January 28, 1985

The Executive/Intergovernmental Relations Committee of the Marquette County Board of Commissioners met at 5:00 P.M. on January 28, 1985 in Room 231 of the Courthouse Annex.

Present were: Comm. DeFant, Roberts and Lowe.
Absent: None.

Also present were: Dennis Aloia, County Administrator, Patricia L. Micklow, Chief Civil Counsel, Mari Lynn Markey, Commission Aide, Robert Niemi, Director, MarqTran, Dr. Randy Johnson, Director of the Dept. of Public Health and Karlyn Rapport, Chairperson of the Marquette County Board of Health.

The meeting was opened for public comment, none was forthcoming and the public comment section was closed.

It was moved by Comm. Roberts, supported by Comm. DeFant and carried that the Committee dispense with the reading of the minutes of the December 10, 1984 meeting of the Executive/Intergovernmental Relations Committee and approve them as written.

It was moved by Comm. Roberts, supported by Comm. DeFant and carried that the agenda be approved with the addition of item 14, a discussion of Republic Airlines withdrawal from county airport service and the take over by Simmons Airlines; and item 15, a discussion of joining a class action against Johns Mansville, Inc. for asbestos removal from installations on county property.

An election for Chairperson and Vice Chairperson of the Exec./Intergovernmental Relations Committee was held. Comm. Roberts nominated Comm. DeFant for Chairperson. Comm. DeFant nominated Comm. Roberts for Vice Chairperson. No other nominations were made. It was moved by Comm. Lowe, supported by Comm. Roberts and carried that nominations be closed and a unanimous ballot be cast for Comm. DeFant as Chairperson and Comm. Roberts as Vice Chairperson of the Executive/Intergovernmental Committee.

A communication from Dennis Aloia, County Administrator, regarding Goals and Objectives proposed for the Marquette County Transit Authority, was taken under consideration. These goals and objectives could be used as a guide for final approval. Comm. Lowe suggested additional wording be attached to Goal I Objective 1.5 which would read:

Objective 1.5 Expand cooperative purchasing of fuel, parts, supplies and equipment with other units of government."

Robert Niemi, Director of MarqTran suggested that Goal III Objective 3.4 that deals with compliance with the Open Meetings Act (P.A. 267 of 1976) be eliminated entirely because all meetings are subject to the requirements of the Open Meetings Act, by the statute.

Discussion was held as to whether or not goals and objectives should be made a part of the draft agreement for the Marquette County Transit Authority. Section 13 of the draft agreement states that within six months of the approval of the agreement, that the Marquette County Transit Authority set goals and objectives for approval of the County Board.

It was suggested by some of the commissioners that the proposed goals and objectives be submitted to the Transit Authority as a separate document along with the proposed draft agreement.
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It was moved by Comm. Roberts, supported by Comm. Lowe and carried that the
Executive/Intergovernmental Relations Committee recommend to the County Board that
the proposed goals and objectives be changed to add the suggested language (with
other units of government) to Goal I Objective 1.5 and that Goal III Objective 3.4
referring to the Open Meetings Act be eliminated, and the then revised goals and
objectives be submitted as a separate document as a guide to the transit authority
in their consideration of goals and objectives to be drawn up under Section 13 of
the draft agreement.

Dr. Randy Johnson, Director of the Health Dept. and Karlyn Rapport, Chairperson
or the Marquette County Board of Health, were present to discuss changes in the
proposed resolution concerning the role and responsibility of the Board of Health.
The discussion centered on the number of providers and number of consumers that
would be members of the board of Health and also on the definition of provider as
it relates to this board. It was moved by Comm. Roberts, supported by Comm. Lowe
and carried that the proposed resolution on roles and responsibilities be referred
back to the Board of Health for a recommendation, back to the Executive/Intergovernmental
Relations Committee at their February 14, 1985 meeting, regarding the number of
providers and number of consumers to be placed on the board and for a clear under-
standable definition of the term provider.

