BOARD OF COMMISSIONERS       COUNTY OF MARQUETTE       AUGUST 7, 1990

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


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

On a motion by Comm. Arsenault, second by Comm. DeFant, the minutes of the July 17, 1990 Regular County Board meeting, and the July 24, 1990 Committee of the Whole meeting, were unanimously approved.

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

On a motion by Comm. Bays, second by Comm. Arsenault, the agenda was unanimously approved with the following change and late additions: item 10b) Community Corrections Advisory Board Contractor selection moved up to the first action item; 11a) Amendment to Medical Care Facility Construction Fund Arbitration Budget; and 11b) Certification of delegates for Annual MERS Meeting.

A public hearing regarding $6,385,000 Healthcare Facilities Revenue Bonds (Mather Project) Series 1990B FEE/Michigan Properties Inc. was held by the County Board. Chairperson Corkin reviewed the rules Section VIII-1 on public hearings outlining the procedure for those present. Chairperson Corkin opened the public hearing.

Mr. Donald P. Ubell, representing Bond lawyers, addressed the Board in favor of the bond issue and introduced J. Stephen Eaton, Chief Executive Officer, and Mr. Allen Hay, President of Welcare International Inc., a Non-profit Foundation for the Elderly Inc. of Houston, planning the purchase of the Mather Nursing Home along with two other U.P. area nursing homes. Both Mr. Eaton and Mr. Ray reviewed their experience in management of over 100 nursing homes and encouraged the County Board to support the bond issue which would involve no liability to the County.

Chairperson Corkin declared a five minute recess to review written materials submitted by Dennis Aloia, County Administrator, regarding Bond Series.

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RECESS

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Dr. Ray Johnson, part owner and operator of the Norlite Nursing Center in Marquette, read a letter in opposition of the bond issue stating that he felt private tax paying investors should be given the opportunity to purchase this business, and urged the County Board not to support this acquisition.

Chairperson Corkin requested written responses to several questions. The bond issue will be reviewed and investigations made prior to making any decisions. Chairperson Corkin closed the public hearing.

The Marquette County Soil & Water Conservation District made a slide presentation updating the Board on various County projects.

Informational Items

BOARD OF COMMISSIONERS  COUNTY OF MARQUETTE  AUGUST 7, 1990

Courtrooms on August 19-21, 1990, for the Northern Michigan Trial Skills Workshop; 9f) A memo from Lucille Scotti, Recycling Coordinator, regarding Household Hazardous Waste Collection; and 9g) A response from U.S. Senator Carl Levin regarding the Michigan Scenic Rivers Act.

Action Items

On a motion by Comm. Arsenault, second by Comm. Defant, the County Board unanimously, and with the Community Corrections Advisory Board recommendation to award the contractor bid for Preparation of Community Correction Plan to the Community Correction Consortium at the price of $24,475.00.

Action Items Cont’d.

On a motion by Comm. Defant, second by Comm. Arsenault, the County Board unanimously, and with the Community Coordinated Child Care Leases. This agreement is between the County of Marquette and the Community Coordinated Child Care for the term of three years for the use of the Acock’s Facility for Pregnant/Parenting Teens Group Home.

10c) A Committee of the Whole recommendation to adopt the following resolution in support of the H.R. 2140 legislation pending in Congress.

RESOLUTION ON H.R. 2140

WHEREAS, advanced telecommunications, services and technology are critical to the economic development of the Marquette area and the wellbeing of its citizens; and

WHEREAS, advanced electronic information services offered through the telephone network by Michigan Bell and its parent company, Ameritech, could greatly benefit businesses and citizens, including children, the handicapped and elderly; and

WHEREAS, outdated restrictions on Michigan Bell, Ameritech, and other Bell operating companies prohibit them from offering or developing advanced electronic information services; and

WHEREAS, outdated restrictions that prohibit Michigan Bell, Ameritech, and other Bell operating companies from manufacturing telecommunications equipment are causing America to lose jobs and international competitiveness in telecommunications;

BE IT RESOLVED, that the Marquette County Board of Commissioners strongly urges prompt congressional action to remove outdated, obsolete restrictions on Michigan Bell, Ameritech and other Bell companies to help foster widespread availability of advanced telecommunications services in the Marquette area and the State of Michigan, and to help America regain its world leadership position in telecommunications.

