July 1, 1981

The Marquette County Board of Commissioners met on July 1, 1981 at 7:00 p.m. in the Commissioners Room of the Courthouse Annex.

Roll Call was held by County Clerk, Henry A. Skewis and the following roll recorded.

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

Absent: None.

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

It was moved by Comm. Racine, supported by Comm. Lowe and carried that the minutes of the June 17, 1981 meeting of the county board be approved and accepted.

Chairperson Farrell opened the meeting for public comment. Wesley Larson, Supervisor of Negaequmee Township was present to represent the Marquette County Township Association. He requested the county board give financial help to the Marquette County Township’s Association to keep their office open. It was moved by Comm. LaMere, supported by Comm. LaPin and carried that Chief Civil Counsel Patricia Micklow check the legality of giving financial help in this matter. Chairperson Farrell declared the public comment section closed.

The agenda was approved with the addition of an item (7a) minus, that would allow a presentation by Mary Luttinen and Sherrie Jaqua from the Cooperative Extension Office on the programs and activities of that office.

Chairperson Farrell called for nominations for a vacancy on the Marquette County Commission on Aging. It was moved by Comm. Carlson, supported by Comm. LaPin and carried, that William O. Hampton, Linnea Negrinelli and Marion Flaherty be nominated. A roll call vote was taken and William O. Hampton from Champion was appointed to fill the unexpired term ending December 31, 1982.

The City of Marquette had nominated Helen Johnson of Marquette as their representative on the Commission on Aging. It was moved by Comm. Lowe, supported by Comm. Juidici and unanimously carried that Helen Johnson be appointed to the Commission on Aging for the unexpired term ending December 31, 1981.

The City of Ishpeming had nominated Frank Valente of Ishpeming as their representative on the Commission on Aging. It was moved by Comm. Leone, supported by Comm. Carlson and carried that Frank Valente be appointed to the Commission on Aging for the unexpired term ending December 31, 1981.

Chairperson Farrell called for nominations for a position on the Alger-Marquette Community Mental Health Board. It was moved by Comm. Lowe, supported by Comm. LaMere and carried that Regis Walling, Doreen Pietila, Mary Lou Kerwin and Wendelin Perry be nominated. A roll call vote was held and Doreen E. Pietila was appointed to the Alger-Marquette Community Mental Health Board for the unexpired term ending Dec. 31, 1981.

Chairperson Farrell called for nominations for a position on the Board of County Institutions. It was moved by Comm. LaPin, supported by Comm. LaMere and carried that Walter Fassbender, Wendelin Perry, Stanley Uitto, Linda King and John H. Vidlund be nominated. A roll call vote was taken and Wendelin Perry was appointed to the Board of County Institutions for the unexpired term ending December 31, 1981.

Chairperson Farrell called for nominations for seven positions on the North Central Subarea Health Advisory Council. It was determined that Peter Embley of Marquette was not eligible because he already is seated on one County Committee. It was moved by Comm. Carlson, supported by Comm. Lowe that Comm. Robert LaMere be nominated. It was moved by Comm. Juidici, supported by Comm. Steele and carried that Francis M. Augustyn, Rev. King Hanna, Glen Chapman and Christine Zente be nominated. A roll call vote was taken and all five persons nominated were appointed for terms expiring on June 1, 1984. It was moved by Comm. Juidici,
supported by Comm. Steele and carried that a letter be sent to the North Central Subarea Health Advisory Council advising them that the other two appointments will be made later.

A communication from the Department of Housing and Urban Development regarding the county's Community Development Block Grant and the several areas questioned by HUD, was read. Ted Oslin of the Planning Commission office has taken care of the changes. It was moved by Comm. Juidici, supported by Comm. Carlson and unanimously carried on a roll call vote that the county board accept the Community Development Block Grant, and authorize its Board Chairperson and the County Clerk to sign the grant agreement.

A communication from Irving Krellwitz, Ishpeming Police Chief regarding the need for a West End Prosecutor, was read. It was moved by Comm. Lapin, supported by Comm. Juidici and carried that the communication be referred to the Committee of the Whole for budget hearing information purposes.

A letter of request for an appropriation in the 1982 budget for the Upper Peninsula Health Systems Agency, was made by the Chairperson of the North Central Subarea Advisory Council. It was suggested that Chairperson Farrell contact the Upper Peninsula Health Systems Council and advise them they will have to make their own request.

A communication from Probate Judge Michael Anderegg, regarding disputed billings for State Institutional Care and a recommendation in regard to the matter by County Controller, were read. It was moved by Comm. Carlson, supported by Comm. Juidici and unanimously carried that the county board concur with the controller's recommendation and direct Chief Civil Counsel Patricia L. Micklow to issue a demand letter to the State of Michigan seeking immediate payment of monies due the county with the substantiating documentation to support the demand furnished by the Probate Court, and that the Board of Commissioners establish a reasonable deadline for response from the State (4 to 6 weeks). In the event that satisfactory response is not forthcoming from the State, the Chief Civil Counsel be instructed to commence legal action in the Court of Claims to seek funds due the county if, in the opinion of the Chief Civil Counsel the county has a reasonable chance to prevail.

It was moved by Comm. Carlson, supported by Comm. Juidici and carried that a letter of commendation be sent to Probate Registrar Elsie Cardoni for discovering the overpayment and Probate Judge Michael Anderegg for support given her, and that Elsie Cardoni be also commended for her action in prodding, the county board and judge of probate to bring this matter before the board for action; and that a copy of the letter be placed in her personnel file.

A communication from the Michigan State Dept. of Social Services to Robert Hansen, Executive Director of the Alger-Marquette Community Mental Health Board, regarding interim licensing of the Brookridge Facility, was read and placed on file.

A communication from Representative Robert Davis regarding the rescission of funding for EDA projects, was read and placed on file.

A communication from the Michigan Assessors Association announcing the 9th Annual Seminar for Assessors, to be held on August 2nd through 5th, was read and placed on file.

An amendment to the COTRAN Grant was submitted for the county boards approval. It was moved by Comm. Lowe, supported by Comm. Leone and unanimously carried on a roll call vote, that the County Board approve the amendment and authorize the Board Chairperson and the County Clerk to sign the document.

