The Marquette County Board of Commissioners met in Regular Session on Tuesday, October 3, 1989, at 7:00 p.m. in Room 231 of the Henry A. Skewis Annex, Marquette, MI.


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

It was moved by Comm. Arsenault, seconded by Comm. DeFant and unanimously carried that the minutes of the Special County Board Meeting held on September 12, 1989, and the Committee of the Whole Budget Work Session, the Truth in Taxation Hearing, and the Regular County Board Meeting held on September 19, 1989 be approved.

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

It was moved by Comm. Seppanen, seconded by Comm. Bays and unanimously carried that the agenda be approved with the following two Late Additions; item 11a) consideration of the Construction Code Ordinance Ticket Form; and item 11b) the Community Mental Health lease proposal for the Jacks IGA Building.

Dennis Whitehead, Chairperson of the Marquette County Bottomland Preserve Committee, presented the Marquette County Bottomland Preserve Proposal to the County Board. The Bottomland Preserve Committee spent nine months developing the Proposal and recently presented it to the Dept. of Natural Resources, Salvage and Bottomlands Committee. The Proposal was unanimously approved, and the Committee was impressed with Marquette County's ability to absorb tourists because of its hotel accommodations, and also impressed with the health care facilities in Marquette General Hospital. The possibility of a grant looks very good. Mr. Whitehead thanked the County Board for their support, and especially thanked Eric Smith, Vice-Chairman of the Bottomland Preserve Committee, Jim Kippola, Senior Planner, Ron Kinnunen, Sea Grant Officer, and Planning Commission Chairperson, Gwen Timmons.

Chairperson Corkin thanked Mr. Whitehead and his Committee for their professional work in developing the proposal.

Sheriff, Joseph Maino, addressed the County Board regarding the Drug Abuse Resistance Education (DARE) Program. Sheriff Maino met with representatives of 13 school districts on October 2, 1989 to discuss possible financial support of the DARE Program by the school districts. None of the school systems are in a position to provide financial support. Sheriff Maino has requests from 13 school districts to provide the DARE Program to 500 fifth-grade students. Sheriff Maino pointed out that it costs $5,000.00 a month to place a juvenile in a drug abuse treatment center, in comparison the cost of giving 500 fifth-grade kids the DARE Program is very small. Drugs are America's #1 crime problem, and DARE is an excellent drug preventative program. The schools want the DARE Program, the kids want it, and the parents want it.

Administrative Aloia suggested that Sheriff Maino meet with Ms. Judy Watson-Olson, of the Kellogg Foundation. Mr. Aloia recently met with her on another matter, but did discuss the DARE Program, and Ms. Olson indicated that such a program, if combined with other innovative ways to work with kids, may qualify for a 50/50 grant from the Kellogg Foundation. Other suggestions from the County Board: to work with the Marquette Alger Intermediate School District, to coordinate activities with some of the City Police Departments who now have a DARE Officer, and seek assistance from the U.P. Substance Abuse Advisory Board.

Sheriff Maino indicated that he is meeting with Ed Sloan of U.P. Substance Abuse tomorrow and will also be meeting with the Marquette-Alger Intermediate School District, and thanked Administrator Aloia for the information regarding the possible Kellogg Foundation Grant.
Sheriff Maino indicated that if through these efforts no funds are forthcoming for the DARE Program, he will be back again before the County Board.

It was moved by Comm. Seppanen, seconded by Comm. Arsenaux and unanimously carried that the following informational items be accepted and placed on file: 9a) A memo from Gwen Timmons, Chairperson, Planning Commission, regarding Transportation Chapter, Marquette County Comprehensive Plan; 9b) Appointment of Patti Manninen as the new Wells Township Clerk; 9c) New office location and telephone for the Solid Waste Management Authority; 9d) Road Commission Report for the month of August, 1989; 9g) Letter of Appreciation from David A. Berns, Secretary, Board of Social Services; 9h) Employment Program workers recognized for their assistance by the Marquette West Rotary Seafood Festival Committee; and 9i) Correspondence from Dominic J. Jacobetti, Chairman, House Appropriations Committee, regarding interpretation of the Specific Ore Tax.

The County Board considered the Synopsis of the Final Report, Trail Court Delay Reduction Pilot Project for the 25th Judicial Circuit, Marquette County. Chairperson Corkin read the following paragraph from the synopsis: "The Trail Court Delay Reduction Pilot Project was highly successful and productive. Since this project was undertaken, many courts throughout Michigan have instituted caseflow management action plans. In doing so, they have sought training and assistance from the Michigan Judicial Institute and the State Court Administrative Office. This is continuing today, and many of the strategies, procedures and forms being used in these endeavors are directly attributable to this project and the contributions made by the judges and staff of the 25th Circuit Court, Marquette County."

