

February 4, 1981

The Marquette County Board of Commissioners met on February 4, 1981 at 7:00 P.M. in the Commissioners Room of the Courthouse Annex.

Chairperson Farrell opened the meeting and roll was called by County Clerk, Henry A. Skewis, and the following roll recorded.

Present: Comm. Carlson, Juidici, LaMere, LaPin, Leone, Lowe, May, Racine, Steele, Villeneuve, and Farrell.

Excused: Comm. Cheatham.

Salute to the Flag was given followed by the Pledge of Allegiance.

It was moved by Comm. Leone, supported by Comm. LaMere and carried that the minutes of the January 7, 1981 and January 21, 1981 meetings of the Board of Commissioners be approved.

Chairperson Farrell opened the meeting for public comment, none was forthcoming and Chairperson Farrell declared the public comment section closed.

The agenda was approved and item 7E placed before 7A. Additional items were item 11A, a communication from the Probate Court regarding Public Act 328 of the Public Acts of 1980 and item 11B, a complaint received by Comm. LaPin.

The County Board discussed Public Act 433 of the Public Acts of 1980, that amends the Michigan Liquor Control Act to allow Sunday sale of package liquor after 12 noon in licensed package liquor stores. Several package liquor store owners were present to ask for a resolution of approval by the County Board. No one was present to express disapproval. It was moved by Comm. Lowe, supported by Comm. Carlson and unanimously carried on a roll call vote that the resolution be adopted and sale of liquor be allowed after March 31, 1981.

R E S O L U T I O N

RESOLVED, That pursuant to the provisions of Sec. 19e of Act No. 8 of the Public Acts of the Extra Session of 1933, as amended, MCL 436.19e(3), the sale of spirits for consumption off the premises on Sunday after 12 Noon, is hereby approved by a majority of the Board of Commissioners for the County of Marquette, State of Michigan.

This Resolution shall be effective immediately.

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I, the duly constituted Clerk for the County of Marquette, State of Michigan, hereby certify that the foregoing is a true and correct copy of the Resolution passed by the Board of Commissioners of the County of Marquette, State of Michigan, on the 4th day of February, 19 81, and that said Resolution appears on the records of said meeting and is still in effect.

W. Skewis  
Signature of Clerk

February 4, 1981  
Date

Chairperson Farrell declared nominations open for appointments to the County Road Commission, Zoning Board of Appeals and Building Code Board of Appeals. It was moved by Comm. Juidici, supported by Comm. May and carried that the following named people be nominated for the boards and commissions and that the appointment of one for each board or commission will be made on February 18, 1981.

Zoning Board of Appeals

Donald McCarthy  
Joseph Martini

Road Commission

David J. Savolainen  
Donald K. Potvin  
Lou Chappell  
Robert Stowe, Sr.  
Richard Burke  
Paul S. Gravedoni  
Joseph Martini  
Orvo Krook  
Glenn Spindler  
Wayne Roy  
Alvin W. Weiland

Building Code Board of Appeals

Russell Dees  
Richard Hinds  
Jeffrey Stevenson  
Donald G. Klimmek

A communication from Paul Gravedoni, of Negaunee asking that his name be withdrawn as an applicant for a position on the Alger Marquette Community Mental Health Board, was read and accepted. Mr. Gravedoni's name was withdrawn.

Chairperson Farrell called for a roll call vote on those nominated for a position on the Alger Marquette Community Mental Health Board. Those nominated and the number of votes received were:

Wendelin Perry of Michigamme	3	votes
Rita Lawton of Marquette	0	votes
Gerald Foster of Marquette	8	votes

It was declared that Gerald Foster of Marquette was appointed as member of the Alger Marquette Community Mental Health Board for one year, unexpired term ending December 31, 1981.

A communication from the Department of Natural Resources regarding the County's share of state aid funds for the County Snowmobile Safety Programs, was read. It was moved by Comm. May, supported by Comm. Juidici and carried that the communication be referred to the Finance committee for recommendation or report.

A communication from Gil Truax an Escanaba resident complaining about the taxes he pays on a 120 acre farm in Watson and the fact that his road is no longer plowed by the County Road Commission, was read. It was moved by Comm. May, supported by Comm. Carlson and carried that Chairperson Farrell write a letter to Mr. Gil Truax and advise him of the other services he does get for his tax dollars.

A communication from the Ely Township Board, asking the County Board to reconsider cuts in the County Road Commission budget, was read and placed on file.

A communication from Jack B. Arnold, Ishpeming City Manager, asking that he be replaced as Ishpeming representative on the Solid Waste Planning Committee because he is unable to attend the meetings, was read. He asked that Mr. Ray Roberts, P.E., the City of Ishpeming Public Works Director, be appointed to act in his place. It was moved by Comm. LaPin, supported by Comm. LaMere and carried that the County Board concur and Ray Roberts, Director of Public Works, City of Ishpeming, be appointed to replace Jack Arnold, on the Solid Waste Planning Committee.

A communication from Chief Civil Counsel Patricia L. Micklow regarding a pending lawsuit involving alleged zoning complaints was read and placed on file.

A communication from Goerge Black of Marquette advising the County Board of his resignation from the Commission on Aging effective February 1, 1981 was read. It was moved by Comm. Leone, supported by Comm. LaMere and carried that the resignation be accepted with regret and that a letter of appreciation be sent to George Black. The filling of this vacancy will be done in July 1981 as per rules governing the filling of vacancies.

Several new laws that effect the County were called to the attention of the County Board. Public Acts 433 - 522 - 429 - 430, of P.A. 1980.

