

# ORDINANCE NO. 97-2

## Missaukee County Municipal Infraction Ordinance

STATE OF MICHIGAN  
COUNTY OF MISSAUKEE COUNTY  
BOARD OF COMMISSIONERS

OCTOBER 14, 1997

AN ORDINANCE TO PROVIDE FOR A MUNICIPAL CIVIL INFRACTION AND A MUNICIPAL ORDINANCE VIOLATION BUREAU; TO PROVIDE FOR SANCTIONS, TO ADOPT A SAVINGS CLAUSE; AND TO PROVIDE AN EFFECTIVE DATE.

THE COUNTY OF MISSAUKEE ORDAINS:

### SECTION 1. DEFINITIONS.

(1) ACT means Act No. 236 of the Public Acts of 1961, as amended.

(2) AUTHORIZED COUNTY OFFICIAL means the County building official or other personnel of Missaukee County authorized by this Ordinance or any County ordinance or resolution to issue municipal civil infraction citations or municipal civil infraction violation notices.

(3) BUREAU means the Missaukee County Municipal Ordinance Violations Bureau, as established by this Ordinance.

(4) MUNICIPAL CIVIL INFRACTION ACTION means a civil action in which the defendant is alleged to be responsible for a municipal civil infraction.

(5) MUNICIPAL CIVIL INFRACTION CITATION means a written complaint of notice prepared by an authorized county official, directing a person to appear in court regarding the occurrence or existence of one or more municipal civil infraction violations by the person cited.

(6) MUNICIPAL CIVIL INFRACTION VIOLATION NOTICE means a written notice, other than a citation, prepared by an authorized county official, directing a person to appear at the Missaukee County Municipal Ordinance Violations Bureau and to pay the fines and costs, if any, prescribed for the violation by the schedule of civil fines adopted by the county, as authorized under Sections 8396 and 8707(6) of the Act.

### SECTION 2. MUNICIPAL CIVIL INFRACTION ACTION; COMMENCEMENT.

A municipal civil infraction action is commenced upon the issuance by an authorized county official of (1) a municipal civil infraction citation directing the alleged violator to appear in the district court; or (2) a municipal civil infraction violation notice directing the alleged violator to appear at the Missaukee County Municipal Ordinance Violations Bureau.

### SECTION 3. MUNICIPAL CIVIL INFRACTION CITATIONS; ISSUANCE AND SERVICE.

(1) Issuance. A municipal civil infraction citation shall be issued by an authorized county official as follows:

(a) The time for appearance by the alleged violator specified in a citation shall be within a reasonable time after the citation is issued.

(b) The place for appearance specified in a citation shall be the 84<sup>th</sup> District Court for Missaukee County.

(c) Each citation shall be numbered consecutively and shall be in a form approved by the State Court Administrator. The original citation, which is a complaint and a notice to appear, shall be filed with the 84<sup>th</sup> District Court. Copies of the citation shall be retained by the County and issued to the alleged violator as provided by Section 8705 of the Act.

(d) A citation for a municipal civil infraction signed by an authorized county official shall be treated as made under oath if the violation alleged in the citation occurred in the presence of the authorized county official signing the complaint and if the citation contains the following statement immediately above the date and signature of the official: I declare under the penalties of perjury that the statements above are true to the best of my information, knowledge and belief.

(e) An authorized county official who witnesses a person commit a municipal civil infraction shall prepare and subscribe, as soon as possible and as completely as possible, an original and all required copies of a citation.

(f) An authorized county official may issue a citation to a person if:

(i) based upon investigation, the official has reasonable cause to believe that the person is responsible for a municipal civil infraction; or

(ii) based upon investigation of a complaint by someone who allegedly witnessed the person commit a municipal civil infraction, the official has reasonable cause to believe that the person is responsible for an infraction and if the prosecuting attorney approves in writing the issuance of the citation.

(2) Service. A municipal civil infraction citation shall be served by an authorized county official as follows:

(a) If the municipal civil infraction action involves the use or occupancy of land, a building or other structure, a copy of the citation need not be personally served upon the alleged violator, but may be served upon an owner or occupant of the land, building or structure by posting the copy on the land or attaching the copy to the building or structure. In addition, a copy of the citation shall be sent by first-class mail to the owner of the land, building or structure at the owner's last known address.

