The Marquette County Board of Commissioners met in regular session on Tuesday, July 19, 1988 at 7:00 p.m. in Room 231 of the Henry A. Skews Annex, Marquette, Michigan.

Vice-Chairperson Corkin called the meeting to order, roll call was taken and the following roll recorded: Present: Comm. Arsenault, Comm. DeFant, Comm. Seppanen and Comm. Corkin. Absent and Excused: Comm. Lowe.

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

It was moved by Comm. Arsenault, supported by Comm. Seppanen and unanimously carried that the minutes of the July 5, 1988 regular Board meeting be approved.

Vice-Chairperson Corkin opened the meeting for public comment. Mr. Charles Drury, Marquette, spoke regarding the Brookridge Property. Mr. Drury has had a project in mind since mid 1985 for construction of a country Inn. Mr. Drury believes it is obvious the local residents are not going to allow the siting of a Juvenile Detention Center on the Brookridge Property and therefore would like more serious consideration of his proposal.

Nancy Conklin, 1033 Allouez, Marquette, Richard Guenther, 14 E. Nicoli, Marquette, and Patricia Olsen, 604 Brule, Marquette, all spoke against locating the Youth Detention Center on the Brookridge Property. There being no further public comment, Vice-Chairperson Corkin closed this portion of the meeting.

It was moved by Comm. Arsenault, supported by Comm. Seppanen and unanimously carried that the agenda be approved with the following late additions; that item 11b be consideration of a letter from Haj M. Wiener, Acting State Health Director, regarding additional State funding for Food Service Inspection Fees; and that item 11b be a closed session to discuss the Marquette Mountain Bankruptcy proceedings.

Mr. Richard Aartila, District Wildlife Biologist, Dept. of Natural Resources, made a presentation to the Board regarding a hunters choice deer season in Southern Marquette County. Mr. Aartila displayed the areas involved on a large map of Marquette County. There is an explosion in the deer population in the Central U.P., and the large herd is harming potato fields, the forests, and damaging the overall well-being of the deer herd itself. The DNR plans to issue 2,000 hunters choice permits in area 313 – SE of Republic and S of Gwinn – where large concentrations of deer head South into Delta and Dickinson County for the winter. Mr. Aartila welcomes any comments or questions by members of the Board regarding the hunters choice deer season. The County Board thanked Mr. Aartila for his presentation.

The meeting was open for a presentation by the Citizens for Compatible Land Use who are opposing the siting of a Secure Youth Detention Center on the Brookridge Property near Shiras Hills. Richard Peterson, 618 Brule, Marquette, President of the CCLU, made the first presentation pointing out that they welcome and support a Secure Juvenile Detention Center in Marquette County, but are opposed to the siting of the Facility on any portion of the 64 acre property known as Brookridge, or any residential area without the welcome of its residents. He further pointed out that his organization will utilize all available legal resources if necessary, in opposition to locating the Detention Facility at Brookridge.

Mr. Peterson then introduced the following persons who all voiced their opposition to locating the Juvenile Detention Center at the Brookridge Property: Martin Kangas, 220 W. Nicoli – Robert Moore, 1207 Joliet – Kim Raish, 500 Pioneer – Dale Compton, 608 Brule – Milt Lindberg, 500 Pioneer – Shannon Morgan, Allouez Rd. – Donald Raish, 500 Pioneer – Ray Leppola, 1103 Tonti – Mary Ellen Powers, 1211 Joliet – and finally Dick Peterson again requesting the County Board pass a resolution not to put the Secure Youth Detention Center at the Brookridge Property, and presented a petition signed by 240 individuals opposed to locating the Juvenile Detention Center at Brookridge.
BOARD OF COMMISSIONERS          COUNTY OF MARQUETTE        JULY 19, 1988

Commissioner Comments:

Comm. Seppanen - The report of the Site Selection Committee will not be available until the last week in August and the Board should wait until reviewing that report before making any decision.

Comm. DeFant - Also indicated the Board should see the report before making any decisions, and further added that the City will have to rezone the property before it could be used as a Detention Center site.