It was moved by Comm. Seppanen, seconded by Comm. Arsenaux and unanimously carried to accept the report for file.

The County Board considered a memorandum from James F. Sodergren, County Treasurer, regarding the Commercial Forest Act. The Upper Peninsula County Treasurers Association are recommending changes in legislation to increase the tax on the landowner from .30/acre to 1.00/acre, and that the State portion be increased from .70/acre to 1.50/acre. A public forum on the Commercial Forest Act will be held on October 13, 1989 at Clark's Landing, and Treasurer Sodergren suggests that County Commissioners and members of the County Natural Resources Commission attend the forum. It was moved by Comm. Seppanen, seconded by Comm. Arsenaux and unanimously carried that the communication be placed on file.

It was moved by Comm. DeFaut, seconded by Comm. Arsenaux and unanimously carried that an application for a Farmlands Agreement from Barry & Michele Bahrmann, under P.A. 116 of 1974, be approved for the following property:

Site: 231 Co. Rd. 460; T46N-R24W, Sec. 25, the NE-1/4 and the N-1/2 of the SE-1/4 except a parcel 400' E-W and 200' N & S in the NE cor of the NE-1/4 of the SE-1/4 and excluding road ROW.

The County Board considered a recommendation from the Committee of the Whole to support the development of the Marquette County Fair Grounds. Dennis Aloia, County Administrator, summarized the activities that Marquette County has undertaken in support of the Marquette County Fair. The Marquette County Fair Board is submitting an application for a federal grant with the Dept. of Agriculture in the amount of $260,000.00 which requires a local match that may be in-kind contributions. The County activities Mr. Aloia reported amount to $268,000.00 of in-kind contributions, so it looks like there will be no problem with the grant. It was moved by Comm. DeFaut, seconded by Comm. Arsenaux and unanimously carried that the County Board approve the recommendation from the Committee of the Whole by making County timber available for use in the construction of the fairground fencing, donating the kitchen equipment from the Acoccks Medical Care Facility Buildings, and purchase the 60 acres of property at a cost of $16,000.00 to be taken from the contingency account, then donate the land to the Marquette County Fair Board.
RESOLUTION AMENDING GENERAL FUND BUDGET
Fiscal Year 1989 Amendment No. 42

WHEREAS, budgets were adopted by the County Board on October 11, 1988
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.

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

<table>
<thead>
<tr>
<th>Expense Budget Acct.</th>
<th>Previous Budget Amt.</th>
<th>Amended Budget Amt.</th>
<th>Change</th>
</tr>
</thead>
<tbody>
<tr>
<td>General Fund</td>
<td></td>
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<td></td>
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<tr>
<td>Special Appropriations</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>County Fair</td>
<td>3,000.00</td>
<td>19,000.00</td>
<td>16,000.00</td>
</tr>
<tr>
<td>Contingency Account</td>
<td>73,686.00</td>
<td>57,686.00</td>
<td>(16,000.00)</td>
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<tr>
<td>Totals</td>
<td>76,686.00</td>
<td>76,686.00</td>
<td>0.00</td>
</tr>
<tr>
<td>Rev. Budget Acct.</td>
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<tr>
<td>General Fund</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>No Changes Made</td>
<td>0.00</td>
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<tr>
<td>Totals</td>
<td>0.00</td>
<td>0.00</td>
<td>0.00</td>
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Motion was made by Comm. DeFant, Seconded by Comm. Arsensault, to adopt the
foregoing resolution. Upon roll call vote, the following vote was recorded:

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<tr>
<th></th>
<th>Aye</th>
<th>Nay</th>
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<tbody>
<tr>
<td>P. Arsenault</td>
<td>X</td>
<td></td>
</tr>
<tr>
<td>C. Bays</td>
<td>X</td>
<td></td>
</tr>
<tr>
<td>G. DeFant</td>
<td>X</td>
<td></td>
</tr>
<tr>
<td>G. Seppanen</td>
<td></td>
<td></td>
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<tr>
<td>G. Corkin</td>
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</table>

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

It was moved by Comm. DeFant, seconded by Comm. Arsenault and
unanimously carried that the County Board concur with a Committee of the
Whole recommendation to approve the 1989 Cooperative Reimbursement Program
for the Friend of the Court Office, and authorize the job posting for the
new Case Specialist position with the additional funding to come from the
mediation fund for 1989.