(b) In all other cases, an authorized county official shall personally serve a copy of the citation upon the alleged violator.

#### SECTION 4. MUNICIPAL CIVIL INFRACTION CITATIONS; CONTENTS.

(1) A municipal ordinance citation shall contain the name and address of the alleged violator, the municipal civil infraction alleged, the place where the alleged violator shall appear in court, the telephone number of the court, and the time at or by which the appearance shall be made.

(2) Further, the citation shall inform the alleged violator that he or she may do one of the following:

(a) Admit responsibility for the municipal civil infraction by mail, in person, or by representation, at or by the time specified for appearance;

(b) Admit responsibility for the municipal civil infraction with explanation by mail in person or by representation by the time specified for appearance;

(c) Deny responsibility for the municipal civil infraction by doing either of the following:

(i) appearing in person for an informal hearing before a District Court Judge or Magistrate, without the opportunity of being represented by an attorney, unless a formal hearing before a District Court Judge is requested by the County; or

(ii) that if a formal hearing is requested, a appearance in court is required for a formal hearing before a District Court Judge, with the opportunity of being represented by an attorney.

(3) The citation shall also inform the alleged violator of all of the following:

(a) that if the alleged violator desires to admit responsibility with explanation in person or by representation, the alleged violator must apply to the District Court in person, by mail or by telephone, or by representation within the time specified for appearance and obtain a scheduled date and time to appear and enter his or her plea with explanation;

(b) that if the alleged violator desires to deny responsibility, the alleged violator must apply to the District Court in person, by mail or by telephone, or by representation within the time specified for appearance and obtain a scheduled date and time to appear for a hearing, unless a hearing date is specified on the citation;

(c) that a hearing shall be an informal hearing unless a formal hearing is requested by the alleged violator of the County;

(d) that at an informal hearing, the alleged violator must appear in person before a District Court Judge or Magistrate without the opportunity of being represented by an attorney;

(e) that at a formal hearing the alleged violator must appear in person before a District Court Judge with the opportunity of being represented by an attorney.

(4) The citation shall contain a notice in boldface type that the failure of the alleged violator to appear within the time specified in the citation or at the time scheduled for a hearing or appearance is a misdemeanor and will result in entry of a default judgment against the alleged violator on the municipal civil infraction, and may result in the issuance of an arrest warrant.

#### SECTION 5. MUNICIPAL ORDINANCE VIOLATIONS BUREAU.

(1) Bureau established. The County hereby establishes a Municipal Ordinance Violation Bureau (Bureau) as authorized under Section 8396 of the Act to accept admissions of responsibility for municipal civil infractions in response to municipal civil infraction violation notices issued and served by authorized county officials, and to collect and retain civil fines and costs as prescribed by this ordinance or any ordinance.

(2) Location; supervision; employees; rules and regulations. The Bureau shall be located at the Missaukee County Courthouse in Lake City, Michigan, and shall be under the supervision and control of the County Treasurer. The County Treasurer, subject to the approval of the County Board of Commissioners, may adopt rules and regulations for the operation of the Bureau and appoint any necessary qualified County employees to administer the Bureau.

(3) Disposition of violations. The Bureau may dispose only of municipal civil

infractions for which a fine has been scheduled and for which a municipal civil infraction violation notice (as compared with a citation) that has been issued. The fact that a fine has been scheduled for a particular violation shall not entitle any person to dispose of the violation at the Bureau. Nothing in this section shall prevent or restrict the County from issuing a municipal civil infraction citation for any violation or from prosecuting any violation in a court of competent jurisdiction. No person shall be required to dispose of a municipal civil infraction violation at the Bureau, and may have the violation processed before a court of appropriate jurisdiction. The unwillingness of any person to dispose of any violation at the Bureau shall not prejudice the person or in any way diminish the person=s rights, privileges and protection accorded by law.