A report of the Intergovernmental Relations Committee meeting held on June 25, 1981, was read and placed on file.
A recommendation from the Intergovernmental Relations Committee regarding alleged misuse of CEPA funds by AMCAB, was read. It was moved by Comm. May, supported by Comm. Juidici and carried that the county board concur with the recommendation and instruct the County Controller and Chief Civil Counsel to investigate and outline the administrative and legal procedures and problems involved in the withdrawal of county designation of AMCAB as the County’s CAA and the redesignation of existing county service departments as the new CAA. Further, that their report be made to the Intergovernmental Relations Committee at a special meeting to be held prior to July 15, 1981 and that the committee submit a recommendation to the Marquette Board of Commissioners on this matter at their July 15, 1981 meeting.

A recommendation from the Intergovernmental Relations Committee regarding a review of the AMCAB Senior Nutrition Program, was read. It was moved by Comm. Juidici, supported by Comm. Racine and carried that the county board concur with the recommendation and submit a request to the Office of Service to the Aging for a Department Of Management and Budgeting programmatic and financial audit of the AMCAB Senior Nutrition Program be taken.

A recommendation from the Intergovernmental Relations Committee regarding the interim licensing evaluation report from the Dept. of Social Services on the Marquette County Youth Home, was read. It was moved by Comm. Lapin, supported by Comm. Lakere and carried that the county board commend Judge Michael Andergg for his success in maintaining state standards at the Marquette County Youth Home.

Reports of the Environment, Lands and Buildings Committee meeting held on June 29, 1981 and the Executive Committee meeting held on June 30, 1981, were presented and placed on file.

A recommendation from the Finance Committee and a resolution correcting language in a similar resolution adopted June 17, 1981 regarding Brookridge Facility compliance under Act 423 of 1980, was read. It was moved by Comm. Carlson, supported by Comm. Juidici and unanimously carried on a roll call vote that the county board reconsider the resolution adopted at the June 17, 1981 meeting in regard to Act 423 of 1980. It was then moved by Comm. Juidici, supported by Comm. Carlson and unanimously carried on a roll call vote that the resolution adopted, in regard to Act 423 of 1980 on June 17, 1981, be rescinded and the following resolution be adopted in its place.

RESOLUTION

The Marquette County Board of Commissioners hereby authorizes and approves the Alger-Marquette Community Mental Health Board’s decision to create a special fund account to receive reimbursements collected by the Board from financially liable persons or insurers. This fund shall then be used as indicated by P.L.A. 423 of 1980, Section 226 (a) for matching State funds for the provision of mental health services consistent with State guidelines. The Marquette County Board of Commissioners hereby affirms its intent to maintain County appropriated mental health funding at a level not less than that amount made available for the fiscal year ending September 30, 1981.
A recommendation from the Finance Committee regarding an amendment to the Health Department Budget to allow the expenditure of $2,200.00 of the approximately $55,000.00 that Health Department projects will not spend for administrative salaries, for a job classification/benefits study in conjunction with the courthouse study and that the county board authorize the execution of an amendment to the contract with John Morley for job classification benefits study to include the Health Department.

A recommendation from the Finance Committee regarding the purchase of a patrol boat for use of the Sheriff's Department Marine Division was read. It was moved by Comm. Racine, supported by Comm. Carlson and unanimously carried on a roll call vote that the county board concur with the recommendation and authorize an expenditure of up to $10,000.00 for the purchase of a patrol boat for the Marine Division, subject to a net cost to the county of $3,000.00 as county match with the Department of Natural Resources, and the county match of $3,000.00 be taken from the Contingency Account.

The monthly report of the Sheriff's Dept. for April 1981, was accepted and placed on file.

Chairperson Farrell opened the meeting for public comment. Ronnie Varney of AMCAB spoke on behalf of that organization and asked that the county board delay decision on CAA until such time as all information is available from the investigation. She was assured by several members of the county board that her request would be considered.

Comm. Racine was delegated to attend the July 11, 1981 dinner honoring Ray Gummerson for his years of service with the Michigan State University Extension Office.

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

Respectfully submitted,

[Signature]
Henry A. Skewis
County Clerk
MARQUETTE COUNTY BOARD OF COMMISSIONERS
Wednesday, July 1, 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 JUNE 17, 1981 MEETING.
4. PUBLIC COMMENT (time limit of 20 minutes total).
5. APPROVAL OF THE AGENDA.
6. PUBLIC HEARINGS:
   a. 
   b. 
7. PRESENTATION OF CLAIMS, PETITIONS AND COMMUNICATIONS:
   a. Nominations and appointments to the following boards/commissions:
      1) Marquette County Commission on Aging
         a) Senior Citizen Category - Expires 12-31-82.
            i) Letter from Representative Jacobetti recommending
               the appointment of Armand Gasbarro.
            ii) Letter from the Commission on Aging recommending
                the appointment of William O. Hampton.
         b) Elected Official - City of Marquette - Expires
            12-31-81.
         c) Elected Official - City of Ishpeming - Expires
            12-31-81.
      2) Alger-Marquette Community Mental Health Board
         b) 
      3) Marquette County Board of Institutions
         a) Expires 12-31-81.
         b) 
      4) North Central Subarea Advisory Council
         a) Seven vacancies in Consumer Category, five expiring
            June, 1984; one June, 1983; and one June, 1982.
         b) HUD communication on Marquette County's 1981 Community
            Development Block Grant,
         c) Letter from Irving Krellwitz, Chief of Police, City of Ishpeming,
            regarding a west end prosecuting attorney position.
         d) Letter from the North Central Subarea Advisory Council on a
            county appropriation to the Upper Peninsula Health Systems Agency.
         e) Copy of a letter from Judge Anderegg, Probate Court, to the
            Michigan Department of Mental Health concerning county
            overpayments for state institutional care.
         f) Licensing report on Brookridge Child Care Institution from the
            Department of Social Services.
         g) Letter from Congressman Robert Davis in response to the Board's
            communication on Reagan's budget proposals.
         h) Communication from the Michigan Assessors' Association on their
            9th Annual Summer Conference on August 2-5.
      i) 
      j) 
      k) 
      l)
Board of Commissioners Agenda  
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8. REPORTS OF STANDING COMMITTEES:
   a. Report from the Intergovernmental Relations Committee on a meeting held June 25, 1981.
   b. Recommendation from the Intergovernmental Relations Committee on CAA designation.
   c. Intergovernmental Relations Committee recommendation on Senior Nutrition Program audit.
   d. Intergov't Relations Committee recommendation on Youth Home evaluation.
   f. Executive Committee report on June 30, 1981 meeting.

