strand, Brandon Kangas, Robert Froelich, Noah Tourangeau, Ean Bevins, Nicklas Shanahan, Brayden Huffman, Vincent Haslow, Hunter Larson, Lucius Padaan, Isaiah Olson, Gavin Schwalbach, Colton McKeever, Jacob Burch, Austin Willette, Nathan Fuson, Riley Mayville, Triston Sexton, Benjamin Stier, Jacob LaFave, Benjamin Willis, and Garrett LaMarche focused on work ethic, toughness and desire, and transformed themselves into a winning team, with each player making valuable contributions. They have brought great honor, not only to themselves, but also to their families, coaches, and to the Escanaba Community; and

WHEREAS, the coaching staff, consisting of Head Coach David Howes, Assistant Coaches Jason Micheau, Dave Wilson, Neil Clapp, and Dan Howes, and Trainer Jerin Guindon, should be congratulated and recognized for their time, efforts, and fine direction given their team which led them to a victorious 2017 season.

NOW, THEREFORE, BE IT PROCLAIMED, that I, Marc D. Tall, Mayor for the City of Escanaba, County of Delta, State of Michigan, on behalf of the Escanaba Community, congratulate the 2017 Escanaba Eskymos Varsity Football Team on their winning season. I encourage all Escanaba Citizens to join with us in celebrating your tremendous accomplishments on and off the field.

IN WITNESS WHEREOF, I have hereunto set my hand and the official seal of the City of Escanaba.

Marc D. Tall, Mayor