(4) Bureau limited to accepting admissions of responsibility. The scope of the Bureau's authority shall be limited to accepting admissions of responsibility for municipal civil infractions and collecting and retaining civil fines and costs as a result of those admissions. The Bureau shall not accept payment of a fine from any person who denies having committed the offense or who admits responsibility only with explanation, and in no event shall the Bureau determine, or attempt to determine, the truth or falsity of any fact or matter relating to an alleged violation.

(5) Municipal civil infraction violation notices. Municipal civil infraction violation notices shall be issued and served by authorized county officials under the same circumstances and upon the same persons as provided for citations under Section 3(2). In addition to any other information required by this or other ordinances, the notice of violation shall indicate the time by which the alleged violator must appear at the Bureau, the methods by which an appearance may be made, the address and telephone number of the Bureau, the hours during which the Bureau is open, the amount of the fine scheduled for the alleged violation, and the consequences for failure to appear and pay the required fine within the required time.

(6) Appearance; payment of fines and costs. An alleged violator receiving a municipal civil infraction violation notice shall appear at the Bureau and pay the specified find and costs at or by the time specified for appearance in the municipal civil infraction violation notice. An appearance may be made by mail, in person or by representation.

(7) Procedure where admission of responsibility not made or fine not paid. If an authorized county official issues and serves a municipal ordinance violation notice and if an admission of responsibility is not made and the civil fine and costs, if any, prescribed by the schedule of fines for the violation are not paid at the Bureau, a municipal civil infraction citation may be filed with the 84<sup>th</sup> District Court and a copy of the citation may be served first-class mail upon the alleged violator at his or her last known address. The citation filed with the court need not comply in all particulars with the requirements for citations as provided by Sections 8705 and 8709 of the Act, but shall consist of a sworn complaint containing the allegations stated in the municipal ordinance violation notice and shall fairly inform the alleged violator how to respond to the citation.

#### SECTION 6. SCHEDULE OF CIVIL FINES ESTABLISHED.

(1) A schedule of civil fines payable to the Bureau for admissions of responsibility by person served with municipal ordinance violation notices is hereby established. Unless another fine schedule is adopted in another ordinance, the fines payable at the Bureau shall be as follows:

First offense	\$50.00
First repeat offense (i.e. second offense)	\$100.00
Second repeat (or any subsequent) offense	\$500.00

(2) A copy of the schedule, as amended from time to time by ordinance, shall be posted at the Bureau.

**SECTION 7. ADMISSION WITH EXPLANATION; APPEARANCE OR EXPLANATION.**

If a defendant admits responsibility for a municipal civil infraction with explanation, the court shall accept the admission as though the defendant has admitted responsibility and may consider the defendant's explanation by way of mitigating any sanction, including fines, costs, damages and expenses, that the court may order. If the defendant has appeared by representation or mail, the court may accept the admission with the same effect as though the defendant personally appeared in court, but the court may require the defendant to provide further explanation or to appear in court personally.

**SECTION 8. REPEALER.**

All ordinances in conflict are repealed only to the extent necessary to give this ordinance full force and effect.

**SECTION 9. SEVERABILITY.**

The various parts, sections and clauses of this ordinance are hereby declared to be severable. Should any part, clause, sentence, paragraph or section of this ordinance be found invalid or unconstitutional for any reason by any court of competent jurisdiction, any such decision shall not affect the validity of the remainder of this ordinance.

**SECTION 10. SAVINGS CLAUSE.**

All proceedings pending and all rights and liabilities existing, acquired or incurred at the time this ordinance takes effect are saved and may be consummated according to the law in force when they were commenced.

**SECTION 11. EFFECTIVE DATE.**

The provisions of this ordinance are ordered to take effect after publication.

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Gary Birgy, Chairman  
Missaukee County Board of Commissioners

I, Carolyn Flore, Missaukee County Clerk, certify that this ordinance was adopted by the Missaukee County Board of Commissioners and published on 10-24-97.

