The Marquette County Board of Commissioners met in regular session on Tuesday, July 1, 1986 at 7:00 p.m. in Room 231 of the Henry A. Skewis Annex, Marquette, Michigan 49855.

Chairperson Lowe called the meeting to order, roll call was taken and the following roll recorded:
Absent: None.

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

It was moved by Comm. Corkin, supported by Comm. Valente and unanimously carried that the minutes of the regular County Board meeting held on June 17, 1986 be approved.

Chairperson Lowe opened the meeting for public comment. Paul Marin, Attorney, requested to comment later during the discussion on item 9c, the Little Shag Lake Level. Mr. Marin also stated that recently a local attorney was denied access to the County Law Library on Saturday and the Bar Association is unanimously against Policy #415 Hours of Courthouse Use which denies access to the Law Library on Saturday. Mr. Joe Wasis of Engineering Consultants, Inc. requested to speak during the discussion of item 9l, the rezoning petition of L & H Industries. Mr. Martin Marin, President of the Little Shag Lake Association, wished to speak during the discussion on item 9c. Lieutenant Ernest Grasso, Sheriff Dept., requested to speak in regards to item 9a, training costs for the Sheriff's Dept. And Mr. Bruce Wattson requested to speak during the discussion on item 9a, Hours of Courthouse Use. There being no further public comment, Chairperson Lowe closed this portion of the meeting.

It was moved by Comm. Berglund, supported by Comm. Valente and unanimously carried that the agenda be approved with the following change: that item 9l, the rezoning petition of L & H Industries be moved to item 9a-1.

The County Board took under consideration the plans and specifications of the new Marquette County Medical Care Facility. Mr. David A. Berns, Director of the Marquette County Board of Social Services, along with James Cardoza, of William Kessler & Assoc. Inc., presented a set of plans and specifications for the new Medical Care Facility to the County Board to be kept in the Clerk's vault. Mr. Berns requested the County Board give approval of the plans and specifications as follows:

1. Prior to requesting bids, the architect shall modify the plans and specifications to conform to the requirements specified by the building department and shall incorporate the changes specified by the Board of Social Services.

2. Prior to going to bid, plans and specifications shall be modified to conform to preliminary requirements specified by the Michigan Department of Public Health and by the Fire Marshall Division of the Michigan State Police. The project may be bid prior to final approvals based on assurances from the architect that all major issues have been resolved and that only minor changes to the plans and specifications are likely. A contract for construction shall not be signed until final approval is received from the Michigan Department of Public Health and from the Fire Marshall Division.

3. Prior to going to bid, the architect shall obtain final review and approval from the Chief Civil Council and from the Management Team consisting of David Berns, Dennis Aloia, Ronald Roshorek and Gordon Uren.

It was moved by Comm. Corkin, supported by Comm. Valente and unanimously carried that the County Board approve the plans and specifications for the Marquette County Medical Care Facility.
The County Board took under consideration the presentation of the proposed County Zoning Ordinance by Mr. Dave Gillis, CUPPAD Planner. Mr. Gillis gave a brief overview of Marquette County's Zoning. The proposed zoning ordinance still needs more review, and there must be public hearings, so it will be Spring or possibly Summer of 1987 before the Plan is complete. Local units of government can decide to opt out of the zoning plan by following proper legal procedures. No action required at this time.

It was moved by Comm. Corkin, supported by Comm. DeFant and unanimously carried that the following informational items be placed on file: a) a communication from Loren S. Woerpel, Hiawatha National Forest Staff Officer, informing the Marquette County Board of Commissioners that the U.S. Forest Service is in the process of advertising a mineral exchange; b) a memo from the Marquette County Commission on Aging regarding the announcement of new programs; c) a letter of appreciation from the Marquette County Soil and Water Conservation District for the recent $7,000.00 appropriation; d) the Marquette County Road Commission Report for the month of May 1986; and e) the Marquette County Sheriff Dept. Activity Report for the month of May 1986.

The County Board took under consideration a recommendation from the Executive/IGR Committee that the Policy 415.1 regarding Hours of Courthouse Usage not be changed. Comm. Corkin felt the policy should remain as is, and once policies have been established they should not be quickly changed. Other Commissioners felt because this policy is new it needs to be reworked, especially in regards to Courthouse Use for Weddings and access by Lawyers to the County Law Library. Chief Civil Counsel, Patricia Micklow, pointed out that according to Policy #406 Changes in Board Policy must be referred back to a Committee of the Whole or back to both Executive and Finance Committees. This prevents the County Board from making sudden policy changes. It was moved by Comm. DeFant, supported by Comm. Valente and unanimously carried on a roll call vote that this recommendation regarding Policy 415.1 Hours of Courthouse Usage go back to both Executive/IGR and Finance/Personnel Committees for reconsideration.