Discussion was held on the request to Chief Civil Counsel to add language
to the proposed Environmental Health Code to regulate underground storage tanks.
Chief Civil Counsel, Patricia L. Micklow, in her opinion #85-1 stated that the
regulation of underground storage tanks is pre-empted by state statute except for
any local condition that would lend credence for the need for additional regulations.
She stated that if such unique conditions could not be identified and the local
government felt the need for additional regulation, then the local agency could
approach an appropriate state agency for particular regulations to address specifically
perceived problems. The Board of Public Health will be considering the draft of the
Environmental Health Code at their January 29, 1985 meeting for their approval and
referral on to the County Board for final approval. No other action was taken at
this time. It was also noted that nuclear waste storage is regulated by federal
level of enforcement, by their superior control.

A discussion was held regarding a partial recommendation regarding membership
on the Economic Development Task Force. The recommendation covered the reorganization
of the EDC of the County of Marquette as well as the internal structure of the
Economic Development Dept. The recommendation was that a thirteen (13) member board
be appointed by the County Board and that the newly created board be a policy making
board. Both organizations voted unanimously that the present members of the EDC resign and
new members be appointed. The EDC would consist of people with the following knowledge and experience,
Financial, Forestry, Labor, Medical Services, Military (K.I.Sawyer), Mining Industry,
Northern Michigan University, Retail, Tourism, Transportation, Utilities, and two
members at large. An attempt will be made to provide geographic balance. Units of govern-
ment will recommend nominees to the OEDP for the purpose of identifying a pool of
qualified candidates. The OEDP will submit to the County Board a list of nominations
in the form of two names for each slot. From this list of nominees the County Board
would select thirteen members to the EDC of the County of Marquette. Discussion was
also held in regard to the hiring of an Economic Developer; who would be responsible
for salary and expenses and who would he/she be directly responsible to. Chief Civil
Counsel explained some of the problems that may come about. If the EDC is a separate
corporation then the only control the County Board would have is through the appointment of board members. If the County Board hires a director and pays his salary, he is a county employee and should be responsible to someone on the county level, creating a problem in who supervises his activities. Some thought was given to an agreement in which the county would pay his salary for the first year with a take over by the EDC in later years, the county would also be liable for his actions in this case. It is understood that the EDC director would need flexibility to move quickly when necessary. It was moved by Comm. Roberts, supported by Comm. Lowe and carried that the matter be tabled so that staff can meet with the EDC to make a recommendation that would satisfy the situation and that they be asked to report back to the Executive/Intergovernmental Relations Committee on February 14, 1985.

Comm. Lowe suggested that some thought be given to provide a position on the EDC board for educators other than NMU designees.

A request was read from the Marquette County Central Dispatch Policy Board for Frequency Coordination for a new Central Dispatch Tower (Michigan Bell) site at Little Lake, Michigan, the additional frequency location is necessary to improve two-way coverage in Forsyth Township, a present part of the county-wide communication system. The recommendation is to approve the application for Frequency Coordination for the new tower site. It was moved by Comm. Roberts, supported by Comm. Lowe and carried that the Executive/Intergovernmental Relations Committee recommend to the County Board that they concur with the recommendation of Central Dispatch Policy Board and approve the application for Frequency Coordination for the new tower site and that the Board Chair be authorized to execute the application.

A communication from William Sanders regarding a request from Superior String Alliance Concert to hold an afternoon concert if ticket sales warrant at 3:00 P.M. on February 24, 1985 in conjunction with the concert scheduled for February 24, 1985 at 7:30 P.M. in the Main Courtroom of the Courthouse, was read. It was moved by Comm. Lowe, supported by Comm. Roberts and carried that the Executive/Intergovernmental Relations Committee recommend to the County Board that permission be granted to hold these two concerts on February 24, 1985 and that Chief Civil Counsel, Patricia L. Micklow, be requested to draft an agreement to provide security measures to offices and reimbursement of certain county expenses.