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Carolyn Flore  
Missaukee County Clerk

The

# Missaukee Sentinel



Your Missaukee County News Source  
Drawer O • 130 North Main Street • Lake City, MI 49651  
Phone (616) 839-5400 • FAX (616) 839-5500

## PROOF OF PUBLICATION

I, Amy L. <sup>Helsel</sup> ~~Spragg~~, being duly sworn deposes and says that she is an owner and managing partner of The Missaukee Sentinel newspaper, a publication of Missaukee Review, Inc., of which she is a corporate officer, published in Lake City, Michigan and in the County of Missaukee in said state and circulating in said County, and that she is familiar with the facts herein set forth; that the order of petition of which printed copy is hereto annexed were published in said newspaper once each week for One successive week next prior to the time fixed for the hearing thereof, and that the publication of said order and petition was made in said newspaper on the

Ordinance No. 97-2 on October 24, 1997.  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

OWNER

Signed Amy L. Helsel Dated 10/27/97  
Amy L. Spragg, Editor  
Helsel

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(3) "**BUREAU**" means the Missaukee County Municipal Ordinance Violations Bureau, as established by this Ordinance.

(4) "**MUNICIPAL CIVIL INFRACTION CITATION**" means a civil action in which the defendant is alleged to be responsible for a municipal civil infraction.

(5) "**MUNICIPAL CIVIL INFRACTION VIOLATION NOTICE**" means a written notice, other than a citation, prepared by an authorized county official, directing a person to appear at the Missaukee County Municipal Ordinance Violations Bureau and to pay the fines and costs, if any, prescribed for the violation by the schedule of civil fines adopted by the county, as authorized under Sections 8396 and 8707(6) of the Act.

## SECTION 2. MUNICIPAL CIVIL INFRACTION ACTION; COMMENCEMENT

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## SECTION 3. MUNICIPAL CIVIL INFRACTION CITATIONS; ISSUANCE AND SERVICE

(1) **Issuance.** A municipal civil infraction citation shall be issued by an authorized county official as follows:

(a) The time for appearance by the alleged violator specified in a citation shall be within a reasonable time after the citation is issued.

(b) The place for appearance specified in a citation shall be the 84th District Court for Missaukee County.

(c) Each citation shall be numbered consecutively and shall be in a form approved by the state court administrator. The original citation, which is a complaint and a notice to appear, shall be filed with the 84th District Court. Copies of the citation shall be retained by the County and issued to the alleged violator as provided by Section 8705 of the Act.

(d) A citation for a municipal civil infraction signed by an authorized county official shall be treated as made under oath if the violation alleged in the citation occurred in the presence of the authorized county official signing the complaint and if the citation contains the following statement immediately above the date and signature of the official: "I declare under the penalties of perjury that the statements above are true to the best of my information, knowledge and belief."

(e) An authorized county official who witnesses a person commit a municipal civil infraction shall prepare and subscribe, as soon as possible and as completely as possible, an original and all required copies of a citation.

(f) An authorized county official

### MISSAUKEE COUNTY, MICHIGAN

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THE COUNTY OF MISSAUKEE ORDAINS:

#### SECTION 1. DEFINITIONS

(1) "**ACT**" means Act No. 236 of the Public Acts of 1961, as amended.

(2) "**AUTHORIZED COUN-**

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# Legal Ads

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cial may issue a citation to a person if:

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(2) **Service.** A municipal civil infraction citation shall be served by an authorized county official as follows:

(a) If the municipal civil infraction action involves the use or occupancy of land, a building or other structure, a copy of the citation need not be personally served upon the alleged violator, but may be served upon an owner or occupant of the land, building or structure by posting the copy on the land or attaching the copy to the building or structure. In addition, a copy of the citation shall be sent by first-class mail to the owner of the land, building or structure at the owner's last known address.

(b) In all other cases, an authorized county official shall personally serve a copy of the citation upon the alleged violator.

## SECTION 4. MUNICIPAL CIVIL INFRACTION CITATIONS; CONTENTS.

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(2) Further, the citation shall inform the alleged violator that he or she may do one of the following:

(a) admit responsibility for the municipal civil infraction by mail, in person, or by representation, at or by the time specified for appearance;

(b) Admit responsibility for the municipal civil infraction "with explanation" by mail, in person or by representation by the time specified for appearance;

(c) Deny responsibility for the municipal civil infraction by doing either of the following:

(i) appearing in person for an informal hearing before a district court judge or magistrate, without the opportunity of being represented by an attorney, unless a formal hearing before a district court judge is requested by the County, or

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pearance and obtain a scheduled date and time to appear and enter his or her plea with explanation;

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(c) that a hearing shall be an informal hearing unless a formal hearing is requested by the alleged violator or the County;

(d) that at an informal hearing, the alleged violator must appear in person before a district court judge or magistrate without the opportunity of being represented by an attorney,

(e) that at a formal hearing the alleged violator must appear in person before a district court judge with the opportunity of being represented by an attorney.