GERALD O. CORKIN, CHAIRPERSON  MARQUETTE COUNTY BOARD OF COMMISSIONERS

10e) A Committee of the Whole recommendation to adopt the following new policy #105.14 Drug-Free Workplace, and revised policy #108.2 Examples of Misconduct. The new policy is required as a pre-requisite to federal grants, and the amended misconduct policy 108.2 will comply with the Federal Register with the addition of item 14.
#105.14 Drug-Free Workplace

In compliance with the Drug-Free Workplace Act, effective July 24, 1990, the County of Marquette will maintain a drug-free work environment for all County staff. The unlawful manufacture, distribution, possession, or use of a controlled substance by any County staff member is prohibited in any County facility, worksite, or property. Any County staff member in violation of this policy will be subject to disciplinary action, up to and including discharge. Confidential substance abuse intervention and counseling services are available to County staff through the Employee Assistance Service (EAS) coordinated through the Human Resources department.

A County staff member employed in the performance of any federally funded grant or program, as a condition of employment under the federally funded grant or program will:

- Abide by the terms of this policy; and,
- notify the County Human Resources Department in writing of an conviction for a violation of a criminal drug statute occurring in the workplace no later than five (5) calendar days after such conviction.

Upon such notice, within ten (10) calendar days the County will notify the funding agency(s) of the conviction. Within thirty (30) calendar days of receiving such notice, the County will at it's option:

- initiate appropriate personnel action, up to and including discharge; or,
- require satisfactory participation in a drug abuse assistance or rehabilitation program.

GERALD O. CORKIN, CHAIRPERSON
MARQUETTE COUNTY BOARD OF COMMISSIONERS

Amendment to #108.2 EXAMPLES OF MISCONDUCT

#14. Reporting under the influence of, possession, or use of alcohol or a controlled substance while on County paid status.

GERALD O. CORKIN, CHAIRPERSON
MARQUETTE COUNTY BOARD OF COMMISSIONERS

10f) A Committee of the Whole recommendation to approve and proceed with the proposal to construct a joint BNR-State Police/Central Dispatch tower near Gwinn.

10g) A Committee of the Whole recommendation to approve the 50/50 grant program from the Federal Emergency Management Agency to purchase and install amateur radio digital data emergency communications equipment, with funds to be provided by adopting the following budget amendment.

RESOLUTION AMENDING PUBLIC IMPROVEMENT FUND (NON-FRS) BUDGET
Fiscal Year 1990 Amendment No. 29

WHEREAS, budgets were adopted by the County Board on October 10, 1989 to govern the receipts and expenditures of the various County funds for the next fiscal year of the County; and

WHEREAS, as a result of unanticipated changes in revenues and/or needed expenditures, it is necessary to modify the aforesaid budget; and
WHEREAS, such modification will still maintain a balanced budget between revenues and expenditures.

NOW THEREFORE, BE IT RESOLVED that the aforesaid budget be hereby modified as follows:

<table>
<thead>
<tr>
<th>Expense Budget Acct.</th>
<th>Previous Budget Amt.</th>
<th>Amended Budget Amt.</th>
<th>Change</th>
</tr>
</thead>
<tbody>
<tr>
<td>Public Improvement Fund (244)</td>
<td></td>
<td></td>
<td>(+ (-))</td>
</tr>
<tr>
<td>Jail Sprinkler Project</td>
<td>86,702.95</td>
<td>83,712.95</td>
<td>(2,990.00)</td>
</tr>
<tr>
<td>Misc. Smaller Projects</td>
<td>0.00</td>
<td>5,980.00</td>
<td>5,980.00</td>
</tr>
<tr>
<td>EMS Communication Equip</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Totals</td>
<td>86,702.95</td>
<td>89,692.95</td>
<td>2,990.00</td>
</tr>
</tbody>
</table>

<table>
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<tr>
<th></th>
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<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Public Improvement Fund (244)</td>
<td></td>
<td></td>
<td>(+ (-))</td>
</tr>
<tr>
<td>FEMA Grant</td>
<td>0.00</td>
<td>2,990.00</td>
<td>2,990.00</td>
</tr>
<tr>
<td>Totals</td>
<td>0.00</td>
<td>2,990.00</td>
<td>2,990.00</td>
</tr>
</tbody>
</table>

Motion was made by Comm. Defant, Seconded by Comm. Arsenault, to adopt the foregoing resolution. Upon roll call vote, the following vote was recorded:

<table>
<thead>
<tr>
<th></th>
<th>Aye</th>
<th>Nay</th>
<th>Aye</th>
<th>Nay</th>
</tr>
</thead>
<tbody>
<tr>
<td>P. Arsenault</td>
<td>X</td>
<td></td>
<td>G. Seppanen</td>
<td>Absent</td>
</tr>
<tr>
<td>C. Bays</td>
<td>X</td>
<td></td>
<td>G. Corkin</td>
<td>X</td>
</tr>
<tr>
<td>G. Defant</td>
<td>X</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

The Chairperson declared the motion carried and the resolution duly adopted.