A communication from Duane Beard, County Controller and an addendum to the agreement between the County of Marquette and Community Transit Associates were read. It was moved by Comm. Racine, supported by Comm. LaMere and carried unanimously on a roll call vote, that the County Board authorize negotiation of the addendum to the present contract within the constraints imposed by the currently available grant funds and execution of the addendum by the Chairperson of the County Board.

A report of the January 29, 1981 meeting of the Intergovernmental Relations Committee were read and placed on file.

A recommendation from the Intergovernmental Relations Committee regarding possible criminal actions and questionable procedural practices occurring within the AMCAB organization, was read. It was moved by Comm. May supported by Comm. LaPin and carried unanimously on a roll call vote, that the County Board concur with the recommendation and contact the Auditor General of the State of Michigan through an appropriate legislator, such legislator to be identified by Duane Beard, County Controller, asking that an audit of AMCAB financial records be conducted, the audit to include State funds and State pass-through funds. And that members of the County Board appointed to the AMCAB Board of Directors, be asked to obtain information on the amounts of state funds received by AMCAB at the present time.

A recommendation from the Intergovernmental Relations Committee regarding apparent discrepancies between the fuel adjustment rate provided for low income Michigan residents in the Upper Peninsula and those provided for metropolitan residents in Lower Michigan as shown in the 1980 State of Michigan Home Owners and Renters Homestead Property Tax Credit Claims booklet, was read. Also some very drastic changes occur in the amount of taxes not refundable (Table III of the pamphlet), in the area of \$4,000.00 and \$5,000.00 annual income. It was moved by Comm. Lapin, supported by Comm. Leone and carried that the County Board write to our State Legislators pointing out the discrepancies and requesting an explanation in regard to these discrepancies.

A report of the February 2, 1981 meeting of the Environment, Lands, and Buildings Committee was read and placed on file.

A report from the Environment, Lands and Buildings Committee regarding the County Boards request that they investigate whether inspections of the Marquette Waste Water Treatment Plant were conducted by the Marquette County Building Code Department, was read. It was reported by Alan Chase, County Planner that both a building permit and a plumbing code permit were issued for the Wastewater Treatment Plant, and that a total of 86 inspections had been made on the construction project (51 building inspections and 35 plumbing inspections) by the County Inspectors during 1978-79-80. It was moved by Comm. Racine, supported by Comm. Steele and carried that the report be accepted and placed on file. It was moved by Comm. Juidici, supported by Comm. Carlson and carried that the County Board ask the Planning Commission to direct Alan Chase, the County Planner, to explain his statement, on page 8 of the December 4, 1980 minutes of the Planning Commission where it is stated "Mr. Chase requested that he be authorized to send a letter to Patricia Micklow for an opinion as to whether the staff can write off these back logs as "bad debts". There is no way to pursue these back logs and have them finalized through the

inspection process with a Building Inspectors position eliminated." His explanation should be to the Environment, Lands and Buildings Committee for report back to the County Board.

A recommendation from the Environment Lands and Buildings Committee regarding the transferring of the construction code inspections from the County to the State of Michigan, as provided for in Public Act 371 of Public Acts of 1980, was read. It was moved by Comm. Juidici, supported by Comm. Carlson and carried unanimously on a roll call vote that the County Board concur with the recommendation and adopt the resolution and inform the State of Michigan that Marquette County does not intend to perform mechanical code inspections but will continue to perform structural, electrical, and plumbing inspections for the County as budgeted for 1981 and further ask that the Environment Lands and Buildings Committee pursue this matter further in June of 1981, and that the County Board ask the Planning Commission to direct the Planning Director, Alan Chase to report on the status of building activity in the County to the committee at that time.

#### Resolution

WHEREAS, the provisions of State Act No. 371, signed by the Governor on December 30, 1980, and amending State Act 230 of 1972, the State Construction Codes Act, require that all governmental subdivisions in the State indicate their desire either to continue to administer and enforce the State Building, Electrical, Plumbing and Mechanical Codes, or to "opt-out" of such responsibilities, which, in the case of counties, will then be assumed by the State Bureau of Construction Codes; and

WHEREAS, the County of Marquette, due to budgetary and staffing reasons, wishes to "opt-out" of administration and enforcement of the State Mechanical Code, which became effective April 9, 1980; and

WHEREAS, such decision to "opt-out" of such responsibility as to the State Mechanical Code must be made and the State Bureau of Construction Codes notified thereof by March 9, 1981;

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of the County of Marquette, as follows:

That the County of Marquette wishes to "opt-out" of the responsibility of administering and enforcing the State Mechanical Code in the County of Marquette, with the understanding that, according to State Act 371 of 1980, the responsibility for administration and enforcement of such State Mechanical Code in the County of Marquette will be assumed by the State Bureau of Construction Codes on or about March 24, 1981.

Feb 4, 1981  
Date

A. P. Duce  
Chairman, Marquette County Board of  
County Commissioners

ATTEST:

Henry A. Skewis Henry A. Skewis, County Clerk

A recommendation from the Environment, Lands and Buildings Committee, regarding flooding in the courthouse on December 22-23, 1980, was read. It was moved by Comm. LaPin, supported by Comm. LaMere and carried that the County Board concur with the recommendation and that in the future all county elected officials located in the courthouse complex be notified when a situation occurs when the potential exists that records in the courthouse complex may be in jeopardy.

A recommendation from the Environment, Lands and Buildings Committee regarding a recommendation from County Treasurer that the Mineral Resources Commission invite the State Geologist to attend one of their meetings to discuss assessments on the following mining properties. Ropes Gold Mine; Mather "B" Mine; and the Pioneer Plant; and also to have the Mineral Resources Commission study the implications of foreign Imports of ore, on domestic production. It was moved by Comm. Lowe, supported by Comm. Villeneuve, and carried that the County Board concur with the above stated recommendation.