(4) The citation shall contain a notice in boldface type that the failure of the alleged violator to appear within the time specified in the citation or at the time scheduled for a hearing or appearance is a misdemeanor and will result in entry of a default judgement against the alleged violator on the municipal civil infraction, and may result in the issuance of an arrest warrant.

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(1) **Bureau established.** The County hereby establishes a municipal Ordinance Violation Bureau ("Bureau") as authorized under Section 8396 of the Act to accept admissions of responsibility for municipal civil infractions in response to municipal civil infraction violation notices issued and served by authorized county officials, and to collect and retain civil fines and costs as prescribed by this ordinance or any ordinance.

(2) **Location; supervision; employees; rules and regulations.** The Bureau shall be located at the Missaukee County Courthouse in Lake City, Michigan, and shall be under the supervision and control of the County treasurer. The county treasurer, subject to the approval of the County Board of Commissioners, may adopt rules and regulations for the operation of the Bureau and appoint any necessary qualified County employees to administer the Bureau.

(3) **Disposition of violations.** The Bureau may dispose only of municipal civil infractions for which a fine has been scheduled and for which a municipal civil infraction violation notice (as compared with a citation has been issued. The fact that a fine has been scheduled for a particular violation shall not entitle any person to dispose of the violation at the Bureau. Nothing in this section shall prevent or restrict the County from issuing a municipal civil infraction citation for any violation or from prosecuting any violation in a court of competent jurisdiction. No person shall be required to dispose of a municipal civil infraction violation at the Bureau, and may have the violation processed before a court of appropriate jurisdiction. The unwillingness of any person

to dispose of any violation at the Bureau shall not prejudice the person or in any way diminish the person's rights, privileges and protection accorded by law.

(4) **Bureau limited to accepting admissions of responsibility.** The scope of the Bureau's authority shall be limited to accepting admissions of responsibility for municipal civil infractions and collecting and retaining civil fines and costs as a result of those admissions. The Bureau shall not accept payment of a fine from any person who denies having committed the offense or who admits responsibility only "with explanation," and in no event shall the Bureau determine, or attempt to determine, the truth or falsity of any fact or matter relating to an alleged violation.

(5) **Municipal civil infraction violation notices.** Municipal civil infraction violation notices shall be issued and served by authorized county officials under the same circumstances and upon the same persons as provided for citations under Section 3(2). In addition to any other information required by this or other ordinances, the notice of violation shall indicate the time by which the alleged violator must appear at the Bureau, the methods by which an appearance may be made, the address and telephone number of the Bureau, the hours during which the Bureau is open, the amount of the fine scheduled for the alleged violation, and the consequences for failure to appear and pay the required fine within the required time.

(6) **Appearance; payment of fines and costs.** An alleged violator receiving a municipal civil infraction violation notice shall appear at the Bureau and pay the specified fine and costs at or by the time specified for appearance

in the municipal civil infraction violation notice. An appearance may be made by mail, in person or by representation.

(7) **Procedure where admission of responsibility not made or fine not paid.** If an authorized county official issues and serves a municipal ordinance violation notice and if an admission of responsibility is not made and the civil fine and costs, if any, prescribed by the schedule of fines for the violation are not paid at the Bureau, a municipal civil infraction citation may be filed with the 84th District Court and a copy of the citation may be served first-class mail upon the alleged violator at his or her last known address. The citation filed with the court need not comply in all particulars with the requirements for citations as provided by Sections 8705 and 8709 of the Act, but shall consist of a sworn complaint containing the allegations stated in the municipal ordinance violation notice and shall fairly inform the alleged violator how to respond to the citation.