10b) A Committee of the Whole recommendation to adopt the following Abandoned Vehicle Resolution.

ABANDONED VEHICLE RESOLUTION

WHEREAS, current Michigan Law requires local governmental units to process any vehicle abandoned on public or private property; and

WHEREAS, in the majority of these cases it is not possible to determine ownership of such abandoned vehicles because of non-transference of title; and

WHEREAS, such process is very time consuming and expensive for these local governmental units.

NOW THEREFORE BE IT RESOLVED, that the Marquette County Board of Commissioners requests the Michigan Legislature to amend the Abandoned Vehicle Law to allow for the following:

- A procedure established for the identification of the owner of the abandoned vehicle.
- Once identified, the owner of the abandoned vehicle to be made responsible for the costs involved in the process as well as the establishment of an appropriate penalty for the abandonment; and

BE IT FURTHER RESOLVED, that a copy of this resolution be sent to Governor Blanchard, our Upper Peninsula Legislators, and the Michigan Association of Counties.

GERALD O. CORKIN, CHAIRPERSON
MARQUETTE COUNTY BOARD OF COMMISSIONERS
10i) A Committee of the Whole recommendation to oppose the Forsyth Township rezoning of County Forest Lands to Commercial (C-2), and Industrial (I-1, I-2).

10j) A Committee of the Whole recommendation to approve the Land Conveyance request for a temporary logging road easement with the stipulation presented by the Marquette County Planning Commission.

10k) A Committee of the Whole recommendation to award the EMS Automated Information System bid to Advance Business Equipment for a total of $11,779.60.

10m) A Committee of the Whole recommendation to adopt the Marquette County Deficit Fund Plan for fiscal year ending December 31, 1989, as follows:

MARQUETTE COUNTY DEFICIT FUND PLAN
FOR FISCAL YEAR ENDED DECEMBER 31, 1989

<table>
<thead>
<tr>
<th>FUND</th>
<th>DEFICIT AMOUNT</th>
<th>PLAN</th>
</tr>
</thead>
<tbody>
<tr>
<td>Service Center Internal Service Fund</td>
<td>2,062.84</td>
<td>Equity will be transferred from the General Fund to eliminate this deficit.</td>
</tr>
<tr>
<td>Annex II Construction Fund</td>
<td>572,849.04</td>
<td>This deficit was resolved with a bond sale for purchase and construction held on July 12, 1990.</td>
</tr>
<tr>
<td>Badger Drain Capital Project Fund</td>
<td>113,752.03</td>
<td>It is anticipated that each of these projects will be continued and completed with sale of bonds and levy of a special assessment on affected landowners.</td>
</tr>
<tr>
<td>Carp River Capital Project Fund</td>
<td>44,126.92</td>
<td></td>
</tr>
<tr>
<td>Little Shag Lake Capital Project Fund</td>
<td>24,290.34</td>
<td></td>
</tr>
<tr>
<td>Whetstone Drain Capital Project Fund</td>
<td>160,769.49</td>
<td></td>
</tr>
</tbody>
</table>

GERALD O. CORKIN, CHAIRPERSON
MARQUETTE COUNTY BOARD OF COMMISSIONERS

10n) A Committee of the Whole recommendation to approve the loan request of $22,000.00 to cover the cashflow needs for the EDC Bureau of History Grant, to be paid back as soon as the EDC is reimbursed by the State.

Action Items Cont'd.

10a) The County Board considered a request from Ron Koshorek, Resource Management/Development Director, to accept a proposal from Somerville Associated to complete the design work, bid and contract documents for the Medical Care Facility Re-Roof.

On a motion by Comm. Arsensault, second by Comm. Bays the County Board unanimously voted to accept the proposal for the Medical Care Facility Re-Roof, and approved a line item transfer of $25,000.00 from the Medical Care Facility Construction Fund Contingency Account to the Architectural Services line item.