Comm. Corkin - Supports the location of the Juvenile Detention Center in Marquette County and believes that there are acceptable alternate sites to the Brookridge property. He further added, there is no reason to sell the Brookridge property. The County Board needs to see a proposal of substance before considering its sale.

It was moved by Comm. Arsenault, supported by Comm. Seppanen and unanimously carried to place the following informational items on file; a) A letter from Rep. D.J. Jacobetti regarding his continuing support for a Community Based Corrections Program; b) Health Dept. 1988 budget amendment #4-AIDS Antibody Counseling and Testing (AACT) Clinic; c) Quarterly Status Report - Victim Restitution Fund from Talivaldis Lapina, Field Supervisor, Marquette Probation/Parole Office; and d) An estimate of costs for Units of Government associated with the development of a County-wide Landfill.

The County Board took under consideration a letter from U.S. Senator Carl Levin, regarding approval of an EDA Grant to Marquette County to develop land use strategy for abandoned industrial property. Mari Lynn Markey, Interim EDC Director, was present to discuss the grant and answer questions. Ms. Markey pointed out the EDA Title IX Grant totals $60,000.00, $45,000.00 to come from the Economic Development Administration with a $15,000.00 local match. It was moved by Comm. Seppanen, supported by Comm. Arsenault and unanimously carried to place the communication on file.

It was moved by Comm. Seppanen, supported by Comm. Arsenault and unanimously carried that the County Board approve the revised agreement between the Marquette County Road Commission and the County Board of Commissioners setting forth the terms for the construction and maintenance of the road into the new County-wide Landfill.

AGREEMENT

The purpose of this agreement is to set out the terms under which the Marquette County Board Commission shall build a road into the proposed Marquette County Landfill. This agreement shall be between the Marquette County Road Commission and the Marquette County Board of Commissioners. The terms of this agreement are as follows:

1. The Marquette County Road Commission will build a road to the proposed site of the Marquette County Landfill as follows:

   Carp River Bridge - Provide a center pier and new metal grate deck on the existing structure, increasing the capacity from eleven to seventy-seven tons.

   County Road NPA - Pulverize existing blacktop surface utilizing this material to increase base thickness; resurface with bituminous aggregate material.

   County Road NP - Reconstruct within existing right-of-way including adjusting width, alignment and grade. Install sub-base and base. Surface with Bituminous aggregate material.

2. The Marquette County Road Commission will perform, contract, and oversee construction so that the road is suitable for all of the traffic that will be anticipated at the landfill site.

3. The Marquette County Road Commission and the Marquette County Board of Commissioners will share equally in all engineering and design costs for the proposed road.
4. The Marquette County Road Commission and the Marquette County Board of Commissioners shall share equally in all costs of construction of the road.

5. The Marquette County Board of Commissioners will pay $125,000.00 to the Marquette County Road Commission upon the signing of this agreement. Should the costs of building, engineering and designing this road exceed $250,000, then the Marquette County Board of Commissioners and the Marquette County Road Commission will share equally in the increased costs.

6. Should the cost of construction and engineering of the road be less than the cost of $250,000, the Marquette County Road Commission may keep all of the $125,000 paid by the Marquette County Board of Commissioners.

7. The Landfill Authority, which will be created in the future, will have shared responsibility with the Marquette County Road Commission for the winter maintenance of this road.

8. The cost of any repairs or upkeep to the road will be paid by the Marquette County Road Commission.

9. The road will be made part of the Marquette County Road System. It is hereby agreed that said road will be completed by the opening of the landfill facility.

TIMOTHY J. LOWE, CHAIRPERSON
MARQUETTE COUNTY BOARD OF COMMISSIONERS

JAMES ALDERTON, CHAIRPERSON
MARQUETTE CO. ROAD COMMISSION

The County Board took under consideration a recommendation from the Executive/IGR Committee regarding the future downgrading of the Social Security District office in Marquette to a Branch Office. Marquette County is closest to the largest number of the Upper Peninsula population, has the largest number of Seniors and Retirees, and is nearer to the economic center of the Upper Peninsula. The downgrading of the Marquette Office from a District Office to a Branch Office would reduce the number of employees in Marquette County and jeopardize services to Marquette County and the Western half of the Upper Peninsula. It was moved by Comm. Seppanen, supported by Comm. Arsenault and unanimously carried that the County Board pass a resolution voicing concern of the downgrading of the Marquette District Social Security office to a Branch Office and send copies of the resolution to our United States Senators, our Representatives in Congress, Governor Blanchard and the Social Security Administration.