A report of the January 28, 1981 Committee of the Whole was tabled until the February 18, 1981 meeting of the County Board.

Monthly reports of the Road Commission, Sheriffs Department, and Social Services Department were placed on file.

A communication from Probate Judge Michael Anderegg regarding Public Act 328 of P.A. 1980 which placed a limit on state funded portions of child care funds for FY 1980-81, and the creation of a contingency fund by the office of Children and Youth Services of some \$200,000.00 out of potential surpluses in basic grants funds, was read. It was moved by Comm. Lowe, supported by Comm. Carlson and carried on a roll call vote that the County Board concur with Judge Anderegg's recommendation and inform the office of Child and Youth Services that Marquette County would be in favor of the formula for distribution of Child Care Funds whereby each county would receive an increase of 5.14% over last years expenditure and the County Board supports the creation of a contingency fund in the office of Child and Youth Services to cover unexpected child care expenditures of smaller counties.

A communication from Mary Kirker to Comm. Berle LaPin, regarding a complaint on Central Dispatch activity concerning no action taken in the case of a reported runaway child, was read. It was moved by Comm. Lowe, supported by Comm. LaPin and carried that the communication be referred to Lt. Ronald Lewis, Negaunee State Police Post Commander, to be investigated and a report of the incident returned to the County Board.

Comm. Leone presented letters from Theodore Kangas of Ishpeming, Michigan regarding the dog problem in the county. The communications were referred to the Intergovernmental Relations Committee.

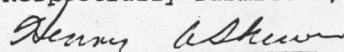
Comm. Carlson commented on the Reagan Administrations recommendation that CETA be continued at the same level in 1981 and be dropped entirely in 1982. It was moved by Comm. Carlson, supported by Comm. LaMere and carried that this matter be referred to the Personnel Committee for report to the County Board.

After a short discussion on the loss of air travel in Marquette County due to airlines moving out, it was moved by Comm. Racine, supported by Comm. LaMere and carried that the Intergovernmental Relations Committee ask the Airport Committee and the Airport Manager to meet with them to keep them informed of situations that would effect air travel in Marquette County.

Chairperson Farrell opened the meeting for public comment, none was forthcoming and Chairperson Farrell declared the public comment section closed.

There being no further business to come before the County Board, it was moved by Comm. Racine, supported by Comm. LaPin and carried that the meeting be adjourned.

Respectfully submitted,

  
Henry A. Skewis, County Clerk

MARQUETTE COUNTY BOARD OF COMMISSIONERS

Wednesday, February 4, 1981, 7:00 p.m.  
Commissioners Room, Courthouse Annex  
Marquette, Michigan

1. CALLING OF ROLL BY THE COUNTY CLERK.
2. SALUTE TO THE FLAG AND PLEDGE OF ALLEGIANCE.
3. READING OF THE MINUTES OF THE JANUARY 7, 1981 AND JANUARY 21, 1981 MEETINGS.
4. PUBLIC COMMENT (time limit of 20 minutes total).
5. APPROVAL OF THE AGENDA.
6. PUBLIC HEARINGS:
7. PRESENTATION OF CLAIMS, PETITIONS AND COMMUNICATIONS:
  - a. Nominations for appointment to Road Commission; Building Code Board of Appeals; and Zoning Board of Appeals.
  - b. Opinion from Chief Civil Counsel on application of doctrine of incompatibility to offices of County Road Commissioner/Township Board Members.
  - c. Appointment to fill unexpired term on Alger-Marquette Community Mental Health Board. Term expires 12-31-81. Nominees are: Paul Gravedoni; Gerald A. Foster; Rita Lawton; and Wendelin Perry.
  - d. Communication from Robert Dyke, Law Enforcement Division, Department of Natural Resources, on state appropriation for Snowmobile Safety Program.
  - e. P.A. 433 of 1980:
    - 1) Letter from Roger Rosendale, Michigan Liquor Control Commission, on P.A. 433 of 1980, to amend the Michigan Liquor Control Act.
    - 2) Communication from Mr. Rosendale Michigan stating effective date of P.A. 433 is March 31, 1981.
    - 3) Copy of P.A. 433.
    - 4) Sample resolution for Board's consideration on approving sale of packaged liquor on Sundays.
    - 5) Communication from the Marquette Area Chamber of Commerce asking the County Board to consider P.A. 433.
    - 6) Communication from L. Mike Angeli in support of sale of packaged liquor on Sundays.
  - f. Communication from Gil Truax about Road Commission services.
  - g. Letter from Kenneth Tuominen, Supervisor, Ely Township, on Ely Township Board's concerns about Road Commission services.
  - h. Letter from Jack Arnold, Ishpeming City Manager, on Ishpeming's representative on the Solid Waste Planning Committee.
  - i. Copy of a letter from Chief Civil Counsel to Alan Chase, Planning Director, on Graham Wilcox, et al v County of Marquette, relating to Zoning Ordinance.
  - j. Letter from George Black resigning from the Commission on Aging.
  - k. ~~Amendment to transit authority agreement.~~
  - l. Several laws recently passed that effect our County.
  - m. Addendum to Agreement Between Community Transit Associates & County of Marquette.

