The Executive/Intergovernmental Relations Committee of the Marquette County Board of Commissioners met on Monday, July 22, 1985 at 5:00 P.M. in Room 231 of the Courthouse Annex.

Roll call was held and the following roll recorded:
Absent and Excused because of a death in the family: Comm. Defant.

It was established that a quorum was present for the meeting.

Vice Chairperson Roberts opened the meeting for public comment, none was forthcoming and the public comment section was closed.

It was moved by Comm. Lowe, supported by Comm. Roberts and unanimously carried that the minutes of the Executive/Intergovernmental Relations Committee meeting held on June 11, 1985 be approved.

It was moved by Comm. Lowe, supported by Comm. Roberts and unanimously carried that the agenda be approved with the addition of a memo from Dr. Johnson, Director, Marquette County Health Dept., regarding Erosion and Sedimentation Control Project Fees for Marquette Board of Light and Power.

A memorandum from Dennis Aloia, County Administrator, and Ron Koshorek, Resource Development Director, regarding a request to proceed with the Solid Waste Incinerator Design, was taken under consideration. The staff has been involved in a continuing discussion with Northern Michigan University regarding the construction of a Solid Waste Burning Incinerator. It is intended by both the staff of the Resource Development Dept. and the Facilities Planning Staff of NMU that some action must be taken to pursue this proposition further. It is the intend of staff that a go/no go decision be made at the completion of each of the following phases outlined in this recommendation. Funding for the first two phases of the work has been estimated at $110,000.00. A prior County Board commitment released $35,000.00 for a one third share of the study with NMU providing the remainder. NMU, however, has to date been unable to obtain funds from it's standard sources. In the meantime the State legislature has authorized a supplemental appropriation which includes 5.5 million dollars for capital grants for waste to energy facilities. It is suggested that the Marquette County/NMU Project has a strong possibility for funding at the one million dollar level. It is further the understanding of the staff that projects received funding from this source must be carried out in 1986. Therefore it is imperative that the feasibility design work commence in the very near future, for the County to take advantage of this funding source. It was moved by Comm. Lowe, supported by Comm. Roberts and unanimously carried on a roll call vote that the Executive/Intergovernmental Relations Committee recommend to the County Board of Commissioners that they concur with the recommendation of staff and: 1) that the County Board commit to the expenditure of up to $110,000.00 from it's Capital Improvements Fund for the purpose of accomplishing phases I and II of the incinerator study; 2) that the Board with staff secure a commitment from NMU to reimburse the County for two thirds of any amount spent, or credit a like amount if and when phase III is committed to; 3) that the County Board acknowledge that any solid waste incinerator designed be viewed as part of the total County-wide system of waste disposal which included sufficient licensed landfill capacity for incinerator backup, non combustible type III material and ash disposal; 4) that the County Board promptly obtain a written understanding with the Northern Michigan Board of Control or other appropriate entity regarding the procurement of professional services to accomplish work in the sharing of the costs.
The Executive/Intergovernmental Relations Committee took under consideration a memo from the Marquette County Planning Commission concerning a resolution the Planning Commission adopted regarding the McCormick Tract be designated as a wilderness area pursuant to the Wilderness Act of 1964 and requesting that the County Board also recommend this designation to our Federal Representatives. After much discussion as to what a wilderness tract is and whether a recreational type of camping will be allowed, it was moved by Comm. Lowe, supported by Comm. Roberts and unanimously carried that the County Board adopt a resolution supporting the Planning Commission's stand on designating the McCormick Tract as a Wilderness Area pursuant to the Wilderness Act of 1964.