It was moved by Comm. DeFant, supported by Comm. Berglund and carried on a roll call vote four-to-one, with Comm. Corkin voting nay, to make an exception to the existing policy by granting permission to Bruce Watton and Sue Nostrand to use the Courthouse for a Wedding on a Saturday in August, provided the proper agreement for temporary use of Marquette County Facilities is signed.

The County Board took under consideration the petition for rezoning amendment #137-RZ-MI-19, L & H Industries, Michigamme Township from Lakeshore River Residential (LS/R) District to Residential (R-3) District. In the Dept. of Health letter it stated that on-site sewage disposal for condominium type developments must be permitted by the Dept. of Natural Resources and the Marquette County Health Dept. does not have jurisdiction over this type of establishment. It was suggested this may not be an adequate response from the Health Dept. and maybe the County Board should wait for the DNR to review the rezoning. The general consensus of the Board was, if the DNR must issue the permit this would safeguard any concerns of the County. Mr. Joe Wasi, of Engineering Consultants Inc., says the Health Dept. has no problem with the proposed project. John Olson, Superintendent of Michigamme Township, indicated the water quality in this area is good and the Dept. of Natural Resources has been checking Michigamme Township water quality continuously for sixteen years. It was moved by Comm. Berglund, supported by Comm. Corkin and unanimously carried on a roll call vote that the County Board approve the following rezoning request:
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The County Board took under consideration a recommendation from the Finance/Personnel Committee regarding the resolution authorizing the Wastewater Treatment Bonds for the City of Ishpeming. It was moved by Comm. Corkin, supported by Comm. DeFant and unanimously carried on a roll call vote that the resolution authorizing not to exceed $6,000,000.00 County of Marquette Wastewater Treatment System 1986 Refunding Bonds be approved. (This resolution is 6 pages in length and on file in the Clerk’s Office)

The County Board took under consideration a recommendation from the Finance/Personnel Committee regarding the Courthouse Landscape Renovation. It was moved by Comm. Corkin, supported by Comm. DeFant and unanimously carried that the County Board accept the Quotation and authorize the Board Chair to sign the agreement with Meister’s Landscape and Nursery in the amount of $5,272.70 for the Sprinkler System and $1,340.00 to resod the Baraga Parkway for a total of $6,612.70.

The County Board took under consideration a recommendation from the Finance/Personnel Committee regarding Marquette County entering into an Alternate Tax Collection Agreement with Marquette Township. It was moved by Comm. Corkin, supported by Comm. DeFant and unanimously carried that Marquette County enter into an agreement with the Township of Marquette for an alternate schedule for delivery of tax collections by adopting the following resolution:

WHEREAS, Section 43 of the General Property Tax Law provides for establishing by agreement an alternative schedule for delivery of tax collections; and

WHEREAS, it is the desire of the parties to minimize expense and record keeping with regard to delivery of tax collections.

NOW, THEREFORE, in consideration of the mutual undertakings herein contained, IT IS AGREED:
1. Delivery of tax collections for the tax year 1985 has been completed in accordance with the Section 43 Schedule, and interest generated while in the possession of the Township will be retained by the Township.

2. Delivery of tax collections beginning in the tax year 1986 shall occur weekly on each Thursday. The Thursday delivery shall include all payments received through the preceding Friday. Interest generated thereon while in the possession of the Township shall be retained by the Township.

3. This agreement shall remain in force unless terminated by either party upon two (2) months written notice to the opposite party, or by new state law.