89-40
MARQUETTE COUNTY BOARD OF COMMISSIONERS
RESOLUTION
TITLE IV-D COOPERATIVE REIMBURSEMENT AGREEMENT

WHEREAS, the Friend of the Court for Marquette County has received approval
of a Title IV-D Cooperative Reimbursement Agreement with the Michigan
Department of Social Services beginning January 1, 1990, and ending December
31, 1990.

BE IT RESOLVED THAT:

1) Department of Social Services Title IV-D Cooperative Reimbursement
   Agreement, be and hereby is approved in its entirety, subject to
   provisions 3) as set forth below; and
2) The Chairperson of the Marquette County Board of Commissioners is hereby authorized to execute said Agreement on behalf of the County Board of Commissioners; and

3) The execution of the said Agreement and this Resolution of the Marquette County Board of Commissioners is undertaken upon the expressed proviso that by doing so Marquette County is not intending to waive any legal rights it may have to seek reimbursement for the recovery of any additional Central Services expenses to which it may be entitled as a matter of law and said County reserves the right to seek recovery of any and all such additional expenses through legal or other action as the County deems appropriate.

GERALD O. CORKIN, CHAIRPERSON
MARQUETTE COUNTY BOARD OF COMMISSIONERS

It was moved by Comm. DeFant, seconded by Comm. Arsenault and unanimously carried that the County Board concur with a Committee of the Whole recommendation to authorize Dennis Aloia, County Administrator, to transfer one-half acre of County property located on the K.I.Sawyer AFB property, commonly known as the SAC Ski Hill, to the U.S. Government.

It was moved by Comm. DeFant, seconded by Comm. Arsenault and unanimously carried that the County Board concur with a Committee of the Whole recommendation to approve the Annual Grant Application for the Secondary Road Patrol and Traffic Accident Prevention Program (P.A. 416), and authorize the Board Chairperson to sign. The total program costs amount to $77,678.00, with the allocation from the Office of Highway Safety Planning - Dept. of State Police, amounting to $66,586.00 with County share being $11,092.00.

It was moved by Comm. DeFant, seconded by Comm. Arsenault and unanimously carried that the County Board concur with a Committee of the Whole recommendation and approve the FY 1990 Local Emergency Management Annual Work Plan Agreement, and authorize the Board Chairperson to sign for submission to the Michigan State Police Emergency Management Division.

It was moved by Comm. DeFant, seconded by Comm. Arsenault and unanimously carried that the County Board concur with a Committee of the Whole recommendation and approve the payment of the July/August bills for architectural services amounting to $34,581.15, to be paid to Somerville & Associates for work done on the New County Office Building Project.

The County Board took under consideration the new County Zoning Ordinance. Boyd Kinzley, Resource Specialist with the Subdivision Control Unit, returned the ordinance from the Dept. of Commerce so that additional items could be added. In a letter from David A. Payant, Civil Counsel, to Mr. Kinzley, he summarized the actions taken by the County Board to rectify Mr. Kinzley's objections: 1) the first pages of the ordinance have been revised to include an "ordains" clause just prior to Section 101 of the ordinance; 2) he has obtained the signatures of the Chairman of the County Board and the County Clerk on the certification sheet; 3) the Planning Commission took formal action to approve the proposed ordinance on March 2, 1989, and a copy of the minutes of that meeting are enclosed. The County Board referred the ordinance back to the Planning Commission for several changes, and the Planning Commission met on July 6, 1989 to again act on the ordinance. A copy of the July 6, 1989 minutes are now included; 4) an affidavit of publication of the County Board's hearing held on May 16, 1989 is now included; and 5) the certification sheet and zoning maps have been re-dated to reflect the new date of County Board adoption. It was moved by Comm. DeFant, seconded by Comm. Arsenault and unanimously carried that the County Board adopt the New Marquette County Zoning Ordinance with the required changes as requested by the Dept. of Commerce.
The County Board took under consideration a Proposed Appearance Ticket/Complaint to be served for violations of the New Construction Code Enforcement Ordinance. It was moved by Comm. DeFant, seconded by Comm. Arsenault and unanimously carried that the County Board approve the form of the Appearance Ticket/Complaint as presented by Jennifer Bemmon, Magistrate/Court Administrator, of the 96th District Court.

The County Board considered a proposal from Community Mental Health regarding the lease of the Jack's IGA New County Office Building. Dennis Aloia, County Administrator, explained that Community Mental Health proposal contains provisions granting control of the New Office Building to Mental Health for the 20 year lease. In addition, the $171,000.00 loan that the County was proposing to loan Mental Health in each of the first six years, with repayment scheduled during the last 14 years, now Community Mental Health would like that as a grant. Mental Health would like to also control the sub-leasing of remaining office space, and claims they could maintain the building cheaper themselves by either contracting out or using their own staff.