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First offense \_\_\_\_\_ \$50.00  
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(2) A copy of the schedule, as amended from time to time by ordinance, shall be posted at the Bureau.

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If a defendant admits responsibility for a municipal civil infraction "with explanation" the court shall accept the admission as though the defendant has admitted responsibility and may consider the defendant's explanation by way of mitigating any sanction, including fines, costs, damages and expenses, that the court may order. If the defendant has appeared by representation or mail, the court may accept the admission with the same effect as though the defendant personally appeared in court, but the court may require the defendant to provide further explanation or to appear in court personally.

## SECTION 8. REPEALER.

All ordinances in conflict are repealed only to the extent necessary to give this ordinance full force and effect.

## SECTION 9. SEVERABILITY.

The various parts, sections and clauses of this ordinance are hereby declared to be severable. Should any part, clause, sentence, paragraph or section of this ordinance is found invalid or unconstitutional for any reason by any court of competent jurisdiction, any such decision shall not affect the validity of the remainder of this ordinance.

## SECTION 10. SAVINGS CLAUSE.

All proceedings pending and all rights and liabilities existing, acquired or incurred at the time this ordinance takes effect are saved and may be consummated according to their tenor.

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# CITY GENERAL ELECTION

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**TO THE QUALIFIED ELECTORS:**

**NOTICE IS HEREBY GIVEN, THAT A CITY GENERAL ELECTION WILL BE HELD IN THE**

## CITY OF LAKE CITY

**COUNTY OF MISSAUKEE, STATE OF MICHIGAN**

# TUESDAY, NOVEMBER 4, 1997

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**AT THE PLACE OF HOLDING THE ELECTION IN SAID DISTRICT AS INDICATED BELOW, VIZ:**

**CITY HALL**  
**116 WEST JOHN STREET**

---

**FOR THE PURPOSE OF ELECTING THE FOLLOWING OFFICERS, VIZ:**

**MAYOR**  
**TWO YEAR TERM**

**CLERK**  
**TWO YEAR TERM**

**TREASURER**  
**TWO YEAR TERM**

**CITY COUNCIL**  
**FOUR YEAR TERM — THREE (3) TO BE ELECTED**

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**THE POLLS OF SAID ELECTION WILL BE OPEN AT 7 O'CLOCK A.M. AND WILL REMAIN OPEN UNTIL 8 O'CLOCK P.M. OF SAID DAY OF ELECTION.**

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**SHELLY GEIGER, CITY CLERK**

# Classified Ads

**RE/MAX PROFESSIONALS**

(616) 839-6500  
1263 S. Lakeshore Dr.  
Lake City, MI 49651  
*Each office independently owned and operated*



**Bill Alderden**  
Owner/Broker



**Loretta Timlick**  
Associate



**PRICE REDUCED!! NEW, NEW, NEW** — Just finished this summer and located on 20 acres with 6 ponds! This home is just waiting for you and your family to enjoy. One of a kind property has 1 of the ponds stocked with Walleye. This property will satisfy all your family's outdoor adventures. Large polebarn to store all your toys! Don't wait, you may be too late! \$138,900. #236

**PRICE REDUCED! LIVE BETTER FOR LESS IN THE COUNTRY** — Very nice, large country home, 4 bedroom, 2 baths, full basement, large rooms, garden area, barn, garage with a grease pit. Perfect for the backyard mechanic. "Humu — don't miss a big home with a bigger value!" \$59,000 #220



**CAN YOU TOP THIS?** 3 bedroom country home in excellent condition, spectacular view, landscaped yard, mature trees on 2.85 acres. Call now to see how this home can become your reality! \$39,900. #229

**TOO GOOD TO LAST!!** Cute recently remodeled cottage with Lake Mitchell access. Excellent view, nice beach, large yard and a garage too. Just for you, this delightful little getaway, to enjoy four-seasons of fun is the perfect prescription for healthier, stress free living. Buy it today and move in. \$59,900 #226

**HOW SOON CAN YOU MOVE?** This home is the perfect match for all your needs. Custom built kitchen, full basement and much more. Your search is over when you see this quality built 3 bedroom home. \$81,900. #191

**A BIT OF WOODLAND, AFFORDABLY PRICED** — Excellent heavily wooded building site near state land and Crooked Lake. Country area of newer homes - just the perfect setting for your new home. \$15,000. #251

Northern Michigan's MOST Preferred Realtor!