The County Board took under consideration a recommendation from the Finance/Personnel Committee regarding a resolution drafted by Chief Civil Counsel, Patricia Micklow, to retain the U.S. Bankruptcy Court in Marquette. It was moved by Comm. Corkin, supported by Comm. DeFant and unanimously carried that the County Board adopt the following resolution:

RESOLUTION TO RETAIN U.S. BANKRUPTCY COURT IN MARQUETTE

WHEREAS, the citizens of Marquette County and the Upper Peninsula of Michigan have received exceptional court services in bankruptcy matters for the past several years since a resident U.S. Bankruptcy Judge has been designated to sit in Marquette, Michigan; and

WHEREAS, a resident Deputy Bankruptcy Clerk has also been assigned to the U.S. Bankruptcy Court in Marquette, which provided affordable access for bankruptcy filings by residents of the County and the Upper Peninsula; and

WHEREAS, the U.S. District Court, Western District of Michigan, has expressed its intent to remove the resident U.S. Bankruptcy Judge and Deputy Clerk from its Northern Division in Marquette and provide Bankruptcy Court services from Grand Rapids, Michigan which is located approximately 450 miles from Marquette; and

WHEREAS, the Upper Peninsula of Michigan has experienced adverse economic conditions and severe unemployment over the past several years and deems it of utmost importance to have affordable and easily accessible bankruptcy services available to its local businesses, particularly, the opportunity for ailing businesses to reorganize under Chapter 11 of the U.S. Bankruptcy Code; and

WHEREAS, any potential savings in cost envisioned by the Federal Court through the withdrawal of these services from Marquette should be weighed against the significant cost increases that individuals and businesses in need of bankruptcy services will experience for expenses such as travel, lodging and attorney fees, in addition to the loss of at least two employed positions for Marquette County residents;

NOW THEREFORE BE IT RESOLVED that the Marquette County Board of Commissioners respectfully requests that the resident U.S. Bankruptcy Judge and resident Deputy Clerk be retained as the U.S. Bankruptcy Court, Northern Division in Marquette, Michigan to assure that individuals and businesses located within Marquette County and the Upper Peninsula continue to receive affordable and easily accessible bankruptcy services.

BE IT FURTHER RESOLVED that copies of this resolution be forwarded by the Marquette County Clerk to the following:
Chief Judge Douglas W. Hillman, United States District Court, Western District of Michigan, Grand Rapids, Michigan
U.S. Senator Strom Thurmond, Chair, U.S. Senate Judiciary Committee,
Senate Russell Building, Washington, D.C. 20510
U.S. Representative Peter Rodino, Chair, U.S. House of Representa-
tives Judiciary Committee, 2462 Rayburn House Office Building,
Washington, D.C. 20510
U.S. Senator Carl Levin, 459 Russell Building, Washington, D.C. 20510
U.S. Senator Donald W. Riegle, Jr. SD 105 Dirksen Building,
Washington, D.C. 20510,
U.S. Representative Robert W. Davis, 11th District, 1124 Longworth
Building, Washington, D.C. 20515
All 15 Upper Peninsula County Boards of Commissioners

The County Board took under consideration a recommendation from the
Executive/IGR Committee regarding a delay in the establishing of a legal
lake level for Little Shag Lake in Forsyth Township. Several members of
the Little Shag Lake Association were present and Mr. Martin Marin,
President of the Association addressed the Board. Mr. Marin pointed out
that the Little Shag Lake Association has been attempting to establish a
legal lake level for several years and spoke against the delay which was
being advocated by a small group. The County Clerk now has in his
possession the necessary petitions in two-thirds of establishing a
lake level by the property owners on Little Shag Lake. Chief Civil
Counsel, Patricia Micklow, outlined the process of establishing a legal
lake level for the County Board and the action the Board has taken so
far is merely a preliminary step. It was moved by Comm. Corkin,
supported by Comm. Berglund and carried three-to-two on a roll call
vote, with Comm. DeFazio and Comm. Lowe voting nay, that the County Board
reject the recommendation from the Executive/IGR Committee that the
process be delayed until August 1, 1986, and allow the process to
establish a legal lake level for Little Shag Lake to proceed.

The County Board took under consideration a recommendation from the
Finance/Personnel Committee regarding replacement training costs for the
Sheriff’s Dept. Lt. Ernest Grasso, of the Marquette County Sheriff’s
Dept., was on hand to answer any questions. Mr. Grasso pointed out that
twenty-four officers must take 24 to 32 hours of annual training in
first-aid and fire safety, and it is difficult to piece-meal this
training during regular working hours. It was moved by Comm. Berglund,
supported by Comm. Corkin and unanimously carried on a roll call vote
that the County Board accept the Finance/Personnel Committee
recommendation to; 1) establish a separate line item for personnel
training replacement costs within the Jail Division; 2) funding for
personnel training replacement for 1986 be generated from payments for
housing state, federal or out of County inmates; 3) that $3,636.00 be
placed in a line item for 1986 replacements costs from the Contingency
Fund; 4) monies from the line item in 1987 be made part of the depart-
ment budgeting process; and 5) the following budget amendment resolution
be adopted:

RESOLUTION AMENDING GENERAL FUND
Fiscal Year 1986 Amendment No. 14

WHEREAS, budgets were adopted by the County Board on October 8, 1985 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.

