The Marquette County Board of Commissioners met in Regular Session on Tuesday, June 5, 1990 at 7:00 p.m. in Room 231 of the Henry A. Skewis Annex, Marquette, MI.

Chairperson Corkin called the meeting to order. Present: Comm. Arsenault, Comm. Bays, Comm. Seppanen and Comm. Corkin. Absent and Excused: Comm. DeFant.

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

On a motion by Comm. Arsenault, second by Comm. Bays, the minutes of the Regular Meeting held on May 15, 1990, the Committee of the Whole Meeting held on May 22, 1990, and the Special Meeting held on May 22, 1990, were unanimously approved.

On behalf of the County Board, Chairperson Corkin read the following proclamation.

PROCLAMATION

WHEREAS, Sally May has provided inspiration, dedication, skill and talent to a wide range of agencies and organizations that are an integral and necessary part of the Marquette County area; and

WHEREAS, Sally May's contributions have included service to the Women's Center, the Marquette County Commission on Aging and the Marquette County Board; and

WHEREAS, Sally May has shown commitment and devotion, and has worked tirelessly to further the cause of women and all people throughout the Marquette County area;

NOW THEREFORE BE IT RESOLVED, that I, Gerald Corkin, Chairperson of the Marquette County Board of Commissioners, do hereby proclaim June 2, 1990 as SALLY MAY DAY in the County of Marquette and urge all citizens to join me in honoring and thanking Sally May for her many years of public service to the citizens of Marquette County.

GERALD CORKIN, CHAIRPERSON
MARQUETTE COUNTY BOARD OF COMMISSIONERS

Chairperson Corkin opened the meeting for public comment. Liisa Niemela, Skandia Township, was present and urged the County Board to support the rezoning request that is item 7b) on the agenda.
There being no further public comment, Chairperson Corkin closed this portion of the meeting.

On a motion by Comm. Seppanen, second by Comm. Arsenault, the agenda was unanimously approved as presented.

Public Hearings

Public Hearings on two rezoning requests were held by the County Board. Chairperson Corkin reviewed the rules Section VIII-1 on public hearings outlining the procedure for those present.

7a) Chairperson Corkin opened the public hearing on rezoning request #150-RZ-EL-40, Ken Quinnell, Ely Township, to rezone Lot 4 of Birch Run Subdivision from R-Residential to I-Industrial.
Patricia Gruber, Planner, presented an overview of the rezoning request along with photographs and slides of the property. The Staff recommendation is to deny the rezoning petition on the basis that it is a spot zoning and it is inconsistent with the County's Comprehensive Plan.
The Planning Commission conducted a public hearing. They received eight letters opposing the rezoning from nearby residents. The Ely Township

Board opposed the rezoning, and the Health Dept. had concerns regarding potential ground water contamination. Petitions with 29 signatures of Ely Township residents opposing the rezoning were also presented at the hearing, and eight individuals spoke against the rezoning. The Planning Commission unanimously voted to deny the rezoning petition on the basis that it was spot zoning and not consistent with the County Comprehensive Plan.

Ken Quinnell, the property owner proposing the rezoning request, felt that similar violations exist and that he is a victim of selective enforcement. He has lived there and conducted business since 1977.

The following Ely Township residents commented at the public hearing and were opposed to the rezoning: Paul Joosten, Evelyn Hilgren, Sandra Joosten, Steve Bashaw, Bob Haapala, Carol Haapala, and Avis Lampi. They would like the Birch Run Subdivision to be a quiet, peaceful, residential area. Mr. Quinnell's business at first was small, but now it has grown so that there is all kinds of heavy equipment, noise, junk, and the possibility of ground water contamination. There being no further discussion, Chairperson Corkin closed the first public hearing.

On a motion by Comm. Seppanen, second by Comm. Arsenault, the County Board unanimously denied rezoning request #150-RZ-EL-40, Ken Quinnell, Ely Township, to rezone Lot 4 of Birch Run Subdivision from R-Residential to I-Industrial.

7b) Chairperson Corkin opened the public hearing on rezoning request #151-RZ-SK-21, Gary & Sirkka Liisa Niemela, Skandia Township, to rezone property on U.S. 41 in Skandia Township from TD-Town Development to I-Industrial.

Patricia Gruber, Planner, presented slides of the property. The Staff recommendation is that this site remain in the TD-Town Development zoning district on the basis that the I-Industrial would be surrounded on three sides by TD zoning and on one side by residential zoning, and therefore would be considered spot zoning.

Patricia Gruber, on behalf of the Planning Commission, presented their analysis. The Niemela's had successfully requested the property be rezoned to industrial in 1988. Since that time the Niemela's have made a major investment in the property and have created a beautiful complex. The Planning Commission felt that a mistake had been made when the new zoning ordinance was adopted, and this particular parcel slipped through without the proper consideration. The Niemela's were not aware that there was any problem with their zoning, and were surprised in March of 1990 that the property had been rezoned to Town Development. The Planning Commission recommendation is in favor of rezoning, in that the site is unique, and the use is an asset to the community.