It was moved by Comm. Roberts, supported by Comm. Lowe and carried that staff be instructed to draft a county policy, for use of county buildings and providing of security measures, and this recommendation be placed before the Executive/Intergovernmental Relations Committee for action at one of their meetings.

Dennis Aloia, County Administrator, and Patricia L. Micklow, Chief Civil Counsel, gave an update on the meeting with K.I.Sawyer AFB officials regarding a solid waste disposal site near the air base. They were informed that the military would not recommend that the 10,000 ft barrier be eliminated in any manner and that all final decisions must come from Omaha, the air force center of control. Mr. Aloia stated that hydrological studies and tests were being made in the area and that when results are available they will present them to the committee.

In regard to the deed for the land of the proposed solid waste site, when the land was obtained from the state, with a reverter clause contained, it was the thought of staff that the reverter clause could be handled with a rewording of a correcting deed. This is considered a minor problem.
Dennis Aloia informed the committee that NMU had not received the grant they anticipated for a feasibility study of incineration, but that NMU was still interested in the project. It was suggested that NMU show their commitment to the project before any other plans are formulated. The State Dept. of Facilities have expressed concern for energy savings in state operated facilities in the past and should be asked if they are responsive to incineration as an energy source.

A short report was given by the County Clerk regarding the filling of a position on the various boards and commissions and the taking of applications.

A discussion was held in regard to Republic Airlines pull-out of Marquette County operation and Simmons Airlines being the only operator at the airport. It is necessary to have quality air service at a reasonable rate. It was moved by Comm. Lowe, supported by Comm. Roberts and carried that the Executive/Intergovernmental Relations Committee recommend to the County Board that they meet as a Committee of the Whole on February 7, 1985 at 5:00 P.M. in Room 231 with the Airport Commission and knowledgeable representatives of Simmons Airlines to discuss the providing of airline service to Marquette County.

A communication from Michigan Assoc. of Counties regarding a class action being brought against Johns Mansville Corp. for any claim the county may have against Johns Manville for damages caused by the removal of asbestos from county properties, was read. It was moved by Comm. Roberts, supported by Comm. DeFant to instruct staff to investigate any such county claims and initiate action if necessary and to advise the County Board of their actions at the February 5, 1985 Board meeting.

Frank Kulbertis, a news person from WDMJ, introduced himself and advised the County Board that he will be covering the County Board meeting for news items for WDMJ.

There being no further business to come before this committee, the meeting was adjourned.

Respectfully submitted,

Henry A. Skewis
County Clerk
EXECUTIVE/INTERGOVERNMENTAL RELATIONS COMMITTEE
Monday, January 28, 1985, 5:00 P.M.
Room 231, Courthouse Annex
Marquette, Michigan 49855

1. ROLL CALL.
2. PUBLIC COMMENT.
4. APPROVAL OF THE AGENDA.
5. Election of a Chairperson and Vice Chairperson.
6. Discussion of the Proposed Resolution concerning Role and Responsibility of the Board of Health.
7. A communication and opinion from Patricia L. Micklow, Chief Civil Counsel, regarding Ordinance; Propriety of Amending Environmental Health Code to include Regulation of Underground Storage Tanks; Pre-Emption by State Statute.
8. A memo from Dennis Aloia, County Administrator, regarding Goals and Objectives for Marquette Transit Authority.
10. A memo from Paul Bluekamp, Chairperson, Marquette County Central Dispatch Policy Board, regarding a request for Frequency Coordination.
11. A communication from William Sanders, of Lincoln Poley's Office, regarding the Superior String Alliance Concert, scheduled to be held in the Main Circuit Courtroom on Sunday, February 24, 1985 at 7:30 P.M.
12. An oral update on Solid Waste by Dennis Aloia, County Administrator.
14. 
15. 
16. 
17. PUBLIC COMMENT.
18. ANNOUNCEMENTS.
19. ADJOURNMENT.