-5-
NOW THEREFORE, BE IT RESOLVED that the aforesaid budget be hereby modified as follows:

<table>
<thead>
<tr>
<th>Fund and Expense Budget Acct.</th>
<th>Previous Budget Amt.</th>
<th>Amended Budget Amt.</th>
<th>Change</th>
</tr>
</thead>
<tbody>
<tr>
<td>Sheriff's Dept.</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Trng Replacement Pers.</td>
<td>-0-</td>
<td>9,636.00</td>
<td>+9,636.</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Contingency</td>
<td>161,243.00</td>
<td>151,607.00</td>
<td>-9,636.</td>
</tr>
<tr>
<td>Rev. Budget Acct.</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

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

<table>
<thead>
<tr>
<th>Aye</th>
<th>Nay</th>
<th>Aye</th>
<th>Nay</th>
</tr>
</thead>
<tbody>
<tr>
<td>L. Berglund  X</td>
<td>____</td>
<td>T. Lowe  X</td>
<td>____</td>
</tr>
<tr>
<td>G. Corkin    X</td>
<td>____</td>
<td>F. Valente X</td>
<td>____</td>
</tr>
<tr>
<td>G. Defant    X</td>
<td>____</td>
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</tbody>
</table>

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

The County Board took under consideration a recommendation from the Finance/Personnel Committee regarding the adoption of the proposed updated Health Dept. Fee Schedule. Several fee increases were recommended because costs have risen substantially since Health Dept. fees were last adjusted. The Public Health Code requires that the local governing entity must adopt local Health Dept. fees. The Board of Health at their May 27, 1986 meeting moved to approve the proposed updated fees and to recommend the adoption of the revised fees by the County Board. The proposed changes do not include fees from the Environmental Health Division because that area has been highlighted for attention during the fee study contracted through David M. Griffiths & Assoc. It was moved by Comm. Berglund, supported by Comm. Valente and unanimously carried on a roll call vote that the updated Health Dept. Fee Schedule be approved as follows:

**MARQUETTE COUNTY HEALTH DEPARTMENT**
Revised Fees

<table>
<thead>
<tr>
<th>Present Fee</th>
<th>Proposed Fee</th>
<th>1985 Cost</th>
<th>1986 Cap</th>
</tr>
</thead>
<tbody>
<tr>
<td>Field Services</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Occupational Therapy</td>
<td>$50.00</td>
<td>$60.00</td>
<td>$61.60</td>
</tr>
<tr>
<td>Social Work</td>
<td>78.50</td>
<td>78.73</td>
<td></td>
</tr>
<tr>
<td>Clinic Services</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Haemophilus B Vaccine</td>
<td></td>
<td>5.00</td>
<td></td>
</tr>
<tr>
<td>Miscellaneous Lab Tests</td>
<td>Referral Lab</td>
<td>Chg. + $1.00</td>
<td>Chg. + $2.00</td>
</tr>
<tr>
<td>Miscellaneous Injections</td>
<td></td>
<td>5.00</td>
<td></td>
</tr>
</tbody>
</table>
## Health Education

<table>
<thead>
<tr>
<th>Service</th>
<th>Present Fee</th>
<th>Proposed Fee</th>
<th>1986 Medicare Cost</th>
<th>1986 Cap</th>
</tr>
</thead>
<tbody>
<tr>
<td>Stress Management</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>One Session</td>
<td>$15.00</td>
<td>$15.00</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Series</td>
<td>15.00</td>
<td>30.00</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Weight Management</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>One Session</td>
<td>15.00</td>
<td>15.00</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Series</td>
<td>15.00</td>
<td>30.00</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Smoking Cessation</td>
<td></td>
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<tr>
<td>One Session</td>
<td>15.00</td>
<td>15.00</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Series</td>
<td>15.00</td>
<td>30.00</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Cholesterol Management (includes laboratory)</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>One Session</td>
<td>35.00</td>
<td>35.00</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Series</td>
<td>35.00</td>
<td>50.00</td>
<td></td>
<td></td>
</tr>
<tr>
<td>School Hearing Screening</td>
<td>45.00/day</td>
<td></td>
<td>55.00/day</td>
<td></td>
</tr>
<tr>
<td>School Vision Screening</td>
<td>45.00/day</td>
<td></td>
<td>55.00/day</td>
<td></td>
</tr>
</tbody>
</table>