RESOLUTION

WHEREAS, the City of Marquette and Marquette County represent the approximate demographic center of Upper Michigan; and

WHEREAS, Marquette is a service center for the Upper Peninsula; and

WHEREAS, Marquette County has a population of senior citizens above national norms; and

WHEREAS, Marquette County is the home of many services for social security recipients and Medicare/Medicaid recipients more so than any other areas of Northern Michigan; and

WHEREAS, acute needs for social security services exist.

BE IT THEREFORE RESOLVED, that the Marquette County Board of Commissioners goes on record as opposing any downgrading or negative adjustment of the social security services;
BE IT FURTHER RESOLVED, that the County Board of Commissioners encourages the Department of Health and Human Services to take whatever steps necessary to preserve and upgrade existing services at the Marquette Office.

THE BOARD OF COMMISSIONERS FURTHER REQUESTS the assistance of its legislative representatives in maintaining these services for the citizens of this area.

GERALD O. CORKIN, VICE-CHAIRPERSON
MARQUETTE COUNTY BOARD OF COMMISSIONERS

It was moved by Comm. Seppanen, supported by Comm. Arsenault and unanimously carried that the County Board concur with an Executive/IGR Committee recommendation and nominate Mari Lynn Markey to the Central U.P. Business Development Center Corporate Body.

It was moved by Comm. Seppanen, supported by Comm. Arsenault and unanimously carried that the County Board concur with a recommendation from the Finance/Personnel Committee and send a letter to the President of the U.P. Association of County Commissioners requesting that UPACC and MAC take a more active role in the planning of topics for future workshops.

The County Board took under consideration a recommendation from the Executive/IGR Committee regarding an agreement between the Marquette County Economic Development Corp. and the County of Marquette which would establish certain rules and responsibilities. Comm. DeFant and Comm. Seppanen have met with representatives of the EDC on behalf of the County Board to express County Board concerns and draft an appropriate agreement, however Comm. DeFant at this time feels the Economic Development Corp. should review the proposed draft agreement before final action is taken. It was moved by Comm. DeFant, supported by Comm. Seppanen and unanimously carried that the agreement between the County Board and the Marquette County EDC be tabled.

The County Board took under consideration the 4th draft of the Land Conveyance Policy 425:1. It was moved by Comm. Seppanen, supported by Comm. Arsenault and unanimously carried that the following Land Conveyance Policy be adopted and included in the County Policy Manual.

POLICY MANUAL - GENERAL POLICIES - LAND CONVEYANCE POLICY

Land Conveyance Policy

The County Board of Commissioners will respond to requests to convey interest in those lands to which it holds fee simple title pursuant to this policy. The County Board hereby affirms that the lands which it owns are held for the benefit of all County citizens and will only be conveyed when it is in the public’s best interest to do so. This policy will be in force for every conveyance request unless suspended by a majority vote of the Board of Commissioners. (AT WHICH TIME THE CONVEYANCE WOULD BE CONSIDERED AT THE NEXT SCHEDULED BOARD MEETING).

RECEIPT OF REQUEST AND ADMINISTRATIVE REVIEW

- The Office of County Administrator will receive all requests for the conveyance of interest in land or initiate the implementation of this policy when so directed by the Board. All requests must include a map clearly defining the area in question, a proposal detailing the terms being offered and a description of the intended use of the property.

- The Chief Civil Counsel will determine that the County indeed holds legal title to the lands in questions, and identify any reservations, restrictions or covenants present in the chain of title affecting the use and transfer of the property interest.
The Administrator will solicit comment from appropriate agencies and/or staff having potential interest in this conveyance. These agencies will comment regarding the consistency with adopted County plans, goals and objectives.

After reviewing all aspects of the proposal, the County Administrator will report to the Board the appropriateness of the transfer.