9. REPORTS OF SPECIAL COMMITTEES:
   a. 
   b. 

10. REPORTS OF COUNTY OFFICERS:
    a. Sheriff's report for April, 1981.
    b. 

11. LATE ADDITIONS:
    a.  
    b.  

12. UNFINISHED BUSINESS:
    a. 
    b. 

13. NEW BUSINESS:
    a. 
    b. 

14. PUBLIC COMMENT.
15. ANNOUNCEMENTS.
16. ADJOURNMENT.
June 25, 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 June 25, 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

[Signatures]
June 25, 1981

The Intergovernmental Relations Committee meeting was duly called and held on June 25, 1981 at 7:00 p.m. in the Courthouse Annex.

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

Absent: None.

In Attendance: Lynn Emerick, Director, Commission on Aging; Duane Beard, Controller; Randy Johnson, Director, Health Department; Scott Macy, Director, AMCAB; Pat Micklow, Chief Civil Counsel; and Mike Zorza, Director, Emergency Services Director.

The first item of business was approval of the minutes of the May 28 meeting. It was moved by Commissioner Farrell, supported by Commissioner LaPin and carried unanimously to approve the minutes as presented.

The public comment section was opened. No one present wished to speak.

Scott Macy, Director, AMCAB, was present to discuss and answer questions concerning AMCAB's CAA Administration/Local Initiative Project, and their Senior Opportunities & Services Project. Communications between Scott Macy and Lynn Emerick on requested conferences with AMCAB on the projects were read for the committee's information. Also read was a communication from Scott Macy to Patty Potvin, A-95 Coordinator, on the project conference requests from the Commission on Aging and Planning Commission. Lastly a memo from Patty Potvin to Lynn Emerick and Ron Koshorek regarding the conference scheduling was read.

The committee then reviewed the project applications. Scott Macy updated the committee on proposed federal legislation that effects CAA funding. He said a bill is presently being considered that would eliminate regional CAAs and to provide funding directly to states for CAA activities. Macy said public hearings have been held on their CAA Administration/Local Initiative Plan. The plan primarily provides for the continuation of programs that have been on-going for the last several years.

Scott Macy said AMCAB has applied for $25,000 for the Senior Opportunities & Services Project grant application. The program's purpose is to assist outlying areas in senior activities. In the past AMCAB was automatically awarded $9,000 for a similar program however this year the funding is competitive. He said he does not anticipate receiving the requested funding for the program. If they receive the same amount as in the past ($9,000) they will focus on the outreach or nutrition program.

Lynn Emerick stated the projects were reviewed by the Commission on Aging. Commissioner Leone, a member of the Commission on Aging, noted both projects were approved by the Commission with reservations. Lynn said the CAA Administration/Local Initiative Project was approved with a reservation regarding operating of the Retired Senior Volunteer Program (RSVP). The Commission on Aging believes that because of past problems with the program an Advisory Group should be set up comprised of all groups that may be involved to be sure requirements of the program are satisfied. She said the Commission had no reservations about the Senior Opportunities & Services Project.
Intergovernmental Relations Committee
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In response to a question by Commissioner Farrell, Macy said the non-federal fund sources indicated in the project applications are funds from the state and counties. Commissioner Farrell asked about a county allocation breakdown which was not contained in the application.

In response to a question, Scott said the largest possible funding cut they expect as a result of Reagan's budget is 20%.

Commissioner Leone noted OEDP Committee commented favorably on the two projects.

Following discussion, it was moved by Commissioner Farrell, supported by Commissioner Carlson and carried unanimously to support the two projects, but in regard to the CAA Administration/Local Initiative Project, state that before the RSVP is initiated an Advisory Group of people from various agencies in the county should be formed to review the program. Scott Macy said he had no problem with that. He noted AMCAB did not place an RSVP in the original application but it was added as a result of input from public hearings. Following discussion the motion carried unanimously.

Commissioner May noted communications between herself and Scott Macy concerning the committee's action on UPCAP's "Grantee Program Management System Training Project" are available for anyone interested in reviewing them.

The committee received an interim report from the Commission on Aging on their review of the AMCAB Senior Nutrition Program. The report was submitted in response to a request from the committee that the Commission review the program. In her communication, Lynn Emerick indicated they do not have all the materials requested from AMCA to complete the review at this time, but that they recommended that a complete financial and programmatic audit be conducted on the Senior Nutrition Program. She stated they never have had a compliance audit. She said such an audit would assist the Commission in their review.

Lynn informed the committee that since the letter was sent to the committee the Commission has received additional materials from AMCAB but not all of them.

Scott Macy said a compliance audit of the program as defined by the Office of Services to the Aging has been conducted by an independent auditor but that a full audit has not been conducted. Lynn Emerick said the Commission is recommending that in addition to a financial audit, an audit of the programs be conducted, which would determine if the agency is in compliance with regulations dealing with program contractors, subcontractors, etc. Scott noted the Area Agency on Aging, as well as an independent auditor, has reviewed the program. Lynn agreed that semi-annual assessments have been done on the program by the Area Agency.

It was then moved by Commissioner Farrell and supported by Commissioner LaPin to recommend to the Board that the County Board request the Office of Services to the Aging for a Department of Management and Budget programmatic and financial audit of the Senior Nutrition Program operated by AMCA. Scott Macy said several investigations have been conducted
on AMCAB and he believes they will find that the Nutrition Program has operated well and is in good shape and it would be a waste of taxpayers money to have the state come in and conduct the audit. Commissioner LaPin stated that such an audit would be a good tool for AMCAB. Macy agreed but said they have had audits and they are in compliance. Lynn said an agent audit can and does find many things not found with a financial audit as they look at the program differently than does an independent auditor or the Area Agency on Aging. Following discussion the motion carried unanimously.