The CMH proposal did not include provisions for snow removal, security, maintaining electrical, plumbing, or mechanical aspects of the building. Administrator Aloia is recommending that the County Board reject the Mental Health proposal. He pointed out the County has made an effort to cooperate with Mental Health by designing the type of building that they need, however it appears that CMH does not want to pay for what they need. They would like 150 individual offices in 28,000 square feet, with sound proof walls for confidentiality.

Comm. Seppanen suggested that Civil Counsel be directed to research what possible contractual arrangements could be made with Community Mental Health to ensure the upkeep and maintenance of the building. Commissioners felt enforcement of such a contract would be a problem, this is a County building, and the County should have control over the operation and maintenance of its own building. It was moved by Comm. Arsenault, seconded by Comm. DeFant and carried on a roll call vote four ayes to one nay, with Comm. Seppanen voting nay, that the County Board reject the Mental Health proposal to lease the New County Office Building (Jacks IGA), and further offer to Community Mental Health the original lease proposal made two weeks ago that includes rental agreements as detailed by our Financial Advisor, John Axe, along with the County proposal to maintain and care for the building; and further that if no agreement is reached by Friday, October 6, 1989, the bids be rejected and the building be placed in storage for the winter.

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

Chairperson Corkin read an announcement that the Marquette County Airport Committee will reconvene the Air Service Task Force and hold a public hearing regarding the Michigan Air Access Program on Wednesday, October 18, 1989 at 7:00 p.m. in the Large Circuit Courtroom of the County Courthouse.

There being no further business the meeting was adjourned.

Respectfully submitted,

[Signature]
David J. Roberts
Marquette County Clerk

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MARQUETTE COUNTY BOARD OF COMMISSIONERS
Regular Meeting, Tuesday, October 3, 1989, 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 Special Session held on
   September 12, 1989; the Committee of the Whole Budget Work Session; the
   Truth in Taxation Hearing; and the Regular County Board meeting held on
   September 19, 1989.
4. PROCLAMATIONS, PRESENTATIONS AND AWARDS.
5. PUBLIC COMMENT. (time limit 20 minutes total)
6. APPROVAL OF THE AGENDA.
7. PUBLIC HEARINGS. (None).
8. PRIVILEGED COMMENT:
   a. Update on Bottomlands Preserve Application from Dennis Whitehead,
      Bottomlands Preserve Committee Chairperson (no packet materials).
   b. Sheriff, Joseph I. Maino, request for full funding for Drug Abuse
      Resistance Education (DARE) Officer.
9. INFORMATIONAL ITEMS:
   a. A memo from Gwen Timmons, Chairperson, Planning Commission,
      regarding Transportation Chapter, Marquette County Comprehensive
      Plan.
   b. Appointment of Patti Manninen as the new Wells Township Clerk.
   c. New office location and telephone for the Solid Waste Management
      Authority.
   e. Synopsis of the Final Report, Trail Court Delay Reduction Pilot
      Project, 25th Judicial Circuit.
   f. Update from James F. Sodergren, County Treasurer, on the
      Commercial Forest Act.
   g. Letter of Appreciation from David A. Berns, Secretary, Board of
      Social Services.
   h. Employment Program workers recognized for their assistance by the
      Marquette West Rotary Seafood Festival Committee.
   i. Correspondence from Dominic J. Jacobetti, Chairman, House
      Appropriations Committee, regarding interpretation of the
      Specific Ore Tax.
10. ACTION ITEMS:
    a. The Committee of the Whole recommends to support the development
        of a Marquette County Fairgrounds.
    b. The Committee of the Whole recommends to approve the 1990
        Cooperative Reimbursement Program for Friend of the Court Office.
    c. The Committee of the Whole recommends to transfer a 1/2 acre of
        County land to K.I.Sawyer AFB.
    d. The Committee of the Whole recommends to approve the Annual
        P.A. 416 Road Patrol Grant.
    e. A Committee of the Whole recommends to approve the FY 1990
       Local Emergency Management Annual Work Agreement.
10. ACTION ITEMS: Cont'd.
g. A Committee of the Whole recommendation to approve the July/August bills for architectural services to Somerville Associates.
h. New Marquette County Zoning Ordinance.

11. LATE ADDITIONS:
a. Construction Contract Form
b. Discussion of Mental Health Facility

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

13. COMMISSIONERS COMMENTS AND ANNOUNCEMENTS:

14. ADJOURNMENT.