The Marquette County Board of Commissioners met in Regular Session on Tuesday, October 18, 1994 at 7:00 p.m. in Room 231 of the Henry A. Skewis Annex, Marquette, Michigan.


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

It was moved by Comm. Arsenault, seconded by Comm. Seppanen and unanimously carried by voice vote that the minutes of the October 4, 1994 Regular Board Meeting be approved.

Chairperson Corkin opened the meeting for public comment. None was forthcoming.

It was moved by Comm. Seppanen, seconded by Comm. Braamse and unanimously carried by voice vote that the agenda be approved as presented.

Informational Items

It was moved by Comm. Potvin, seconded by Comm. Seppanen and unanimously carried by voice vote that the following informational items be accepted and placed on file.

9. INFORMATIONAL ITEMS:
   a. Letter from Edward G. Buikema, Inspector, Michigan State Police, regarding the Amended Distribution Schedule for the State Disaster Assistance Grant Agreement.
   b. Memo from Michael Zorza, Emergency Program Manager, regarding the Annual Disaster Drill at the County Airport on Thursday, October 20, 1994.
   c. Memo from Hal Pawley, Airport Manager, regarding the Annual Michigan Air Tour.
   d. Memo from David Payant, Civil Counsel, regarding Scoping Document/Environmental Assessment, Federal Energy Regulation Commission Project Numbers 2551-2579.
   e. News Release: Upper Peninsula Travel and Recreation Association Re-elects Tom Nemacheck Executive Director.

Action Items

It was moved by Comm. Seppanen, seconded by Comm. Joseph and unanimously carried that Action Items 10a, 10b, 10c, 10d, 10e, 10f and 10g be approved as follows:

10a) A Committee of the Whole recommendation that the County Board form a Committee appointed by Chairperson Corkin to study the Sheriff's concerns regarding his classification and compensation. (Chairperson Corkin appointed Randall Girard, Human Resources Director, along with Comm. Seppanen, Potvin, Minelli and Joseph to the Committee).

10b) A Committee of the Whole recommendation that the County Board go on record as not being responsible for the expenditure by the Solid Waste Authority for the design of the soil storage facility and that the reimbursement request for $4,185.00 be denied.

10c) That the County Board forward the Planning Commission comments to the Bureau of Indian Affairs regarding the Keweenaw Bay Indian Community application for a casino in Marquette County.

10d) A Committee of the Whole recommendation that the County Board approve of a $30 per diem, per member, for the Survey and Remonumentation Peer Group.
10e) A Committee of the Whole recommendation to approve an amendment to the Marquette County Soil and Remonumentation Plan to allow for the appointment of two alternates. The amendment to the Remonumentation Plan would add a paragraph to Page 9 below the categories of Membership for the Six Member Peer Group which would read as follows:

"The County Board will also appoint two alternate members from the list of qualified applicants who will serve in the event any member identified in categories 1-4 above cannot carry out their responsibilities as a result of illness, conflict, or other excused absence. Alternates will be appointed on an annual basis."

10f) A Committee of the Whole recommendation that the County Board approve of an amended easement for the Northern Natural Gas Pipeline that runs through the Medical Care Facility property.

10g) A Committee of the Whole recommendation that the County Board accept the bid from Wisconsin Lift Truck Corporation for a Telescoping Maintenance Work Platform at a price of $5,619. The approved capital budget for this project was $8,300.

Chairperson Corkin opened the meeting for public comment. None was forthcoming.

Commissioner Comments

Chairperson Corkin read a communication from Douglas Van Essen, Attorney at Law, with Weathers and Richardson, Grand Rapids, who are handling the class action suit regarding Court funding. The letter indicates they have achieved success in obtaining a Court Order to compel the State of Michigan to fund the Courts as per MCL 600.9947. Mr. Van Essen enclosed a copy of the Order and Stipulation which would resolve the pending funding crisis, and compel the State to fund the amount owed under PA 189. If the State does not honor the Order, which is very likely, the funding units will have to continue full funding through 1994, but the Judge will reserve the right to make the fundings unit whole through a fine in the amount of each community’s PA 189 entitlement. For those Counties, such as Marquette County, which previously passed a resolution cutting Trial Court financing, Mr. Van Essen recommends they adopt Resolution A which conditionally restores funding to the Courts with reliance on the protections of the Stipulation and Order.

Chairperson Corkin has referred the communication and resolution to Civil Counsel for review, to be considered at the next Committee of the Whole meeting.