The Executive/Intergovernmental Relations Committee took under consideration a memorandum from Dr. Randall M. Johnson, Director, Marquette County Health Dept., regarding the Erosion and Sediment Control Program Fees. Dr. Johnson was present and advised the County Board that the Marquette Board of Light and Power is in the process of developing a fly-ash disposal site near the current Acocks Medical Facility. Based on the proposed total area of earth change associated with the Board of Light and Power's project the fee for this one permit totals $2,100.00. Although the Board of Light and Power has paid this fee and received their permit it has requested that this fee be reviewed to determine if it could be reduced. It was the contention of Dr. Johnson and Al Budinger, Chief Sanitarian, that the actual costs of reviewing and servicing this permit would be more in the order of $500.00. A resolution adopting the Soil Erosion Sedimentation Control Program and establishing an Appeal Board was adopted but there is no mention of fees as an appealable item. It appears that the Health Dept. and/or the Board of Health has been given no authority to waive or reduce fees for this program. At the regular monthly meeting of the Board of Health, they took action to refer this matter to the Board of Commissioners for further evaluation and possible action. It was the general concensus of the Board of Health that the fee charged to the Board of Light and Power was excessive in relation to the amount of Health Dept. staff time devoted to reviewing this project. Chief Civil Counsel, Patricia L. Micklow, upon being asked, advised the County Board that in her opinion there were three options: 1) let the Appeals Board handle the reduction of fees under their appeal process; 2) make a decision to reduce the fees; or 3) make no change at all. Bruce Rukkila, Finance Officer, commented that giving the Appeals Board authority to reverse or change a fee, may very easily destroy the fee structure of other services charged. Mr. Rukkila stated that it is difficult to determine the actual costs of servicing a project for which a fee is charged. He felt that any action taken to reduce the fee would be setting a precedent and may be challenged by other entities of government or individuals who may request fee changes. It was moved by Comm. Roberts, supported by Comm. Lowe and unanimously carried that the Executive/Intergovernmental Relations Committee recommend to the County Board that they not give up the authority to set the fee and no change be made at this time. This matter will also appear on the Finance/Personnel Committee agenda on Tuesday, July 23, 1985.

The Executive/Intergovernmental Relations Committee took under consideration resolutions from Lenawee County and Jackson County regarding increases in premiums on medical malpractice insurance and professional liability insurance for County Officers. Bruce Rukkila, Finance Officer, stated that he felt the increase in rates for these types of insurance were due to the normal cycle of insurance companies, where rates rise and fall over a period of time. Dr. Johnson, Director of the Health Dept., felt that the increase in a number of law suits regarding malpractice insurance with doctors dealt with the rising mortality rate of the new born infants and stated that
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to the best of his knowledge some doctors will no longer take cases involving pregnant
mothers due to this fact. It was moved by Comm. Lowe, supported by Comm. Roberts and
unanimously carried on a roll call vote that the Executive/Intergovernmental Relations
Committee recommend to the County Board that they support the concept of the resolution
of Lenawee County and request the legislature of the State of Michigan to enact
legislation placing a ceiling on liability of health care providers and the amount
recoverable by plaintiffs in medical malpractive and professional liability suits.

Vice Chairperson Roberts opened the meeting for public comment, none was forthcoming
and the public comment section was closed.

Comm. Lowe announced that on July 23, 1985 at 1:30 P.M. there will be a
Sesquicentennial Flag Raising Ceremony on the Courthouse lawn. A program has been
drawn up where which invitations have been sent out to local elected officials and
others. Band music will be provided during the Flag Raising, along with historical
remarks by Fred Rydholm of Marquette and Frank Matthews of Negaunee. Mr. Joseph
DeGroot will be honored with a distinguished citizens award.

There being no further business to come before the Executive/Intergovernmental
Relations Committee the meeting was adjourned.

Respectfully submitted,

Henry A. Skewis
Marquette County Clerk
EXECUTIVE/INTERGOVERNMENTAL RELATIONS COMMITTEE
Monday, July 22, 1985, 5:00 P.M.
Room 231, Courthouse Annex
Marquette, Michigan 49855

1. ROLL CALL.
2. PUBLIC COMMENT.
4. APPROVAL OF THE AGENDA.
5. A memo from Ron Koshorek, Resource Development Director and Dennis Aloia, County Administrator, regarding a request to proceed with Solid Waste Incinerator Design.
6. A memo from Greg Seppanen, Vice Chair, Marquette County Planning Commission, regarding a resolution they adopted recommending the McCormick Tract be designated as a wilderness area pursuant to the Wilderness Act of 1964, and requesting the County Board also recommend this designation to our Federal Representatives.
7. A resolution from Lenawee County and Jackson County regarding liability insurance and liability of Health Care Providers.
8. A memo from Marquette County Health Dept. regarding Erosion & Sedimentation Control Program Fees for Marquette Board of Light & Power.
9.
10.

11. PUBLIC COMMENT.
12. ANNOUNCEMENTS.
13. ADJOURNMENT.