Liisa Niemela explained that she was told by the Marquette County Planning Dept. that during the drafting of the new County-wide Zoning Ordinance, they would not be in danger of losing the industrial zoning to town development. As a result the Niemela's did not attend any of the zoning hearings and were shocked to discover the new zoning ordinance reverted their zoning back to TD.

No citizens were present to comment on the rezoning request. There being no further discussion Chairperson Corkin closed the public hearing.

On a motion by Comm. Seppanen, second by Comm. Bays, the County Board unanimously approved rezoning request #151-RZ-SK-21, a petition from Gary & Sirkka Liisa Niemela to rezone property on U.S. 41 in Skandia Township from TD-Town Development to I-Industrial.

Informational Items

On a motion by Comm. Arsenault, second by Comm. Seppanen, the following informational items were unanimously accepted and placed on file: 9a) A news release from the Michigan DNR announcing H.R. 4030 Federal Legislation reauthorizing the Coastal Zone Management Act (CZMA); 9b) Dept. of Employment Programs Monthly Report for April, 1990; 9c) A thank you from the Townships Association for Chairperson Corkin's services as a panel member at the May 2, 1990 meeting on illegal dumping of waste in Marquette County; and 9d) Announcement from the International Joint Commission regarding Great Lakes Water Levels.

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Action Items

On a motion by Comm. Arsenault, second by Comm. Seppanen the County Board unanimously approved action items 10a) through 10j) as follows:

10a) A Committee of the Whole recommendation to accept the low bid from Mike's Refrigeration of Gwinn of $9,228.00 for the purchase and installation of 14 window air conditioners for the Courthouse, and also those offices which already purchased air conditioning units be reimbursed.

10b) A Committee of the Whole recommendation to direct Staff to develop a plan for the use of recycled paper within the acceptable parameters, and use recycled paper wherever the County can for copying purposes.

10c) A Committee of the Whole recommendation that the County Board continue the CEIP program and enter into the following agreement: Total project cost is $3,720. The $2,600 County share of this amount will come from already appropriated Resource Management/Development Department salary (Intern) funds.

10d) A Committee of the Whole recommendation that the County Board allow the reimbursement of expenses from the Technical Assistance Grant for those members of the Community Corrections Advisory Board that attended a conference in Traverse City.

10e) A Committee of the Whole recommendation that the County Board award the Resource Management/Development Dept. pick-up truck bid to the second low bidder, Frei Chevrolet for $9,179.00.

10f) A Committee of the Whole recommendation to concur with the remodelling of the Service Center as space is available for use by the Health Dept.

10g) A Committee of the Whole recommendation to approve the resolution of intent to approve the contract for the Negaunee/Ishpeming water project.

RESOLUTION OF INTENT TO APPROVE CONTRACT

At a regular meeting of the Board of Commissioners of the County of Marquette, Michigan, held in the County Courthouse, Marquette, Michigan, on the 5th day of June, 1990, at 7:00 o'clock p.m. local time.

The Board Chairman presented the following:

WHEREAS, the Negaunee/Ishpeming Water Authority Board and the Board of Commissioners of the County of Marquette have made a joint application to the Economic Development Administration of the United States Department of Commerce for a grant in the amount of $1,000,000.00 to assist with the construction of a municipal water supply system to serve the Cities of Negaunee and Ishpeming; and

WHEREAS, the Economic Development Administration is requesting assurances that funds in excess of the $1,000,000.00 grant will be available to satisfactorily complete the project as proposed;

NOW, THEREFORE BE IT RESOLVED, that the Marquette County Board of Commissioners does hereby confirm its intent to approve the RESOLUTION TO APPROVE CONTRACT.

GERALD O. CORKIN, CHAIRPERSON
MARQUETTE COUNTY BOARD OF COMMISSIONERS

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10h) The transferring of ownership of the new office building project to the Marquette County Building Authority by authorizing the Board Chairperson to execute the deed and forward it to the Authority after the sale of the bonds.

10i) Place in nomination the application of Mr. George Collins, 109 W. Main St., Negaunee, MI, for the vacancy as a County Representative on the Solid Waste Management Authority.

10j) Michigan Youth Corp Contract #90-41 between the Six County Consortium for Employment & Training and the County of Marquette, and allow the Chairperson to execute the contract on behalf of Marquette County.

Action Items Cont'd.