After receiving the Administrator’s report, the Board will decide whether or not to further consider the conveyance.

FINDING OF PUBLIC PURPOSE

The Board reserves unto itself the ultimate responsibility for making judgments of public purpose related to these conveyances. It may at its discretion request other County Boards, or boards of other affected governmental units to comment on the appropriateness of the conveyance within a specific time frame established by the County Board. At a minimum, the following factors will be considered:

1. Consistency with the provisions of the County Comprehensive Plan.
2. Consistency with established Economic Development goals to promote growth in Marquette County.
3. Consistency with the provisions of any adopted management plan which applies to the property in question.

If a finding of public purpose is not made, the proposal is rejected.

If a finding of public purpose is made the Board may proceed to consummate the transfer of interest.

All persons or groups interested in the proposal will be notified of the decision of the Board.

TERMS OF CONVEYANCE

Upon a finding that a public purpose is served by granting the conveyance in question, the Administrator will recommend the best method of transfer. At a minimum the following will be considered:

1. Out-right transfer of title through sale or exchange of real estate or certain rights.
2. Lease for a term specific with or without periodic renewal.
3. Sale or exchange with retention of certain rights or reversion.
4. Combination of lease/purchase where buildings are involved.
5. Granting temporary or permanent easement.

The Administrator will obtain a minimum of two appraisals of the value of the interest conveyed.

The Administrator and Chief Civil Counsel will review all pertinent information and recommend a course of action to the Board.

After selecting an appropriate course of action, the County Board will direct the Administrator to dispose of the property or to negotiate terms of transfer on behalf of the Board.
The County Board took under consideration a recommendation from the Dennis Aloia, County Administrator, to hire Bond Counsel for the Ishpeming-/Negaunee Water Project. Four bids were received by Marquette County and Administrator Aloia distributed a summary. The two City Managers and County Treasurer, James Sodergren, also received copies of the bid proposals and agree with Administrator Aloia's recommendation to award the bid to Cleary, Nantz, Wood, Hoffius, Rankin, & Cooper, of Grand Rapids. This firm offered a bid of $15,500.00 for an $8 million dollar bond issue. This price will increase by 0.15% for each additional $10,000.00 over $8 million, similarly the price will be reduced by 0.15% for each $10,000.00 under $8 million. It was moved by Comm. Arsenault, supported by Comm. Seppanen and unanimously carried that the recommendation of County Administrator, Dennis Aloia, for the hiring of Bond Counsel for the Ishpeming/Negaunee Water Project be approved.

The County Board took under consideration the appointment of three members to the Joint Solid Waste Management Authority Board of Trustees, one member each for a three year term, two year term, and one year term respectively. The positions were advertised in the Mining Journal with an application deadline being 5:00 p.m. Thursday, July 14, 1988. Four persons have applied, they are as follows: Robert G. Clark, Ishpeming; Edward Kinkella, Negaunee; Susan Hewitt, Marquette Township; and Donald D. Wickstrom, Chocolay Township.

County Clerk, David Roberts, called the roll and the following persons were elected to the Joint Solid Waste Management Authority Board of Trustees: Donald Wickstrom - three year term; Edward Kinkella - two year term; and Robert Clark - one year term.

The County Board took under consideration a letter from Raj M. Wiener, Acting State Health Director, which indicated it is the Department's intent to provide funding for Food - Inspection Services in the amount of $75,000.00 for Marquette and $70,000.00 for Delta and Menominee Counties from an appropriation to the Bureau of Community Services. This appropriation will be confirmed after adoption of the Conference Report by the full Legislature. Comm. Corkin and Comm. Arsenault met with Rep. Dominic Jacobetti in Lansing to discuss the issue and have been informed that the proposal has passed the House, 96 to 5, and the funding will soon be forthcoming. Comm. Arsenault pointed out that user fees has been a personal project of his since his appointment to the County Commission, and believes this appropriation will help to relieve the situation. The County Board complimented Comm. Arsenault and Comm. Corkin in their efforts in going to Lansing. It was moved by Comm. Arsenault, supported by Comm. Corkin and unanimously carried that the County Board direct Staff to bring a proposed fee reduction schedule (from 50% to 25% of costs) to the next Finance/Personnel Committee meeting for consideration.