**FOR SALE**

**New Bicycles** — Unicycles to adult tricycles, we sell the best and repair the rest. Uncle Don's Bicycle Shop, 190 Works Ave. Cadillac, (616) 779-3011.

**GARAGE SALE**

**MOVING SALE** — Oct. 23, 24 & 25 9 am - 7 4125 W. Forest Rd., Lake City. 10/24

Oct. 24 & 25 9 am - 5 pm 4 miles south of Merritt. Toys, books, yard tools, winter clothes, kids thru Adult XL, dishes and more. Ken Myers residence. 10/24

**Notice to Residents of the City of Lake City**

**Friday, Oct. 24 in the Early AM fire hydrants will be flushed in the City.**

**If this causes discoloration of your water, allow the cold water to run until clear.**

**Superintendent Lee Stockenauer**

**Country Living Real Estate**

(616) 839-3062  
871 Al Moses Rd., Box 510, Lake City, MI 49651

**#0361 — LAKE CITY HOME ON HURON STREET.** Walking distance to school, downtown and the lake. Two bedrooms, could easily remodel into 3. Basement, garage. Home could use some remodeling, but is comfortable as is and is priced affordably at \$34,900.

**#0250 — LAKEFRONT LOT AT THE NW END OF Lake Missaukee.** Ready to build on, located on a private point, 66 ft. of lakefront seawall is in, with some sand beach. \$59,900.

**#0390 — LAKE MISSAUKEE ACCESS IN CLAYTON HARBOR.** Spacious 2-story home on a double lot. Three bedrooms, 2 baths, 2 car attached garage, 2 fireplaces and deck. Mostly furnished. \$69,900.

18ufn  
One 1996 Ski-Doo Skandic WT, wide track snowmobile, \$4,000; two 1997 Ski-Doo touring E snowmobiles, \$3,000 each; 1979 Scorpion 440, \$700; one 4-place custom snowmobile trailer, \$1,000; (616) 839-2983, weekends only, or leave message, will return phone calls. 11/7

Quilts, crib to king size. Lay-away available. (616) 229-2494. 44ufn

John Deere tractor snowblower, mower, dumpcart; 2 bicycles; radio cassette player; cement block; TV with stand. (616) 328-4700. 10/24

8 ft. freezer, practically new, \$200. 6366 Jennings Rd. 10/24

Do you have an item that you would like to sell? Well turn that unused item into instant cash, advertise in The Sentinel Classifieds. Call (616) 839-5400.

**AUTO**

1993 Plymouth Sundance. Four speed, good gas mileage, \$3,250. Call 839-2648. 41ufn

1988 Blazer S10 4x4 Really good shape. \$3,500 or best offer. Call 839-5554. 10/24

If you have something that you would like to give away, something that you have found or lost, why not advertise in The Sentinel Classifieds. (616) 839-5400.

**LEGALS**

continued from page 13  
ording to the law in force when they were commenced.

**SECTION 11. EFFECTIVE DATE.**

The provisions of this ordinance are ordered to take effect after publication.

s/ Gary Birgy  
Gary Birgy, Chairman  
Missaukee County  
Board of Commissioners

1, Carolyn Flore, Missaukee County Clerk, Certify that this ordinance was adopted by the Missaukee County Board of Commissioners and published on 10-24, 1997.

s/Carolyn Flore  
Carolyn Flore  
Missaukee County Clerk  
10/24

**CITY OF LAKE CITY COUNCIL PROCEEDINGS (UNAPPROVED)**

**OCTOBER 13, 1997**  
Municipal Bldg, 7:30 pm

The meeting was called to order by Mayor Peckham at 7:30 p.m.

Members Present: J. Bradley, R. Chalker, V. Guest, K. Willis  
Members Absent: E. Boettcher, L. Ingleright.

A motion by J. Bradley to approve the minutes of the Sep. 8, 1997 Council Proceedings and the Oct. 7, 1997 Workshop carried unanimously.