Commissioner Lowe entered the meeting.

Commissioner May noted the committee received an opinion from Chief Civil Counsel on designation of CAA's. Commissioner Farrell said he received a copy of a letter from the Six County Consortium on an investigative report of AMCAB in terms of misuse of CETA funds, which was conducted as a result of concerns expressed that full time AMCAB employees were replaced by CETA employees. He said he called the Consortium about the investigation and they advised him that they asked for information from Scott Macy during their investigation and the information was not provided. Their report is based on information they had available to them. AMCAB has until July 13 to provide other information which may change the report. Commissioner Farrell said he was informed that at first the Consortium had been assured that they would be able to talk to AMCAB employees and were able to do so for awhile, but then they were told they could only talk to employees in the presence of Scott Macy or his designee. Commissioner Farrell said it is unbelievable that this could be done. He said Scott Macy has the opportunity to submit materials to the Consortium that would change their conclusions. He said he is not aware whether or not AMCAB has the funds to repay CETA (about $46,000) because of the alleged misuse of CETA funds. Commissioner Farrell said he has talked to the Controller about this matter also.

It was then moved by Commissioner Farrell and supported by Commissioner Lowe that the committee recommend to the County Board to instruct the County Controller and Chief Civil Counsel to investigate and outline the administrative and legal procedures and problems involved in the withdrawal of county designation of AMCAB as the county's CAA and the redesignation of existing service departments as the new CAA. Further, that their report be made available to the Intergovernmental Relations Committee at a special meeting to be held prior to July 15, 1981 and that the committee submit a recommendation to the Marquette County Board of Commissioners on this matter at their July 15, 1981 meeting. Commissioner Farrell noted that public hearings will have to be held in taking such steps. He believes it appears AMCAB used CETA employees as another source of money. He said it bothers him that the Director required employees to be interviewed by the Consortium only in his presence or in the presence of his designee.
Intergovernmental Relations Committee
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Commissioner Farrell noted the report on AMCAB from the Ad Hoc Investigating Committee will be completed on June 26. He said he has tried to stay away from the investigation but because of what he learned from the Consortium he will no longer do so. Commissioner LaPin said he does not want to see people not able to voice their opinions, whether good or bad. Commissioner Farrell asked Scott Macy if it was true that employees were not allowed to be interviewed without him being present. Scott said this is not true; he presence was not required but optional. Macy said the committee is viewing only one side of the matter; the Consortium's. He said he met with AMCAB's Executive Committee today regarding the report and a letter has been sent to the Consortium concerning their report. Commissioner Farrell noted he received his information from Dale Jamison. Commissioner Carlson said the Ad Hoc Committee had designated a couple of people to investigate file materials at AMCAB. Scott Macy had a policy whereby committee members could not talk to AMCAB employees unless Scott or his designee were there at the time.

Scott Macy said the Consortium never informed him that they were going to investigate AMCAB and he was not aware of the investigation until after they had started. He said at the time the Consortium asked for information from him on CETA he requested that they submit a written request. He said the report from the Consortium came out the day after he met with Tom Hazlewood, Consortium Director, on information that was requested. He said the Ad Hoc Committee members came in to investigate files that had nothing to do with the allegations so he said he wanted to be informed of all requests for information. He said this matter was discussed by the Ad Hoc Committee with the result that employees would not meet with members of the Investigating Committee without him or his designee being present. Following discussion, the motion carried unanimously.

A memo from Lynn Emerick regarding communications between Terry Guerin and Scott Macy on postdated invoices from AMCAB Senior Nutrition Program was read. The purpose of the letter was to correct an impression by AMCAB that Levi Etelamaki, Office of Services to the Aging, approved the practice of postdating invoices. Commissioner Carlson said Levi Etelamaki has written a letter to Terry Guerin informing him he does not approve of that practice.

An opinion was received from Chief Civil Counsel on the request from the Marquette County Townships Association for a county contribution towards their Director's salary. Ms. Micklow stated in her opinion that it would be illegal for the county to make such a contribution. It was moved by Commissioner Farrell, supported by Commissioner Carlson and carried unanimously to send a letter to the Townships Association along with the opinion, advising them that the county cannot make a contribution of that kind to the Association.

Pat Micklow reported on the possible consolidation of the Parks, Forestry and Harbor Commissions, pursuant to a request by the committee. Micklow said the commissions are advisory and have limited duties. She said there is a problem in reconciling conflicting, non-consistent legislation that set up the three different commissions. Micklow will look into the county's ability to combine them under the Board's implied powers. It was noted if the three commissions can be combined under the Board's implied powers perhaps the Mineral Resources Commission could also be carried
out under the same advisory body.

Pat Micklow then left the meeting. Commissioner Farrell was excused from the meeting.

A communication from the Controller was received regarding moorage rates charged by the State Waterways Commission and those charged by the County Harbor Commission, as requested by the committee.

Also received from the Controller was a communication on a revised bus schedule for the Munising Marquette Operating Assistance Project operating under contract with the Northern Michigan Coaches, Inc.

The Controller said he talked with Dr. Johnson about the $55,000 in the Health Department budget that will not be spent for salaries because of two positions that were vacant for almost half a year. The Board of Health would like to reallocate the money. They would like to spend a portion of it on a job classification study. If the study is done in conjunction with the Courthouse job classification study it will cost $2,200. Commissioner Carlson asked Dr. Johnson and the Controller to submit a recommendation on this to the Finance Committee on July 1.

It was moved by Commissioner LaPin, supported by Commissioner Leone and carried unanimously to recommend to the Finance Committee that they support a $2,200 expenditure for a Health Department job classification study.

Duane Beard left the meeting.

The committee discussed ambulance service in the county. This issue was referred to them by the County Board. Commissioner LaPin said there is a need for a study of rates charged for ambulance service in the county. He believes the cost of ambulance service is prohibitive for many people. He said it may be necessary for the county to subsidize the service.

Commissioner May noted copies of opinions from the Prosecuting Attorney's Office on the county's responsibility to pay for the cost of ambulance service for indigents for accidents occurring on highways are available for review.