<table>
<thead>
<tr>
<th>Estimated Project Cost</th>
<th>$300,000.00</th>
</tr>
</thead>
<tbody>
<tr>
<td>10% A/E Fee</td>
<td>$30,000.00</td>
</tr>
<tr>
<td>Partial Credit for Fee Already Billed 8953/2</td>
<td>$4,476.00</td>
</tr>
<tr>
<td>Sub-Total</td>
<td>$25,524.00</td>
</tr>
<tr>
<td>Additional cost of 4 week on-site observation</td>
<td>$2,000.00</td>
</tr>
<tr>
<td>TOTAL PROPOSAL</td>
<td>$27,524.00</td>
</tr>
</tbody>
</table>
10d) The County Board considered a recommendation from the Committee of the Whole to approve draft policy 102.8 Specially Funded Employees. Barry Sullivan, Director of Children Services, was present and explained that the draft policy did not cover the Basic Grant and SODA contract employees, because in fact the County was sub-contracting them from Child and Family Services.

On a motion by Comm. DeFant, second by Comm. Arsensault, the County Board unanimously voted to approve the following draft policy with instructions to Randall Girard, Human Resources Director, to work out exceptions to have the Basic Grant and SODA contract employees also covered in this policy.

102.8 SP ecially Funded Employees

The County of Marquette may from time to time utilize positions funded by special grants or programs. These may include: J.T.P.A. positions, Student interns, Youth Conservation Corps positions, and other positions funded by specific grants or programs. Non-compensated volunteers may also be used in certain instances. In utilizing such positions, the County of Marquette will abide by any legal requirements connected with the program, will comply fully with any governing statute or regulations, and will comply with all applicable collective bargaining agreement provisions and the authority of elected County officers.

The Human Resources department will provide an offer letter to each employee of any specially funded program. The employment offer letter will clearly state the terms and conditions of employment. As part of the orientation process, all specially funded employees will be clearly informed by the Human Resources department of their benefits and status.

Compensation for specially funded positions shall be determined by construction of a position description, point factor analysis under the appropriate Job Analysis Plan, determination of salary grade as defined in the Classification/Compensation System of the County of Marquette as administered by the Director of Human Resources, and applicable laws and regulations as set forth in such contracts or agreement with appropriate agencies.

Specially funded positions will be considered as regular County positions for purposes of determining eligibility for bargaining unit membership. Eligibility for bargaining unit membership shall be based upon location and type of work, bargaining agreement provisions, applicable laws, and shall be determined at the time the position is created.

Specially funded employees commencing work prior to the effective date of this policy will not be displaced. As current specially funded positions are vacated, determination will be made as to bargaining unit status with the appropriate replacement process being followed.

Benefits for bargaining unit specially funded employees shall be described in the applicable section of the appropriate collective bargaining unit agreement.

Those specially funded employees who are not eligible for membership in a collective bargaining unit shall receive benefits as outlined in an offer letter from the Human Resources department.

Revision date 7-24-90.

GERALD O. CORKIN, CHAIRPERSON
MARQUETTE COUNTY BOARD OF COMMISSIONERS
101) The County Board considered a recommendation from the Committee of the Whole to approve the hiring of a consultant to determine the cause of the Annex Air Conditioning Compressor Failure for $32.00 per hour, at a total cost up to $500.00. Dennis Aloia, County Administrator, stated that some new developments have arose, and recommends this problem be referred back to Committee.

On a motion by Comm. Arsenault, second by Comm. Bays, the County Board unanimously referred the Annex Air Conditioning Compressor Failure back to Committee.

Late Additions

11a) Ron Koshorek, Resource Management/Development Director, explained that current billings for legal services in connection with the Medical Care Facility arbitration exceed the funds remaining in the "legal fees" budget. In order to keep current, he recommends transferring $10,000.00 from this Fund’s contingency account to the appropriate line item.

On a motion by Comm. DeFant, seconded by Comm. Arsenault, the County Board unanimously voted to approve a line item transfer of $10,000.00 from the Medical Care Facility Fund contingency account to the Legal Fees line item.

<table>
<thead>
<tr>
<th>Item</th>
<th>Current Budget</th>
<th>Request</th>
<th>Change</th>
</tr>
</thead>
<tbody>
<tr>
<td>491.01-101.00-807.00 Legal Fees</td>
<td>$15,000.00</td>
<td>$25,000.00</td>
<td>$10,000.00</td>
</tr>
<tr>
<td>956.20 Contingency</td>
<td>40,000.00</td>
<td>30,000.00</td>
<td>(10,000.00)</td>
</tr>
</tbody>
</table>

11b) Randell Girard, Human Resources Director, explained the County Board must certify the Municipal Employees Retirement System Delegate for the Annual Meeting to be held in September. An election was held on Tuesday, July 31, 1990, and Alan Feldhauser was elected as employee delegate, and Kathy Carlson, employee alternate.