Comments were received from the public regarding: Fall Clean-up.

Administrative & Advisory Reports were received as follows: Superintendent L. Stockenauer per report on file. Treasurer A. Ziegler per report on file. Bldg. Enforcement Office R. Wickenden, absent. Planning Commission representative J. Hinkamp — no report. City Assessor B. Brown per report on file. DDA — not represented.

J. Bradley files a report on behalf of the Public Safety Committee.

K. Willis read the following proposed Ordinance Amendment on behalf of the Public Works Committee...

"An Ordinance to Amend Chapter 5, Article 7, Section 5708A of the City of Lake City Code of Ordinances, The city of Lake City Ordains:

**SECTION 1.** Amendment of Section 5708A of Chapter 5, Article 7.

Section 5708A of Chapter 5, Article 7 of the City of Lake City Code is Amended to read in its entirety as follows:

**A. Trunkage Fee:** There shall be paid on behalf of each single family dwelling unit. Tapping directly or indirectly into any lines

of the System a Trunkage Fee for the privilege of using the interceptor and treatment facilities of the system and receiving the service thereof in the amount of \$1,000.00 per unit if paid prior to January 1, 1985. Thereafter such a fee shall automatically be increased at a rate of \$100.00 each calendar year, until such fee shall reach a maximum amount of \$3,000.00.

**SECTION 2. Repeal.**

All ordinances, resolutions or orders, or parts thereof, in conflict with the provisions of this ordinance are, to the extent of such conflict, hereby repealed.

**SECTION 3. Publication and Authentication.**

This ordinance shall be published in full in a newspaper of general circulation in the City of Lake City qualified under state law to publish legal notices, within ten (10) days after its adoption, and the same shall be recorded in the ordinance book of the City and such recording authenticated by signatures of the Mayor and City Clerk.

**SECTION 4. Effective Date.**

This ordinance shall become effective thirty (30) days after adoption."

This Amendment is on the Agenda for the November 10 Regular Meeting of the City Council.

V. Guest, on behalf of the

Parks & Grounds Committee, suggested a public opinion survey to be sent to residents of the City regarding such issues as a gazebo in the City Park, the renewal of the City police contract, the sign and yard sale ordinances (which are undergoing revisions).

A motion by R. Chalker to donate \$1,000.00 to Project Playground from the C-Tec fund carried unanimously by roll call vote.

A motion by J. Bradley to appoint the following inspectors for the November 4, 1997 General City Election: Doris Helmboldt (Chairperson), Robert Heeren, Gretchen Heeren, Helen Mosher, Gladys Minthorn, Lucy Wester and Fran Bombard, carried unanimously by roll call vote.

A motion by K. Willis to increase the compensation for Mayor and Council at a Salary of \$2,500.00 for Mayor and \$1,500.00 for Council per year, to include all meetings, effective November 10, 1997, carried unanimously by roll call vote.

Comments from the public were received regarding: Speeding problems in the City (J. Iverson), Compliments re: new sidewalks on Houghton St. (E. Guest) and removal of the Flea Market signs and a plea for revision of the sign ordinance (RJ & J Bradley).

A motion by J. Bradley to adjourn carried unanimously. Meeting adjourned at approxi-

mately 8:55 pm  
s/ Shelly M. Geiger  
Shelly M. Geiger  
City Clerk  
10/24

**NOTICE**

A public test of the Computerized Voting equipment for the November 4, 1997 General Election in the City of Lake City will be held on Tuesday, October 28 at 9:30 am in the County Clerk's office of the Missaukee County Courthouse.

s/ Carolyn Flore  
Carolyn Flore, Clerk  
(616) 839-4967  
10/24

**NOTICE**

The Missaukee County Board of Commissioners will hold their Annual Budget Hearing for the 1998 year at 1 pm on November 11, 1997 in the County Courthouse.

The property tax millage rate proposed to be levied to support the proposed budget will be a subject of this hearing.

Copies of the budget can be obtained at the County Clerks Office at the County Courthouse. (9 am - 5 pm)

s/ Carolyn Flore  
Carolyn Flore, Clerk  
(616) 839-4967  
10/24