Mike Zorza said the cost of ambulance service will continue to increase. He said it costs $35,000 to purchase and equip one ambulance. He said in the past training programs for ambulance drivers were free but they no longer are. He said at this time the burden is on small units of government to purchase equipment and maintain a level of service.

Commissioner May noted the Executive Committee referred the UPHSA 1981 health needs survey to the committee for their information on this topic.
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Michael Zorza informed the committee of actions taken on recommendations contained in a 1978-79 county emergency medical services needs report. Many of the recommendations contained in the report have been, or are being implemented.

Dr. Johnson said ambulance service is eligible for state cost sharing. Whatever the county may spend on a county-wide service would be reimbursed 50% by the state. Commissioner Carlson indicated his support of a county-wide ambulance service.

It was moved by Commissioner Carlson, supported by Commissioner LaPin and carried unanimously to send a communication to Dr. Johnson, copied to Mike Zorza, asking him to inform the committee what could be provided in terms of training, subsidies, equipment, if the county was able to appropriate various sums of money in $10,000 increments, up to $50,000.

Dr. Johnson and Mike Zorza then left the meeting.

A communication from Senator Riegle in response to the Board's letter on CAA structure was referred to the committee by the Board for their information. The communication was placed on file.

A communication was received from Representative Davis in response to the Board's letter on Reagan's budget proposals. This was also placed on file.

Minutes of the June 2, 1981 meeting of the Ad Hoc Animal Control Committee was presented for the committee's information. Commissioner Lowe, Chair of that committee, said they are trying to develop a program that will work and an ordinance to back it up. It is the general feeling of that committee that the county will have to pay for the program. Commissioner May noted they do not presently have a staff person to take minutes and they should recommend to the Finance Committee to provide funds for assistance. It was moved by Commissioner May, supported by Commissioner Carlson and carried unanimously to recommend to the Finance Committee to provide funds to the Animal Control Committee so that they may obtain financial assistance.

An interim licensing evaluation report on the Marquette County Youth Home from the Michigan Department of Social Services was presented. This is the third consecutive year that the facility has not been cited for any deficiencies or non-compliance. It was moved by Commissioner LaPin, supported by Commissioner Lowe and carried unanimously to refer the report to the Board with the recommendation that a letter be sent to Judge Ander egg commending him on his success.

Commissioner Carlson reported on a June 5 Social Services Board meeting he attended on behalf of the committee. He said standard reports were presented. They discussed the video tape recorder. DSS will be conducting the Title XX program which has been conducted by AMCA in the past. Dave Berns talked about the CETA position assigned to them.

Commissioner Leone reported on a Road Commission meeting he attended. He said mostly routine matters were discussed. The airport restaurant will be leased to Robert Stow. A diesel fuel storage tank has been
purchased for the Airport. They discovered that CCI owns a 25' x 200' area of land within the Airport fence and they will sell it to the Airport for $50.00. The Airport lease with Republic Airlines has been renewed; new rates will be in effect. It was noted at the meeting that the Road Commission is mandated to review bridges every two years. They intend to discuss the repair of the Dead River Bridge with the City of Marquette as it is located within the City limits. He said the $100,000 appropriated to them by the county for capital outlay will be used to purchase four dump trucks without boxes, two pick up trucks, and a plow truck for $32,000. Funds appropriated for paving will be used to pave in Ely Township, West Branch Township and Tilden Township.

Commissioner Lowe said there is a machine available that will take old blacktop, crush it and relay it on the road. A letter will be sent to the Department of Transportation asking if they are making use of this system with a copy to the Road Commission.

The meeting adjourned at 10:00 p.m.

Respectfully submitted,

Karen Chubb, Secretary
June 29, 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 June 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,

ENVIRONMENT, LANDS AND BUILDINGS COMMITTEE

Chairperson

[Signatures]
June 29, 1981

The Environment, Lands and Buildings Committee meeting was duly called and held on June 29, 1981 at 7:00 p.m. in the Courthouse Annex.

Present: Commissioners LaMere, Lowe, Steele and Villeneuve.

Absent: Commissioner Farrell.

In Attendance: Dr. Randy Johnson, Director, Health Department; Lynn Emerick, Director, Commission on Aging; Ronnie Varney, Assistant to the Director, AMCAB; Duane Beard, Controller; Darryl Sundberg, Drain Commissioner; Carr Baldwin, Engineering Consultants; and Loren Steenson, Engineering Consultants.

The meeting was called to order by Chairperson Steele. The first item of business was approval of the minutes of the June 1, 1981 meeting; the minutes were accepted as presented.

There was no public comment.

The agenda was approved as presented.

Dr. Randy Johnson, Lynn Emerick, and Ronnie Varney were present to discuss Dr. Johnson's recommended space allocation plan for the Service Center. A communication was received from Dr. Johnson on this matter. He also submitted a communication on proposed use of $55,000 in lapsed Health Department funds that were allocated for administrative salaries but not spent because of two long-term vacancies.

Dr. Johnson proposed that the Drain Commissioner's Office on the ground floor of the Service Center be moved to an available office in the Environmental Health Section of the Health Department. He also proposed that the Commission on Aging be relocated from the ground floor to the waiting area of the Health Department and that that area be enclosed. AMCAB would be provided the area vacated by the Drain Commissioner and Commission on Aging on the ground floor. The cost of his proposal is about $7,000.

In regard to lapsed funds, Dr. Johnson recommended that they be used for physical modifications of the Service Center, including the construction of a wall in the waiting area for the Commission on Aging Office; hiring of a health educator and part-time R.N.; purchase of equipment and supplies; U.P. Public Health Assoc. meeting; design for a rescue unit service facility; and Health Department job classification study.

The Controller presented a communication containing recommendations on the space allocation at the Service Center. He recommended that a design study be conducted by an architect before any changes are made. He also recommended that the equipment requested by Dr. Johnson in the amount of $7,000 be purchased with the lapsed funds. In the event the committee did not want a design study conducted, he recommended that the Drain Commissioner be relocated to the Environmental Health Section and that that office then be provided to AMCAB. Fourthly, he recommended that if AMCAB needed space in addition to the Drain Commissioner's present Office that Emergency Services be relocated to the old health building and the area currently housing Emergency Services be provided to AMCAB.
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In response to a question by Commissioner LaMere, Ronnie Varney stated AMCAB approved of the recommendation submitted by Dr. Johnson on space allocations.