*New Services*

The County Board took under consideration a recommendation from the Finance/Personnel Committee regarding Voter Registration List and Mailing Label Fees. It was moved by Comm. DeFant, supported by Comm. Corkin that the recommendation from the Finance/Personnel Committee be rejected and the fees go back to one-half cent per name for registration lists and one-cent per name for mailing labels. After considerable debate Comm. DeFant withdrew her motion. It was then moved by Comm. Berglund, supported by Comm. Valente and carried three-to-two on a roll call vote, with Comm. Corkin and Comm. DeFant voting nay, that the recommendation of the Finance/Personnel Committee be approved and the following fees be established:

1. That Marquette County charge $.01 per name, with a minimum fee of $5.00 for voter registration lists.
2. That Marquette County charge $.015 per name, with a minimum fee of $7.00 for mailing labels.

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

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

Respectfully submitted,

David J. Roberts  
Marquette County Clerk
MARQUETTE COUNTY BOARD OF COMMISSIONERS
Regular Meeting, Tuesday, July 1, 1986, 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 JUNE 17, 1986.
4. PUBLIC COMMENT. (time limit 20 minutes total)
5. APPROVAL OF THE AGENDA.
6. PUBLIC HEARINGS. (none)
7. PRIVILEGED COMMENT:
   a. David A. Berns, Director, Marquette County Board of Social
      Services, will make a presentation regarding the new Marquette
      County Medical Care Facility.
   b. Dave Gillis, CUPPAD Planner, proposed Zoning Ordinance
      presentation. (Bring your draft zoning ordinance)
   c. 
8. INFORMATIONAL ITEMS:
   a. Communication from Loren S. Woerpel, Hiawatha National Forest
      Staff Officer, informing the Marquette County Board of
      Commissioners that the U.S. Forest Service is in process of
      advertising a mineral exchange.
   b. Memo from the Marquette County Commission on Aging regarding the
      announcement of new programs.
   c. Letter of appreciation from Marquette County Soil & Water
      Conservation District for recent $7,000.00 appropriation.
   d. Marquette County Road Commission report for the month of May
      1986.
   e. Marquette County Sheriff Dept. activity report for the month of
      May 1986.
   f. 
   g. 
9. ACTION ITEMS:
   a. Recommendation from the Executive/IGR Committee regarding
      Marquette County Board of Commissioners Policy 415:1 Hours of
      Courthouse Usage.
   b. Recommendation from the Executive/IGR Committee regarding a
      resolution concerning the Toxic Site Clean-Up Program.
   c. Recommendation from the Executive/IGR Committee regarding delay
      of establishing a legal lake level for Little Shag Lake in
      Forsyth Township.
   d. Recommendation from the Finance/Personnel Committee regarding the
      approval of the Refunding Contract for the Marquette County
      Wastewater Treatment System - Ishpeming 1986.
   e. Recommendation from the Finance/Personnel Committee regarding a
      resolution authorizing not to exceed $6,000,000.00 County of
      Marquette Wastewater Treatment System - Ishpeming 1986 Refunding
      Bonds.
County Board Agenda
July 1, 1986
Page 2

9. ACTION ITEMS: Cont'd.
   Recommendation from the Finance/Personnel Committee regarding the adoption of the proposed updated Health Dept. Fee Schedule.
   Recommendation from the Finance/Personnel Committee regarding Voter Registration List and Mailing Label Fees.
   Recommendation from the Finance/Personnel Committee regarding the Courthouse Landscape Renovation.
   Recommendation from the Finance/Personnel Committee regarding Training Costs - Sheriff Dept. (Jail Division)
   Recommendation from the Finance/Personnel Committee regarding the County entering into an alternate tax collection agreement with Marquette Township.
   Recommendation from the Finance/Personnel Committee regarding a resolution to retain U.S. Bankruptcy Court in Marquette.
   Health Dept. comments on Petition for Rezoning Amendment #137-RZ-MI-18, L & H Industries.

m.

n.

o

10. REPORTS OF SPECIAL & SELECT COMMITTEES:
   a.
   b.

11. LATE ADDITIONS:
   a.
   b.

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

13. ANNOUNCEMENTS.

14. ADJOURNMENT.