10k) The County Board considered a request from the Marquette County Building Authority for a $320,000.00 advance from the Tax Delinquent Revolving Fund to be used to cover project expenses through July, 1990. Ron Koshorek, Director, Resource Management/Development Dept., was present and explained that the reconstruction of the new office building (Jack's IGA) is progressing very rapidly and is on schedule for completion by the end of January, 1991. Because the construction is moving ahead so quickly the County has not been able to keep up with the necessary cash flow, and the Building Authority requests an advance from the delinquent fund which will be repaid when the bonds are sold in July. The Community Mental Health Board will consider signing the lease at their Thursday, June 7, 1990 meeting, and the Building Authority will very shortly be adopting the bond resolution package.

On a motion by Comm. Arsenault, second by Comm. Bays, the County Board unanimously approved the request from the Building Authority that they make available up to $320,000.00 in Tax Delinquent Revolving Funds to cover project expenses to be used as necessary.

Chairperson Corkin opened the meeting for public comment, none was forthcoming.

On a motion by Comm. Seppanen, second by Comm. Arsenault, the County Board unanimously voted to go into Closed Session for the purpose of discussing litigation and arbitration on the Valente Medical Care Facility Roof. Chairperson Corkin declared a brief recess in order to clear the meeting room.

CLOSED SESSION

The County Board returned to open session. No action was forthcoming as a result of the Closed Session.

On a motion by Comm. Seppanen, second by Comm. Bays, the County Board unanimously voted to meet as a Committee of the Whole at 6:00 p.m. on Tuesday, June 12, 1990, and cancel the Executive/IGR Committee and Finance/-Personnel Committee meetings. Also, Staff be directed to advertise that an informational session on the proposed Michigan Scenic Rivers Act of 1990 will be part of the Committee of the Whole meeting, and that representatives of the U.S. Forest Service will be in attendance to answer questions regarding the bill.

There being no further business to come before the County Board the meeting was adjourned.

Respectfully submitted,

David J. Roberts

David J. Roberts
Marquette County Clerk

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MARQUETTE COUNTY BOARD OF COMMISSIONERS
Regular Meeting, Tuesday, June 5, 1990, 7:00 p.m.
Room 231, Henry A. Skewis Annex, Marquette, MI

1. ROLL CALL.
2. SALUTE TO THE FLAG AND PLEDGE OF ALLEGIANCE.
3. APPROVAL OF THE MINUTES OF THE COUNTY BOARD OF COMMISSIONERS REGULAR MEETING HELD ON May 15, 1990, the Committee of the Whole meeting held on May 22, 1990, and the Special Session held on May 22, 1990.
4. PROCLAMATIONS, PRESENTATIONS AND AWARDS:
   a. Proclamation - June 2, 1990 as SALLY MAY DAY in Marquette County.
5. PUBLIC COMMENT. (time limit 20 minutes total)
6. APPROVAL OF THE AGENDA.
7. PUBLIC HEARINGS:
   a. Rezoning request #150-RZ-EL-40, Ken Quinnell, Ely Township.
   b. Rezoning request #151-RZ-SK-21, Gary & Sirkka Liisa Niemela, Skandia Township.
8. PRIVILEGED COMMENT.
9. INFORMATIONAL ITEMS:
   a. A news release from the Michigan DNR announcing H.R. 4030 Federal Legislation reauthorizing the Coastal Zone Management Act (CZMA).
   b. Dept. of Employment Programs Monthly Report - April, 1990.
   c. A thank you from the Townships Association for Chairperson Corkin's services as a panel member at the May 2, 1990 meeting on illegal dumping of waste in Marquette County.
   d. Announcement from the International Joint Commission regarding Great Lakes Water Levels.
10. ACTION ITEMS:
   a. Committee of the Whole recommendation to approve the low bid for the purchase and installation of Courthouse Air Conditioners.
   b. Committee of the Whole recommendation to develop a plan for use of recycled paper with County Offices.
   c. Committee of the Whole recommendation to continue the CEIP program for 1990.
   d. Committee of the Whole recommendation to reimburse conference expenses to those members of the County Community Corrections Advisory Board.
   e. Committee of the Whole recommendation to award a bid for a pick-up truck for the Building Code Department.
   f. Committee of the Whole recommendation for the remodelling of the Service Center for use by the Health Dept.
   g. Committee of the Whole recommendation to approve a resolution of intent for the Negaunee/Ishpeming Water Project.
   h. Transfer of "Jack's IGA" property to County Building Authority.
   i. Nomination to the County Solid Waste Management Authority.
   j. Approval of Contract for the Michigan Youth Corp - 1990.
   k. Consideration of a loan for the "Jack's IGA" property.
11. LATE ADDITIONS:
   a.
12. PUBLIC COMMENT. (time limit 20 minutes total)
13. CLOSED SESSION - Roof Arbitration - Ron Koshorek.
14. COMMISSIONERS COMMENTS AND ANNOUNCEMENTS.
15. ADJOURNMENT.

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