Commissioner Lowe said he is in favor of expending funds to construct a wall in the current Health Department waiting area to provide office space for the Commission on Aging but does not believe other capital improvement projects should be approved. He believes they should go through the usual capital improvement project process.

The Controller said the original intent at the Service Center was to use a component system to provide flexibility when program changes occur. The proposed construction of stud walls would eliminate such flexibility. Duane believes it would be better to have an architect study the space needs at the Service Center. Lynn Emerick said if the waiting space is used for office space it would not be feasible to do so on a component basis because the reception area is adjacent to that area and a component system would not provide the necessary privacy. She said the proposed office area is large enough that it would be suitable for other programs. She said they are happy with the area they now have and if they were moved would like an area comparable to the present space allocation, which is why she supports the proposal submitted by Dr. Johnson.

Following discussion, it was moved by Commissioner Lowe and supported by Commissioner LaMere to recommend to the Finance Committee that Dr. Johnson's recommendation for space allocation at the Service Center be approved and that the lapsed funds be used to move the Drain Commissioner from his present area to the Environmental Health Section, and to construct stud walls in the waiting area of the Health Department to provide office space for the Commission on Aging at a cost of about $7,000. Further, that a portion of the lapsed funds be used to conduct a design study on the Service Center. Dr. Johnson noted he requested $1,000 for the initial planning and designing of a rescue unit facility and that the rescue unit will have to vacate their present area soon. The Controller said such a project would be considered a capital improvements project. The motion then carried unanimously.

Darryll Sundberg, Drain Commissioner, Carr Baldwin and Loren Steenson, Engineering Consultants, were present to review the preliminary engineering studies for the Badger and Whetstone Drainage Districts, and to review the proposed rules, regulations and procedures for internal and external drainage for subdivisions.

The drainage districts were designed for protection against computed run off for the severity of a storm that may occur during a 24 hour period once every 100 years. Carr Baldwin displayed blueprints of the proposed districts.
Commissioner Steele expressed concern about the high bacteria count in the two creeks caused by run off from the Mall area. A general discussion was held on this topic.

Darryll Sundberg said they have met with the City of Marquette and Marquette Township on the drainage district plans. He said they hope to begin construction on the districts next summer.

Carr Baldwin said the design recommended for the districts will allow the area to develop as it is presently zoned and minimizes problems with run off.

In response to a question by Commissioner LaMere, Darryll said work will be paid by assessments of property owners. He believes the cost to an owner of 15,000 square feet of property will be $57 per annum for 30 years. Commissioner LaMere stated some low income people will have problems paying another tax. Mr. Sundberg acknowledged this. He said there will be public hearings held and an appeals procedure is available for people who believe they have been assessed too much. The Badger district will cost $1,944,000 and the Whetstone district will cost $1,473,000. Carr Baldwin said the plan does not propose to close in more of the creek area than is presently enclosed but to increase capacity of the present system.

The committee reviewed the proposed rules, regulations and procedures for drainage of subdivisions. Darryll said the Planning Commission, Health Department, Road Commission, various engineers, Chief Civil Counsel, Controller, and the City of Marquette reviewed and approved the proposed rules. Carr said they studied rules from other counties in preparing the proposed rules. He said they felt many developers do not read the Plat Act so some of the information contained in the rules is also in the Plat Act. Commissioner Lowe questioned whether the Plat Board reviewed the proposed regulations. Mr. Sundberg said they have not.

Commissioner Steele questioned if diverting the Badger Creek into Whetstone Creek would save money. Carr Baldwin said the work necessary to do that would create a far greater cost.

Mr. Sundberg said that a public hearing on the proposed rules has been scheduled in conjunction with the July 15 Board meeting. Commissioner LaMere stated he would like time to review the rules before making a recommendation to the Board on them. It was noted the Finance Committee will be reviewing the fee schedule contained in the rules at their July 8 meeting.

Darryll Sundberg, Carr Baldwin and Loren Steenson then left the meeting.
The Board Secretary informed the committee that Mr. Donald Veeseer, Department of Public Health, Escanaba, phoned her regarding the water supply situation at the Harbor of Refuge in Big Bay. He will be following up the conversation with a written communication to the Board. Mr. Veeseer stated the county is not required to supply potable water by law at the Harbor because of the size of the Harbor. However, he said people expect to be able to obtain water there. He said he recommended that the existing well be lined to keep the surface contaminants out of the water system or that a new well be drilled and lined. Other possibilities are to connect the water system to the Powell Township system either with a permanent connection ($20,000) or a seasonal connection ($3,000). He did not believe that simply deepening the existing well was a feasible solution. Another possibility is to have a water tanker available at the Harbor. The water in such a tanker would have to be checked periodically by the Health Department to be sure it is alright. He said he is willing to attend a meeting of the committee to discuss the matter. He also informed the Secretary that the Waterways Commission is discussing the possibility of providing funding to the county to dig and line a new well at the Harbor. The Committee decided to wait to receive written communications from the Department of Public Health and State Waterways Commission before discussing this matter further.

The committee then reviewed public notices on applications submitted to the DNR and Corps of Engineers for work on waterways. The following notices were received too late to allow the committee to comment.

a. Notice from the DNR on application by Lloyd Wolf, Michigamme, to provide swimming and boating area on Lake Michigamme.

b. Notice from the DNR on application by Michigan Bell to plow telephone cable across Voce River, Chocolay Township.

c. Notice from the DNR on application by Gary Wilson, K.I. Sawyer AFB, to fill in wetland for residential construction and septic system in Forsyth Township.

d. Notice from the Corps of Engineers on proposed dredging, riprap, fill, bulkhead, weir and pump house in Lake Superior (Marquette Bay).

The committee reviewed a notice from the DNR on an application by Timothy Larson, Marquette, to place fill in wetland for residential construction in Chocolay Township. The committee reviewed the materials and decided not to comment on the application.

The committee received a notice from the Corps of Engineers on permits issued/denied during May, 1981 for construction on waterways. The communication was placed on file.