It was moved by Comm. DeFant, supported by Comm. Arsenault and unanimously carried to go on record and inform Rep. Jacobetti that the legislation regarding additional funding for the Food - Inspection Program should include non-profit organizations as well as religiously orientated organizations.

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

It was moved by Comm. Seppanen, supported by Comm. Arsenault and unanimously carried that the County Board go into Closed Session to discuss pending bankruptcy proceedings on Marquette Mountain.

Vice-Chairperson Corkin declared a brief recess to clear the meeting room.

CLOSED SESSION
The County Board came back into Open Session.

It was moved by Comm. Seppanen, supported by Comm. Arsenault and unanimously carried that the County Board vote in favor of an auction sale for Marquette Mountain, if Chief Civil Counsel, Gary Walker, and County Administrator, Dennis Aloia, believe the price to be reasonable.

It was moved by Comm. DeFant, supported by Comm. Corkin and unanimously carried that the County Board meet in Special Session on Tuesday, July 26, 1988 at 5:30 p.m. to consider the forthcoming recommendation from Finance/-Personnel on the Food Service Inspection Fee Schedule.

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

Respectfully submitted,

David J. Roberts
Marquette County Clerk
MARQUETTE COUNTY BOARD OF COMMISSIONERS
Regular Meeting, Tuesday, July 19, 1988, 7:00 p.m.
Room 231, Henry A. Skewis Annex
Marquette, Michigan 49855

1. ROLL CALL.
2. SALUTE TO THE FLAG AND PLEDGE OF ALLEGIANCE.
4. PROCLAMATIONS, PRESENTATIONS AND AWARDS.
5. PUBLIC COMMENT. (time limit 20 minutes total)
6. APPROVAL OF THE AGENDA.
7. PUBLIC HEARINGS.
   a.
   b.
8. PRIVILEGED COMMENT:
   a. Mr. Richard Aartila, District Wildlife Biologist, Department of Natural Resources, regarding hunters choice season in Southern Marquette County.
   b. Citizens for Compatible Land Use regarding Brookridge Property.
   c.
9. INFORMATIONAL ITEMS:
   a. A letter from Representative D. J. Jacobetti regarding his continuing support for Community Based Corrections Programs.
   c. Quarterly Status Report - Victim Restitution Fund from Talivaldis Lapins, Field Supervisor, Marquette Probation/Parole Office.
   d. An estimate of costs for Units of Government associated with the development of the County-wide Landfill.
   e. A letter from U.S. Senator Carl Levin regarding approval of an EDA Grant to Marquette County to develop land use strategy for abandoned industrial property.
   f.
   g.
10. ACTION ITEMS:
   a. Agreement between the Marquette County Road Commission and County Board of Commissioner setting terms for the road into the Landfill.
   b. A recommendation from the Executive/IGR Committee to adopt a resolution opposing the downgrading of the Marquette District Social Security Office to a Branch Office.
   c. A recommendation from the Executive/IGR Committee to nominate Mari Lynn Markey to the Central UP Business Development Center Corporate Body.
   d. A recommendation from the Executive/IGR Committee to approve an agreement between the Marquette County E.D.C. and the County of Marquette establishing rules and responsibilities.
   e. A recommendation from the Executive/IGR Committee to adopt the Land Conveyance Policy 425:1.
   f. A recommendation from the Finance/Personnel Committee regarding future topics for workshops at U.P. Association of County Commissioners meetings.
County Board Agenda
July 19, 1988

A recommendation from Dennis Aloia, County Administrator, to hire Bond Counsel - Ishpeming/Negaunee Water Project. (Materials forthcoming).

The appointment of three members to the Joint Solid Waste Management Authority Board of Trustees.

11. LATE ADDITIONS:
   a. Letter from Mary O'Brien
   b. Closed session

12. PUBLIC COMMENT. (time limit 20 minutes total)
13. COMMISSIONERS COMMENTS AND ANNOUNCEMENTS.
14. ADJOURNMENT.