8. REPORTS OF STANDING COMMITTEES:
  - a. Report from the Intergovernmental Relations Committee on a meeting held January 29, 1981.
  - b. Recommendation from the Intergovernmental Relations Committee on sending a letter to the appropriate legislator regarding an audit of AMCAB.
  - c. Intergovernmental Relations Committee recommendation to send communications to our legislators regarding the Michigan Homestead Tax.
  - d. Environment, Lands & Buildings Committee report on February 2, 1981 meeting.
  - e. Env't., Lands & Bldgs. report on Wastewater Treatment Plant inspections.
  - f. Env't., Lands & Bldgs. recommendation on construction code compliance.
  - g. Env't., Lands & Bldgs recommendation on courthouse flooding.
  - h. Env't., Lands & Bldgs. recommendation on Mineral Resources Commission.
9. REPORTS OF SPECIAL COMMITTEES:
  - a. Committee of the Whole report on meeting held January 28, 1981;  
approval of the minutes.
  - b.
10. REPORTS OF COUNTY OFFICERS:
  - a. Report from the Road Commission for December, 1980.
  - b. Sheriff's Department's activity report for December, 1980.
  - c. Financial report from the Controller.
  - d. Social Services report for January, 1981
11. LATE ADDITIONS:
  - a. *PROBATE COURT*
  - b.
12. UNFINISHED BUSINESS:
  - a.
  - b.
13. NEW BUSINESS:
  - a.
  - b.
14. PUBLIC COMMENT.
15. ANNOUNCEMENTS.
16. ADJOURNMENT.

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January 29, 1981

Honorable Chairperson and Members of the  
Marquette County Board of Commissioners  
Marquette, Michigan

Ladies and Gentlemen:

A meeting of your Intergovernmental Relations Committee was duly called and held on January 29, 1981 and copies of the minutes of that meeting have been furnished to all members of the Board of Commissioners and a copy of the minutes is attached hereto and made a part of this report.

Respectfully submitted,

INTERGOVERNMENTAL RELATIONS COMMITTEE

Chairperson

Timothy J. Laine  
J. J. J. J.  
Neil W. Carlson  
Frank L. L.  
Bill L.



January 29, 1981

The Intergovernmental Relations Committee meeting was duly called and held on January 29, 1981 at 7:00 p.m. in the Courthouse Annex.

Present: Commissioners Carlson, Farrell, May, LaPin, Leone and Lowe.

Absent: None.

In Attendance: Sheriff Maino; Bill Michelin, Director, MCTA; Sally Schumacher, The Mining Journal; Duane Beard, Controller.

The meeting was called to order by Chairperson May.

The first item of business was approval of the minutes of the November 17, 1980 and December 9, 1980 meetings. It was moved by Commissioner Leone, supported by Commissioner Lowe and carried unanimously to approve the minutes of November 17, 1980 as presented. It was then moved by Commissioner Lowe, supported by Commissioner LaPin and carried unanimously to approve the minutes of December 9, 1980 as presented.

Approval of the agenda was the next item of business. Commissioner May added a communication she received from a Chocolay Township resident regarding electrical rate increases in the City of Marquette and its affect on Chocolay Township residents. Bill Michelin, Director, MCTA, said the Townships Association will be looking into the matter of the electrical rate increases and he believes some discrimination may be occurring. He said Sands Township is discussing the matter with their attorney.

Bill stated he was present for the discussion of the Richmond Township letter on the Humane Society.

The agenda was approved with the addition of the Chocolay Township resident communication.

The committee addressed itself to matters referred to them by the County Board or the Committee of the Whole.

Sheriff Maino was present to discuss road patrol coverage. This was brought up at a Board meeting during a discussion of a budget transfer of \$18,000 from the Sheriff's Public Safety Division to the Detective Division, and referred to the committee for study. Sheriff Maino noted the transfer of funds does not mean they will be hiring additional staff. Commissioner May noted the transfer actually reflects what is already operationally taking place in the Sheriff's Department. The Sheriff provided the committee with a copy of the road patrol schedule for February, 1981, which he reviewed with them. He said they are shifting emphasis of patrol coverage from day patrols to night patrols. He said he hoped the transfer of staff from Public Safety to Detective is temporary but stated the workload for Detective has not decreased. He said they assign people where they are needed the most at the moment. He said they are attempting to have road patrol coverage 24 hours a day.

Commissioner Farrell entered the meeting.

Commissioner LaPin stated the road patrol officer provided to the West end of the county has done a good job and cut down on the amount of problems they had been having. He said the townships consider the Sheriff's Department as the main law enforcement agency in the county. He said he is concerned about police protection for the townships.

Sheriff Maino then left the meeting.

The committee discussed rumors brought up at the Committee of the Whole meeting regarding operations of AMCAB. The matter was referred to the committee and the Prosecuting Attorney's Office for investigation.

Commissioner Carlson said he discussed the problem with Chief Civil Counsel today. He stated the Prosecuting Attorney's Office will handle items of a criminal nature and he referred those matters to that office. Procedural matters can be handled by the committee, possibly in conjunction with the AMCAB Board.

Duane Beard entered the meeting.

Commissioner Farrell said it is possible for a CAP agency to be a county department.

Commissioner Carlson listed the following procedural allegations against AMCAB that have been brought to his attention:

1. Insufficient supervision of CETA employees.
2. Budget and financial accountability; tracking of monies.
3. Unusual number of grievances being filed and whether or not proper procedures are being followed in processing the grievances.
4. Charge that AMCAB employees were told they could not speak to AMCAB Board members at any time.
5. Certain materials removed from personnel files.
6. Manipulation of AMCAB Board committees.
7. Allegation that monies for senior citizen meals are often used not to actually increase meals served but to encourage people who had been getting meals at the mealsites to have them delivered to their homes so that that segment of the program would increase and they could get more money from the county.

The possibility of an audit of AMCAB budgets was discussed by the committee. Duane Beard felt the best audit would be an independent audit by a CPA. Commissioner Farrell stated he does not want to harm the programs operating under AMCAB, such as the weatherization and senior meals programs, as a result of the investigation. He believes some of the items that have been mentioned should be presented to the AMCAB Board by county appointees on the AMCAB Board for action.