Duane Beard was present for the committee's discussion on the MIOSHA citations. He provided the committee a copy of a communication he sent to Chief Civil Counsel on compliance with MIOSHA requirements. Also received was a copy of a letter sent to the Michigan Department of Labor from Chief Civil Counsel certifying that six of the eight citations for violations concerning the Old Courthouse have been abated on or before respective abatement dates in accordance to directives of the Department of Labor, and the violations concerning panic bars for exit doors and stair rails is in the process of being corrected. The Controller provided the committee a communication he sent to Lloyd Bloom, Lincoln A. Poley, Jr.,
Architects, authorizing him to proceed with a call for bids for door renovation and handrail installation. He noted the Board already appropriated funds for this work.

Duane said he is interested in having a landscape plan developed for the Courthouse grounds. He said the biggest problem presently is the decline of the trees. The Planning Commission mapped the area indicating the location of existing trees and shrubs. He believes mature trees, native to Marquette County, should be planted on the grounds. He said he would like to set up an advisory committee to determine what trees should come down and in what sequence. Duane then left the meeting.

The committee reviewed the following A-95's.

1. Six County Consortium application for funding for CETA Title XX B/C, Title VI Administration Cost Pool Project.
2. UPCAP Services, Inc.'s Special Support Project to provide food and nutrition programs to senior citizens.

The committee to return the A-95's to CUPPAD indicating they do not wish to comment on the projects.

The committee received an opinion from Chief Civil Counsel on a reverter clause in a deed for a piece of property received by the county from the state. The clause states that the land will revert back to the state if used for any purpose other than forestry purposes. The committee had asked for the opinion in response to a request from the Forestry Commission that they look into a possible land exchange with the state for the property so that the land may be sold to a company wishing to construct a chipboard plant in the area.

Pat Micklow recommended that the committee ask the Planning Commission if the construction of a chipboard company would be a suitable use for the area under consideration. It was moved by Commissioner Lowe, supported by Commissioner Villeneuve and carried unanimously to concur with the Chief Civil Counsel's recommendation.

There was no public comment.

The meeting adjourned at 10:20 p.m.

Respectfully submitted,

Karen Chubb, Secretary
June 30, 1981

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

Ladies and Gentlemen:

A meeting of your Executive Committee was duly called and held on
June 30, 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,

EXECUTIVE COMMITTEE

________________________________________________________________________
Chairperson
The Executive Committee meeting was duly called and held on June 30, 1981 at 7:00 p.m. in the Courthouse Annex.

Present: Commissioners LaPin, Racine and Villeneuve.

Absent: Commissioners Cheam and Farrell.

In Attendance: Henry Schneider, Equalization Director; Arvid Erickson, Republic Township; John Adams, Republic Township; Taisto Tuominen, Republic Township; Wes Larson, Negaunee Township; Lawrence Gisenant, Champion Township; Howard Robare, Humboldt/Champion Townships Assessor; John Matekel, Ely, Marquette, Ewing Townships Assessor; Charles Schneider, Ishpeming Township Assessor; William Kerr; Earl Yelle, Sands Township Assessor/Supervisor; William Pietila, Richmond Township Assessor/Supervisor; Mike Wainio and Norm Fortin, State Tax Commission; Bruce Waanen, City of Negaunee Assessor; James Wixtrom, Republic Township; and Gary Trudgeon, Torin and Republic Townships Assessor.

Chairperson Racine called the meeting to order. Henry Schneider, Equalization Director, provided the committee members and people in attendance the following information: Section 211.34 millage reduction fractions; Headlee millage reduction fractions; Marquette County tax distribution; and IAAO Article "Tax Shifting".

The public comment section was opened. Taisto Tuominen questioned how true cash value of property is determined. Schneider said it can be accomplished through appraisals; sales; and updating of past appraisal cards. He noted his department is involved in the value of assessment units not individual assessments. In response to another question by Mr. Tuominen, Schneider said they adjust the value of timber property based on accessibility, availability of water, and topography. In determining value of timber, or recreational, property in Marquette County they also use data from surrounding counties.

Tuominen referred to Article IX, Section 3, of the Michigan Constitution which states property is to be assessed at true cash value. Schneider said the Constitution defines true cash value and explains the type of assessment system used in Michigan. He said Section 211.27 states cash value means the usual selling price; the price that property could be sold at at a private sale. Henry said the rules which his department operate under are determined by the State Tax Commission. Taisto does not believe that the Commission should have that authority.

Earl Yelle felt the Equalization Department did not assess enough inaccessible forest land parcels in Sands Township. He said only one of 21 parcels assessed were inaccessible. Schneider said they are changing their method of selecting parcels this year.

As no one else wished to speak under public comment, the public comment section was closed.
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Chairperson Racine reviewed the responsibility of the Executive Committee in the equalization process. He said they base their action on information submitted to them by the Equalization Department. He said the committee wishes to develop a working program with all units of government and the Equalization Department. Hopefully the committee and director will meet at various times with different units in the county on the concerns of each particular unit with the equalization process. He said it is the desire of the committee that when they present their recommendation to the Board on county equalized value they will have a full understanding of the recommendations for each unit.

Commissioner LaPin said he received calls from people stating they would not attend tonight's meeting because the meeting would be a waste of time since the State Tax Commission decides what the county will set its value at, and because they cannot change the operating procedures of the Equalization Department.

Commissioner Racine turned the meeting over to Henry Schneider to give an overview of the equalization process. Schneider said the County Board becomes officially involved in the equalization process after local units prepare their assessment rolls and have those rolls reviewed by the Board of Review. The County Board is required to meet each year in April to establish the county equalized value. This is the Board's main responsibility; to insure an equitable tax base throughout the county. Also, the Board is required to maintain an Equalization Department to survey the assessment levels and assist the Board in the matter of equalization of assessments. Surveying assessment levels is done in accordance with Chapter 16 of the Assessment Manual and is done for the State Tax Commission. Another function of the department is to assist the County Board to create an uniform tax base by making recommendations as to whether units are uniform and are at 50% and by recommending action to add or decrease a unit's value to bring it to 50%. The Equalization Director is responsible for publishing tentative ratios and computing the Headlee limitation.