On a motion by Comm. Arsenault, second by Comm. Bays, the County Board unanimously voted to certify Alan Feldhauser, employee delegate, and Kathy Carlson, employee alternate, for the 1990 MERS Annual Meeting.

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

Commissioner Comments

Comm. DeFant questioned staff regarding the status of Blue Cross/Blue Shield PPO for Marquette County employees. Dennis Aloia, County Administrator, stated an update will be given at the next Finance/Personnel Meeting.

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

Respectfully submitted,

[Signature]
Margaret A. O’Neill
Deputy County Clerk
*PRIMARY ELECTION DAY*
MARQUETTE COUNTY BOARD OF COMMISSIONERS
Regular Meeting, Tuesday, August 7, 1990, 7:00 p.m.
Room 231, Henry A. Skewis Annex
Marquette, Michigan 49855

1. ROLL CALL.
2. SALUTE TO THE FLAG AND PLEDGE OF ALLEGIANCE.
4. PROCLAMATIONS, PRESENTATIONS AND AWARDS.
5. PUBLIC COMMENT. (time limit 20 minutes total)
6. APPROVAL OF THE AGENDA.
7. PUBLIC HEARINGS:
   a. $6,385,000 Healthcare Facilities Revenue Bonds (Mather Project) Series 1990B FFE/Michigan Properties Inc.
8. PRIVILEGED COMMENT:
   a. Slide presentation by the Marquette County Soil & Water Conservation District.
9. INFORMATIONAL ITEMS:
   d. 1989 Annual Report - Probate Division from Michael J. Anderegg, Probate Judge.
   e. A thank you from United States District Court for use of the County Courtrooms on August 19-21, 1990 for the Northern Michigan Trial Skills Workshop.
   f. A memo from Lucille Scotti, Recycling Coordinator, regarding Household Hazardous Waste Collection.
   g. A response from U.S. Senator Carl Levin regarding the Michigan Scenic Rivers Act.
10. ACTION ITEMS:
    a. Architect Proposal - Valente Medical Care Facility Re-Roofing.
    b. Ratification of Community Coordinated Child Care Lease.
    c. A Committee of the Whole recommendation to adopt a resolution in support of federal legislation which would remove certain restrictions placed on the telecommunications industry.
    d. A Committee of the Whole recommendation to approve draft policy 102.8 Specially Funded Employees.
    e. A Committee of the Whole recommendation to adopt new policy 105.14 Drug-free Workplace.
    f. A Committee of the Whole recommendation to approve a proposal to construct a joint DNR-State Police/Central Dispatch Tower.
    g. A Committee of the Whole recommendation to approve a 50/50 grant from the Federal Emergency Management Agency for the installation of Amateur Radio Digital Data Emergency Communications Equipment.
    h. A Committee of the Whole recommendation to adopt an Abandoned Vehicle Resolution.
County Board Agenda
August 7, 1990 – Page 2

10. ACTION ITEMS: Cont’d.
   i. A Committee of the Whole recommendation to oppose the Forsyth Township rezoning of County Forest Lands to Commercial (C-2), and Industrial (I-1, I-2).
   j. A Committee of the Whole recommendation to approve a temporary logging road easement on County land in West Branch Township.
   k. A Committee of the Whole recommendation to award the EMS Automated Information System bid to Advance Business Equipment.
   l. A Committee of the Whole recommendation to approve the hiring of a consultant to determine the cause of the Annex Air Conditioning Compressor Failure.
   m. A Committee of the Whole recommendation to adopt the Marquette County Deficit Fund Plan for fiscal year ending December 31, 1989.
   n. A Committee of the Whole recommendation to approve a loan request for April, 1991, to cover the cashflow needs for the EDC Bureau of History Grant.
   o. A communication from Tal Lapins, Chairperson, Marquette County Community Corrections Advisory Board RE: Contractor Selection for Preparation of the County Community Correction Plan.

11. LATE ADDITIONS:
   a. Amendment to Medical Care Facility Construction and Arbitration Budget
   b. Certification of MSPS delegates for Annual Meeting

12. PUBLIC COMMENT. (time limit 20 minutes total)

13. COMMISSIONERS COMMENTS AND ANNOUNCEMENTS.

14. ADJOURNMENT.