Commissioner Carlson suggested that the Board Chairperson write to the AMCAB Board Chairperson asking for a list of names of AMCAB Board members; official written verification of what category each member is representing; and their specific terms of office.

In re to representatives from organizations appointed to AMCAB, Commissioner May said organizations apply to AMCAB for representation. If their request is approved they are invited to appoint someone to the AMCAB Board. Commissioner May believes shifting from one category to another on the Board has occurred however, and in some cases letters of appointment to the Board may not be available.

Commissioner Farrell believed a person's term should end when they are no longer connected to the organization they represent on the Board of Directors. The Chairperson of the Board will send a letter to the AMCAB Board Chairperson requesting information on the membership of the AMCAB Board of Directors.

Commissioner Farrell questioned the Board's authority over review of AMCAB's budgets. Duane Beard does not believe the County Board has any authority over their budget except to determine whether the county's appropriation to them is being used properly. Commissioner May suggested identifying the agency who has authority to review the budget and ask them to do so. Some funds received by AMCAB are state funds and the County Board could ask our legislators what can be done.

Commissioner Carlson stated actual criminal intent may not be involved but the number of budgets they are dealing with (39) may have created the financial problems. Commissioner Carlson suggested trying to work from within the program to solve problems but if that does not work look at other means which these programs may be operated. There is evidence that the process is not working at this time. It must be determined whether it is the people causing the problems or the structure that is at fault.

It was the consensus of the committee that those county appointees to the AMCAB Board should work through the AMCAB Board to resolve the issues involving grievances, manipulation of committees, removal of personnel files. Chief Civil Counsel will look into the Board's designation of AMCAB as a CAP agency. The Controller will check on whether it is possible to obtain a state audit. AMCAB Board members will obtain information on what state monies are received by AMCAB.

Re supervision of CETA personnel, it was moved by Commissioner Farrell, supported by Commissioner Leone and carried unanimously to write to the Personnel Committee asking that they look at CETA slots that have been allotted to AMCAB over the last two years and determine the number of slots allocated to them, types of jobs the CETA employees are filling, and the value of those slots.

It was then moved by Commissioner Farrell, supported by Commissioner Carlson and carried unanimously to recommend to the County Board that they contact the Auditor General through an appropriate legislator, that legislator to be named by Duane Beard, Controller, and recommend that AMCAB Board members who are members of the County Board get information on the amount of state funding received by AMCAB at the present time.

The committee then reviewed an item concerning the Michigan Homestead Tax brought to the attention of the Committee of the Whole by Commissioner LaPin and referred to the committee.

Commissioner LaPin said discrimination is occurring against Upper Peninsula residents as they are required to have a lower income to qualify for fuel home heating credit. Also, under Table 3 - Taxes Not Refundable of the pamphlet entitled 1980 State of Michigan Homeowners' and Renters' Homestead Property Tax Credit Claims the amount of taxes not refundable changes drastically when a household income rises above \$4,000 and again when it rises above \$5,000 per year.

It was moved by Commissioner LaPin and supported by Commissioner Farrell and carried unanimously to recommend to the County Board that a letter be written to our legislators pointing out the discrepancies in the Michigan Homestead Tax noted above.

Commissioner May read a letter sent by the Board Chairperson to William Pietila, Supervisor, Richmond Township, regarding the Board's meeting with the Humane Society and a Richmond Township representative on the policies of the Humane Society. The letter stated, in part, that the county will get together with the Humane Society to clarify the definition of "county use" in terms of runs reserved for the county at the Humane Society shelter. Commissioner Lowe said it was his understanding that the definition of "county use" when first determined was for use by the Sheriff's Department. Humane Society representatives will be invited to the next committee meeting to discuss the definition of "county use".

An agreement between Marquette County and the State Waterways Commission on the Big Bay Harbor of Refuge was presented. Also noted were letters received from Chippewa and Gogebic Counties on the administration of the Harbors of Refuge within their counties in response to a query by the committee. The item was tabled until the next meeting and counties that have not yet responded to the committee's request will be written to again.

The Controller noted John Beerling has resigned as secretary of the Harbor Commission and Wes Wentela as secretary for the Forestry Commission. He noted administration aspects must be addressed.

It was moved by Commissioner Carlson, supported by Commissioner Farrell and carried unanimously to invite John Beerling to the next meeting to discuss the administration of the Harbor of Refuge.

A memo was received from the Controller in response to the committee's request that a toll free number be obtained for the Central Dispatch System for the county. The Controller suggested this be made part of the engineering study for the Central Dispatch communications system and that letters be sent to the jurisdictions expressing concern about long distance calls to Central Dispatch informing them of that fact.

It was moved by Commissioner Lowe, supported by Commissioner LaPin and carried unanimously to send a letter to Republic Township explaining that the problem of long distance calls to Central Dispatch from outlying areas will be addressed in the Central Dispatch communications system engineering study.

The committee discussed the Elected Officials Conference for February. The date for the conference was set for February 21, 1981 by the committee. Commissioner May explained the format used for last year's Elected Officials Conference where county departments and area agencies were present as resource people for those attending. Commissioner LaPin suggested the county commissioners also act as resource people. Commissioner Farrell felt a separate letter on the conference should be sent to newly elected county officials.

It was moved by Commissioner Farrell, supported by Commissioner LaPin and carried unanimously to have the conference on the morning of February 21; to send a special letter to newly elected officials; to follow the basic format used at last year's conference; and make arrangements for county commissioners to meet with their elected constituents at the conference.

Commissioner Leone was excused from the meeting.