Schneider said the study methods they are using are different from those used in the past. They will use appraisal studies; updates of appraisals (especially in commercial and industrial areas). Residential appraisals will be done with sales and appraisal studies. The appraisal studies will be selected randomly. Units will be informed in a week or two of the parcels selected. Timber cutover will be randomly sampled.

In response to a question by Earl Yelle, Schneider said they will use aerial photos to assess property that they do not have access to, and will also depend on information received from local assessors.

Commissioner LaPin stated he is aware of property on assessment rolls that are listed residential but are located in an area zoned open space. He believes the property should be listed on the tax roll as it is zoned.
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Schneider said they do consider zoning in their assessments because it does affect the value. He said in regard to personal property they will do audits of property if they have sufficient time.

Commissioner LaPin said he does not want residential property assessed by the updating of appraisal cards. He said the cards are not accurate and have cost people money. He does not believe a house can be correctly appraised based on information on a card that is six years old.

Bill Pietilla said he does not believe State Tax Commission representatives should be housed in the county office using information on file at that office. Mike Wainio said they monitor and cross check county work. He said they do not use the county cards in their studies.

Commissioner Racine noted Mike Wainio and Norm Fortin are from the State Tax Commission. Mr. Fortin is District #1 Supervisor for the State Tax Commission, which includes eight counties in the western Upper Peninsula. Mike Wainio works in four counties in the central Upper Peninsula.

In response to a question by a gentleman on the county not allowing county equalization department employees to assess for local units, Commissioner Racine said this matter is now with the Personnel Committee. The individual was concerned that a unit would hire a county assessor to do their assessing and then, through action of the County Board, not be able to complete the work. Earl Yelle believed the employees should be able to work for local units. Commissioner LaPin said the concern is that this practice will cut into county time, and also those assessors are not available during the week in the local unit they are working for. Commissioner Racine said he will ask the Board on July 1 what is the status of this matter. Wes Larson believes the county would save a lot of money if they would allow the local units to do the assessing. John Matekel said the county is mandated by law to assess those local units that do not have an assessor. He said smaller units cannot afford to hire a full-time assessor. Schneider believes it would cost the county more money if the county has to assess these smaller units that could not afford an assessor. Commissioner Racine said supervisors that have concerns about this should write to the County Board.

Wes Larson said presently inflation is being taxed and not property. Henry said over the last ten years business and industry have paid less on taxes and private home owners are paying more. Hence, in addition to the inflationary impact the private owner is also paying a larger portion of the tax burden because of tax laws.

Commissioner LaPin questioned why other units in the county increased this year but not the City of Marquette which he believes is the trend setter for the county. He said homes are not selling, there is unemployment, property values have dropped in Marquette County and, therefore, the County Board recommended a 3.5% decrease from the values recommended by the Equalization Department. He questioned why the state did not pay attention to the county's view on the situation. Wes Larson believes there is pressure on the Tax Commission from government and schools to maintain
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a certain level of value for property. Schneider said the State Tax Commission works for the state and the state has a vested interest in the value of property. They wish to see that units are equalized at their maximum values. Norm Fortin said the state accepted the recommendation of the Equalization Department this year and many counties in the U.P and Lower Peninsula were surprised at the small increase that they received. He said it was one of the lowest increases in the state. Commissioner LaPin said theming expansion in the area inflated property values. Fortin said a similar situation occurred at White Pine and the property values are now dropping. He said property values in Marquette County dropped slightly two years ago but currently have leveled off.

Schneider said there is a one or two year lag time between fall in prices and affect on values. He believes this year's studies will reflect the economic situation of the last two years.

Fortin said the values for each unit in the county are sent to the state. The assessments are equalized based on the recommendation of the Equalization Department. The county did not concur with that recommendation this year. Fortin said the State Tax Commission contacted him regularly on the matter and voted to go with 50% and this hurt units in the county equalized at 49% or above. He said the county has an opportunity to have a conference with the State Tax Commission before the final equalization is determined. Fortin said since he has been in the area the past seven years, Marquette County has done its work, which is not true in all counties.

Wes Larson stated the figures that are sent down as projections in December are in practice the accepted final figures. Fortin said they expect these figures to be accurate but that changes have been made in the past when errors were found. Mr. Fortin said the State Tax Commission sets the state equalized value for the county based on the Equalization Department's studies. He said the County Board has to have faith that the Equalization Department is doing its job. He said many assessors strive to do a good job; those who do not make the job difficult. He said it is always the assessors who don't do their job that do the complaining. He believes most problems can be settled before studies go to Lansing.

Commissioner Villeneuve said it is the intent of the committee to make sure things go smoothly during the next equalization process.

In response to a question by William Kerr, Commissioner Racine said the committee hopes that any differences in opinion on property values will be settled between the local assessor, property owner and Equalization Director and that their decision will be upheld by the committee.

James Wixtrom asked if the general public may attend these meetings, and where does one go to voice complaints about assessed property. Commissioner Racine said all meetings are open to the public and the public is welcome to ask any questions they wish. Wixtrom said he does not get satisfaction
at the local level. Schneider said the county can do little for local level problems. These must be handled by the local Board of Review or State Tax Tribunal. The county does not have authority over individual assessments.

In response to a question by Wixtrom, Norm Fortin said a local official may file a complaint with the State Tax Commission and the State Tax Commission must then decide whether a subsequent review will be held after the Board of Review. He said individuals first must go to the local Board of Review with their concerns and if they do not believe they are treated fairly at the local level they may file an appeal within a given time period with the Tax Tribunal. Fortin believes a Board of Review member is considered a local official in terms of filing a complaint. Wixtrom said he, as a member of the Board of Review, sent a letter of complaint to the Tax Commission and has not yet received a response. Fortin said that is unusual and suggested he send a follow up letter.

Taisto Tuominen questioned what a random sample is. Schneider said it is when parcels to be studied are selected from a numbers table. Each parcel of property has an equal chance of being selected. They hope to get a good cross section of all classes of property in each unit by such a sample.

The meeting adjourned at 9:40 p.m.

Respectfully submitted,

Karen Chubb, Secretary