Chairperson Corkin reported that a wire transfer of $167,000 will take place on December 8th for the Marquette County Medical Care Facility. This was an unexpected source of funding. Chairperson Corkin has requested that Administrator Aloia obtain an update from Brad Cory, Medical Care Facility Director, regarding Maintenance of Effort.

Chairperson Corkin announced that on Friday, October 28th from 1:30 to 4:30 P.M., at the Cooperative Extension Office, a special satellite video teleconference sponsored by NACo (National Association of Counties) will be broadcast from Washington D.C. focusing on the recently passed crime legislation. The broadcast will inform County Officials about funds and programs available to Counties within the Crime Bill, will brief County Officials about regulations that will implement the Bill, and will also obtain input from County Officials with respect to those regulations. Chairperson Corkin will be attending the teleconference and urges other County Officials interested to attend.
Chairperson Corkin also reported on the Upper Peninsula Association of County Commissioners (UPACC) meeting held October 14 and 15 in Escanaba which he and Comm. Braamse attended. Congressman Bart Stupak, State Representatives David Anthony, Pat Gagliardi and Paul Tasonavich and also Ron Wilson, a Legislative Coordinator from the Michigan Association of Counties were present. The State Legislators indicated that Court funding will be a "front-burner" issue for the State Legislature in 1995.

Senate Bill 2345, Interstate Solid Waste Control, was stalled by one vote in the Senate. State Legislators hope the matter will be taken up again during the lame duck session.

Good news about Federal PILT Legislation (Payment in Lieu of Taxes). Congressman Stupak reported that it has passed through the House and the Senate. The legislation will provide for a five-year increase of 20% per year until it reaches a total of 100% increase, of federal PILT payments to local units for federal lands.

There being no further business, the meeting was adjourned at 7:20 p.m.

Respectfully Submitted,

[Signature]

David J. Roberts
Marquette County Clerk
MARQUETTE COUNTY BOARD OF COMMISSIONERS
Regular Meeting, Tuesday, October 18, 1994 at 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.
3. APPROVAL OF THE MINUTES OF THE COUNTY BOARD OF COMMISSIONERS REGULAR
   MEETING HELD ON October 4, 1994.
4. PROCLAMATIONS, PRESENTATIONS AND AWARDS.
5. PUBLIC COMMENT. (time limit 20 minutes total)
6. APPROVAL OF THE AGENDA.
7. PUBLIC HEARINGS.
8. PRIVILEGED COMMENT:
9. INFORMATIONAL ITEMS:
   a. Letter from Edward G. Buikema, Inspector, Michigan State Police, regarding the
      Amended Distribution Schedule for the State Disaster Assistance Grant Agreement.
   b. Memo from Michael Zorza, Emergency Program Manager, regarding the Annual
      Disaster Drill at the County Airport on Thursday, October 20, 1994.
   c. Memo from Hal Pawley, Airport Manager, regarding the Annual Michigan Air Tour.
   d. Memo from David Payant, Civil Counsel, regarding Scoping Document/Environmental
      Assessment, Federal Energy Regulation Commission Project Numbers 2551-2579.
   e. News Release: Upper Peninsula Travel and Recreation Association Re-elects Tom
      Nemacheck Executive Director.
10. ACTION ITEMS:
    a. Committee of the Whole Recommendation that the County Board Form a Committee
       to Study the Sheriff’s Concerns regarding his Compensation.
    b. Committee of the Whole Recommendation to Deny a Reimbursement Request By the
       Solid Waste Authority for a Contaminated Soil Facility.
    c. Committee of the Whole Recommendation to forward Planning Commission Comments
       to the Bureau of Indian Affairs regarding the Keewenaw Bay Indian Community
       Application for a Casino.
    d. Committee of the Whole Recommendation that the County Board Approve a $30 Per
       Diem for Remonumentation Peer Group Members.
    e. Committee of the Whole Recommendation to Approve an Amendment to the
       Remonumentation Plan to Allow the Appointment of Two Alternates.
    f. Committee of the Whole Recommendation to Approve an Amended Easement for the
       Northern Natural Gas Pipeline through the Medical Care Facility Property.
    g. Committee of the Whole Recommendation to Accept the Bid from Wisconsin Lift Truck
       Corporation of $5,619.00 for a Telescoping Maintenance Work Platform.
11. LATE ADDITIONS:
    a.
    b.
12. PUBLIC COMMENT. (time limit 20 minutes total)
13. COMMISSIONERS COMMENTS AND ANNOUNCEMENTS.
14. ADJOURNMENT.