The committee reviewed objectives for 1980-81 for the purpose of setting 1982 objectives. Items pending with the committee from 1980 were also reviewed. Following discussion the following objectives were established:

1. Plan and hold the Fourth Annual Elected Officials Conference February 21, 1981.
2. Plan and hold two Policy Makers workshops on April 11, 1981 (re budget) and September, 1981 (re personnel) to provide for effective and efficient county management.
3. Continue to pursue establishment of a Marquette County animal control ordinance.
4. Discuss means to celebrate Law Day in the county in 1981 and 1982.
5. Send timely communications outlining key issues of county/state related concerns to our representatives and senators in 1981 and 1982.
6. Find a solution to long distance calls from outlying areas to Central Dispatch.
7. Discuss administration of Harbor of Refuge.
8. Work with MEDIC to implement agreement with county on EDC projects.
9. Investigate possibility of combining Forestry, Harbor and Parks Commissions and make recommendation by 1982 budget process.
10. Plan and hold Fifth Annual Elected Officials Conference in January, 1982.
11. Plan and hold two Policy Makers workshops in the Spring and Fall of 1982.
12. Work with other units of government to attempt to prioritize the function of law enforcement in the county by end of 1982.
13. Work with the Drain Commissioner to implement storm water control levels within the jurisdictions of the county by end of 1982.
14. Investigate establishment of a joint plat review board by end of 1982.
15. Monitor solid waste planning progress.
16. Prepare for future financing of Marquette county-wide transportation system by end of 1982.

It was moved by Commissioner Farrell, supported by Commissioner LaPin and carried unanimously to refer the above committee objectives to the Committee of the Whole.

Intergovernmental Relations Committee  
January 29, 1981  
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Bill Michelin left the meeting.

Committee members were assigned Social Services Board meetings to attend as liaisons of the committee for 1981. Road Commission meeting dates have not yet been established for 1981. Commissioner Leone was assigned to attend the February meeting of the Road Commission.

Commissioner May noted Commissioner Leone reported on the January Road Commission meeting at the January 28 Committee of the Whole meeting. She then reported on a Social Services Board meeting she attended. She said at the meeting it was mentioned that a DSS CETA funded employee is currently receiving county health insurance coverage. The Controller stated this problem is being pursued. Commissioner May said David Berns has asked the Social Services Board for approval to implement a new project to help people on ADC rolls look for jobs.

The committee decided not to send an activity report to the legislators this month.

A memo from the Board Chairperson on implementation of the committee's recommendation to establish a Central Dispatch Policy Board was read and tabled until the next meeting.

A copy of a letter from Scott Macy to Patty Potvin, A-95 Coordinator, CUPPAD, on UPCAP's T/TA Grant from the CSA was read and placed on file.

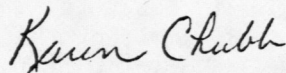
A letter from Max Pinkney, Office of Highway Safety Planning, on the availability of federal funds for the establishment of a Central Dispatch System was read and placed on file.

Commissioner May read the letter from Ed Locke, Chocolay Township, to the City of Marquette's Mayor on increases in electrical rates. Commissioner May stated she will ask the Townships Association to keep the committee apprised of the situation. A copy of Locke's letter will be sent to the Townships Association.

There was no public comment.

The meeting adjourned at 10:40 p.m.

Respectfully submitted,



Karen Chubb, Secretary

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February 2, 1981

Honorable Chairperson and Members of the  
Marquette County Board of Commissioners  
Marquette, Michigan

Ladies and Gentlemen:

A meeting of your Environment, Lands and Buildings Committee was duly called and held on February 2, 1981 and copies of the minutes of that meeting have been furnished to all members of the Board of Commissioners and a copy of the minutes is attached hereto and made a part of this report.

Respectfully submitted,

ENVIRONMENT, LANDS AND BUILDINGS COMMITTEE

Chyd. A. Steele Chairperson  
Timothy J. Lane  
James  
Robert P. Laffere

February 2, 1981

The Environment, Lands and Buildings Committee meeting was duly called and held on February 2, 1981 at 7:00 p.m. in the Courthouse Annex.

Present: Commissioners Farrell, LaMere, Lowe, Steele and Villeneuve.

Absent: None.

In Attendance: Duane Beard, Controller; Alan Chase, Planning Director; John Beerling, Superintendent, Road Commission; John Gitre; and Steve Carlson, Planning Commission Chairperson.

The meeting was called to order by Chairperson Steele.

The first item of business was approval of the minutes of the December 1, 1980 and December 8, 1980 meetings. It was moved by Commissioner Farrell, supported by Commissioner Villeneuve and carried unanimously to approve the minutes as presented.

There was no public comment.

Approval of the agenda was the next item. Commissioner Farrell noted some of the communications directed to the committee have been separated from the agenda and are available for the committee members' review. A communication from the committee Chairperson listing the communications that were removed from the agenda was provided to each committee member.

Commissioner Steele read a communication from the Department of Transportation addressed to prospective applicants for Port Authorities. Commissioner Farrell said a port authority is an EDC and to establish such an authority requires a local match. It was moved by Commissioner Farrell, supported by Commissioner LaMere and carried unanimously to refer the communication to the Planning Commission and ask that they report back to the Executive Committee on whether it would be worthwhile for the county to get involved with a port authority.

A communication from the Chamber of Commerce on a snowmobile route in the City of Marquette was read. As the City is not getting involved with the project there is nothing the county can do. The communication was placed on file.

Alan Chase, Planning Director, was present to discuss inspections made by the Building Code Department on the Marquette Wastewater Treatment Plant. This was referred to the committee by the Board with the request that they report back to the Board by February 18, 1981.

Mr. Chase stated the building permit for the plant was \$19,640 and the plumbing inspection permit cost about \$260. He said inspections of the plant by the county Building Code Department were conducted in late 1978, and during 1979 and 1980. He said based on the amount of hours spent inspecting the building, mileage, office costs, etc., the cost of the inspections did not come near the cost of the permit in regard to building inspections. The cost of the plumbing inspections slightly exceeded the cost of the permit. He said the plant plan was reviewed in Lansing for a fee of \$1,600 to be sure it came up to codes. Chase said he does not believe the cost of the permit fee was justified in respect to the number of inspections made. The permit fee was based on a fee schedule used by the department. He said the Planning Commission



will be discussing the fee schedule at the February 5, 1981 meeting and they may make a recommendation to the County Board to revise the fee schedule to make it more equitable.

Commissioner Farrell said the allegation made at the Board meeting was that inspections of the plant were not made by the Building Code Department. Chase said 86 inspections were made by his department. Commissioner Farrell also noted the city elected to hire the plant architect to conduct inspections at a cost of \$5,000, which they did not have to do since the Building Code Department would conduct inspections. Chase noted building code inspection is not a speciality of an architect. Duane Beard noted the Chief Civil Counsel determined it would not have been legal to exempt the city from payment of the permit fee.

Chase noted Act 230 of the Inspection Code Law states the cost of inspections shall be covered by the inspection fee. It does not specify whether each fee is to cover the cost of each specific construction project costs, or if the total of all fees is to do so.

Following discussion, it was moved by Commissioner Farrell, supported by Commissioner Lowe and carried unanimously to refer to the Board the Planning Director's report that inspections were made by county staff on the wastewater treatment plant.

The committee then discussed a change in the law that would allow the county to get out of the construction code responsibility, and turn it over to the state. Chase said fees received from construction code permits have not been as high as anticipated and are not meeting the cost of running the department. He said they cannot come close to breaking even with the fee revenues unless they increase them.

He said the county must opt-out of construction code compliance by March, 1981 or they will not have an opportunity to do so again for a year. He said they are capable of performing structural, electrical and plumbing inspections but not mechanical code inspections and they do not have funds in their budget to hire a mechanical inspector. He recommended the county opt-out of doing mechanical code inspections and turn them over to the state. Duane Beard spoke in support of maintaining the County Building Code Department. He felt eliminating it may be more expensive in the long run. Commissioner Farrell suggested the department be maintained for at least another year. He mentioned the possibility of laying off individuals due to the slow down in building construction. Beard said it may be possible to have the Building Code Department perform inspections for the Block Grant project as a way to avoid additional lay offs of county personnel.

Following discussion, it was moved by Commissioner Farrell, supported by Commissioner LaMere and carried unanimously to recommend to the Board that the county inform the State of Michigan that the county does not intend to perform mechanical code inspections but will continue to perform structural, plumbing and electrical inspections as budgeted, but the committee will look at the matter again in June. It was further recommended that the Board ask the Planning Commission to ask the Planning Director to report to the committee on the status of the building code activity at that time.

The committee discussed a letter from the County Clerk re the recent flooding that occurred in the Courthouse Annex. The Board referred the letter to the committee for report back by February 18, 1981. The Controller presented a communication on Courthouse flooding insurance claims, arrangements for repair, and Clerk's concerns. Among the materials provided by Beard were letters from the county architect recommending a fire detection/suppression system be installed in the building, wired either to the Sheriff's Department or the Fire Hall on Third Street; automatic closures on vault doors to prevent fire and water damage to records; and a fire suppression system in the vaults. The Controller said the architect's recommendations are part of the renovation plans and also a capital improvements project. The project did not rank high enough for funding this year.

It was noted the Clerk's concern was that he was not notified of the flooding. The Controller said he had been assured the old building was safe from water damage.

Following discussion, it was moved by Commissioner Farrell, supported by Commissioner Villeneuve and carried unanimously to report to the Board and recommend that all elected officials in the courthouse complex be called in situations where records in the courthouse complex may be in jeopardy. It was then moved by Commissioner Farrell, supported by Commissioner Villeneuve and carried unanimously to refer the letters from Lincoln Poley, Architect, on a fire detection/suppression system for the Old Courthouse to the Board for their information.

The committee then discussed the administration and operation of the Sugar Loaf Mountain Natural Area. John Beerling, Alan Chase and Steve Carlson were present for the discussion. John Beerling said notification has arrived from Coastal Zone Management that the county has been awarded \$20,000 for the next phase of the project. The county has to match the grant with \$5,000. He said he met with Timmens, DNR representative, re the program and budget for the next phase and Timmens was satisfied with it. He said he has written a letter to Duane Beard on the need for a county commitment to the local match before the contract is executed. He said the Road Commission meets February 10 and he will ask for authorization to solicit bids for the project. The Parks Commission plans to seek CETA funded employees for the next phase of the project. Beerling said the information for next year's portion of the project was sent to the state today.

It was noted a complaint was received from a resident in the area of Sugar Loaf Mountain concerning water draining onto his property from Sugar Loaf Mountain. Beerling said this has always occurred.

The Controller provided the committee with a memo on Sugar Loaf Mountain Area - Coastal Zone Management funding. He said \$4,800 was budgeted in the capital improvements budget for Phase II of the project; this is \$200 short of the amount required. He provided a resolution for the committee's consideration whereby the county would pledge a local match for the project.

It was moved by Commissioner Farrell, supported by Commissioner LaMere and carried unanimously to send the resolution to the Finance Committee for their consideration of the additional \$200 needed for the local match.

Commissioner Farrell suggested asking the Planning Commission to look at the possibility of transferring the natural area to the state upon completion of the project. It was moved by Commissioner Farrell, supported by Commissioner Villeneuve and carried unanimously to ask the Planning Commission to report to the committee on the possibility of turning Sugar Loaf Mountain Natural Area to the state upon completion of the project. Alan Chase and John Beerling then left the meeting.

The committee discussed objectives for 1982. They reviewed 1980-81 objectives and 1980 committee pending items also. Following discussion, it was moved by Commissioner Lowe, supported by Commissioner LaMere and carried unanimously to recommend to the Committee of the Whole the following committee objectives for 1981-1982.

1. Provide for maintenance and updating of the county atlas on an on-going basis in 1981 and 1982.
2. Secure a grant to renovate the Old Courthouse.
3. Implement and monitor energy conservation programs for all county buildings.
4. Develop and recommend a program for management and maintenance of county capital assets in 1981.
5. Implement a program for management and maintenance of county capital assets in 1982.
6. Develop and recommend a proposal for funding of a county youth conservation summer program in 1981 and 1982.
7. Develop and recommend a program to encourage providing recreational development in Marquette County in 1981.
8. Implement a program to encourage providing recreational development in Marquette County in 1982.
9. Ask Drain Commissioner to develop a long range master drainage plan in 1981.
10. Ask Drain Commissioner to implement master plan for county drainage in 1982.
11. Ask Forestry Commission to submit procedures and bylaws to the committee in 1981.
12. Assure application of Phase III of the Sugar Loaf Mountain Recreational Project.
13. Review Planning Commission recommendation on turning over Sugar Loaf Mountain Natural Area to the DNR.
14. Investigate sound system for Commissioners Room for 1981.
15. Pursue honor camp utilization.

The Controller gave a status report on actions being taken on 1980 pending items he is responsible for.

The committee reviewed a communication from U.P. Emergency Medical Services on federal funds for emergency medical services in the Upper Peninsula. The Controller said the project is one of the A-95 reviews he will be presenting to the committee. The communication was placed on file.

The committee then reviewed A-95's.

1. EMS Implementation Grant applied for by U.P. Emergency Medical Services. The Controller recommended that the full application be reviewed.
2. Chippewa Energy Management Project. Controller recommended no comment.
3. Health Plan Development and Implementation Project submitted by U.P. Health Systems Agency, Inc. The Controller recommended no comment.

It was moved by Commissioner Farrell, supported by Commissioner Lowe and carried unanimously to concur with the Controller's recommendation.

A memo from the Controller on AMCAB space problems was presented to the committee. It was moved by Commissioner Lowe, supported by Commissioner Farrell and carried unanimously to hold the next meeting of the committee at the Service Center to review the space situation there.

The following communications were presented re AMCAB operational complaints at the Service Center: Memo from Duane Beard on operational complaints; Memo from Controller on Service Center complaints - follow up; copy of a memo from Duane Beard to the Maintenance Supervisor on Service Center complaints; and a copy of a letter from Duane Beard to Gjelsteen, Seaborg & Jensen, Architects, on problems at the Service Center. The communications were reviewed and placed on file.

A copy of Rules, Regulations and Procedures for Internal and External Drainage for All Subdivisions being Platted as prepared by Engineering Consultants, Inc. was presented. The document was referred to the committee by the Finance Committee. It was moved by Commissioner Farrell, supported by Commissioner Lowe and carried unanimously to send a copy to each member of the committee and table it until next meeting for discussion. The Controller also requested a copy of the document.

A letter from Larry Stone, Administrator, Acocks Medical Facility, on a technical assistance energy audit grant and energy audit report was presented. It was moved by Commissioner Farrell, supported by Commissioner Lowe and carried unanimously to make the energy report available to any committee members wishing to review it and place it on the agenda of the next meeting.

A communication from James Sodergren, Treasurer, on the Mineral Resources Commission, was read. Sodergren recommended that the Mineral Resources Commission be asked to invite the State Geologist to meet with them re assessment of mines and that they study the implications of closing of mines due to foreign imports. It was moved by Commissioner Farrell, supported by Commissioner Lowe and carried unanimously to recommend to the Board that they ask the Mineral Resources Commission to follow up on the suggestions of the Treasurer.

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A communication from Dupras-Racine Realty, Inc. on land for sale for use as a dumpsite was read. It was moved by Commissioner Farrell, supported by Commissioner LaMere and carried unanimously to refer the letter to the Planning Commission as they are doing a solid waste plan, and write a letter to Dupras-Racine informing them of the committee's action.

A memo from the Controller on Big Bay Harbor of Refuge - Water System was reviewed. It was moved by Commissioner Farrell, supported by Commissioner Lowe and carried unanimously to refer it to the Harbor Commission for recommendation.

A notice from the Corps of Engineers on limited navigation season extension was read. It was moved by Commissioner Lowe, supported by Commissioner Farrell and carried unanimously to place on file.

A notice from the DNR on public hearings on Great Lakes Shoreland Rules was noted. Commissioner Farrell does not believe this will affect Marquette County as it is in regard to flood plan rules. The communication was placed on file.

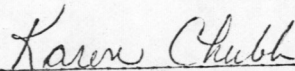
A letter from the Soil & Water Conservation District on a forest consultant was read and placed on file.

Commissioner Steele stated an Accounting Division employee talked to him about the heat problem in that department. The Controller said he received a letter from the Chief Accountant on the matter on January 19, 1981 and has asked the Maintenance Supervisor to see if there is anything that could be done short of the capital improvements project on the matter.

There was no public comment.

The meeting adjourned at 11:20 p.m.

Respectfully submitted,

  
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Karen Chubb, Secretary