BOARD OF COMMISSIONERS  COUNTY OF MARQUETTE  MAY 28, 1991

The Marquette County Board of Commissioners met in Special Session on Tuesday, May 28, 1991 at 6:00 p.m. in Room 231 of the Henry A. Skewis Annex, Marquette, Michigan.


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

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

On a motion by Comm. Seppanen, seconded by Comm. Arsenault, and unanimously carried that the agenda be approved as presented.

Informational Items

On a motion by Comm. Seppanen, seconded by Comm. Angeli, and unanimously carried that the following informational items be accepted and placed on file: 9a) Sheriff’s Dept. Activity Report for the month of January, 1991; 9b) Sheriff’s Dept. Activity Report for the month of February, 1991; 9c) Sheriff’s Dept. Activity Report for the month of March, 1991; 9d) Letter from James Sodergren, County Treasurer, to the Negaunee City Council urging that they join the County Property Tax System; and 9e) Annoucement of the Annual Countywide Major Accident Response Exercise to be held at K.I. Sawyer AFB on Saturday, June 1, 1991.

Action Items

10a) The County Board considered approval of the Solid Waste Authority Bonds in the amount of $1,325,000. Dennis Aloia, County Administrator, reported that the Solid Waste Authority adopted a fee of $34.00 a ton for garbage collection, to begin July 1, 1991. The fee corresponds with the fee recommended by the First of Michigan Corp as necessary to put the Solid Waste Authority on a sound financial basis. Administrator Aloia added that language has been inserted into the contract to protect the County as much as possible from liability. Administrator Aloia recommends that the County Board approve the following three documents: the Resolution to Approve Contract, the Resolution to File a Request with the Michigan Dept. of Treasury, and the Solid Waste Management System Contract.

Chairperson Corkin, on behalf of the County Board, thanked Administrator, Dennis Aloia, and Civil Counsel, David Payant, for their extra work on the Solid Waste Authority Bonds.

On a motion by Comm. Seppanen, seconded by Comm. Arsenault, and unanimously carried that the County Board adopt the Resolution to Approve the Contract, the Resolution to file a request with the Michigan Dept. of Treasury, and the Solid Waste Management System Contract. (The Solid Waste Management System Contract is not reproduced in these minutes due to its length, it is available for inspection in the County Clerk's Office).

RESOLUTION TO APPROVE CONTRACT

BE IT RESOLVED BY THE MARQUETTE COUNTY BOARD OF COMMISSIONERS, THAT:

1. The Board of Commissioners hereby approves the Contract in the form presented to this Board, and the Chairman and Secretary of the Marquette County Board of Public Works be and hereby are authorized and directed to execute the Contract for and on behalf of the County.

2. The Board of Commissioners hereby approves the plans for the Project which plans have been previously approved by the Authority and the estimates of $1,325,000 as the cost thereof to be financed by the issuance of bonds and paid for by the Authority pursuant to the Contract.
3. A copy of the Contract as presented to the Board of Commissioners and as herein approved and authorized to be executed and delivered shall be attached to the minutes of this meeting and made a part thereof and shall be placed on file with the Clerk of the Board of Commissioners.

GERALD O. CORKIN, CHAIRPERSON
MARQUETTE COUNTY BOARD OF COMMISSIONERS

RESOLUTION TO FILE REQUEST WITH MICHIGAN DEPARTMENT OF TREASURY

WHEREAS, the County of Marquette (the "County") at the request of the Marquette County Solid Waste Management Authority (the "Authority") has determined to issue bonds pursuant to Act 185 of the Public Acts of Michigan, 1957, as amended ("Act 185") to defray a portion of the cost of acquisition and construction of improvements and additions to the Marquette County Solid Waste Management System; and

WHEREAS, Act 202 of the Public Acts of Michigan of 1934, as amended, ("Act 202") permits the County to apply to the Michigan Department of Treasury for an exception to prior approval by the Department of Treasury to issue the Bonds.

NOW, THEREFORE, BE IT HEREBY RESOLVED AS FOLLOWS:

1. That the County Clerk is hereby authorized and directed to file a "Notice of Intent to Issue an Obligation" with the Michigan Department of Treasury in order to obtain an exception from prior State approval for issuance of the Bonds pursuant to Act 185 and Act 202, and the filing of all necessary supporting documentation, and to take such other action as may be necessary to obtain approval for issuance of Bonds by the County pursuant to Act 185.

2. That all resolutions or parts of resolutions in conflict herewith shall be and the same are hereby rescinded.

GERALD O. CORKIN, CHAIRPERSON
MARQUETTE COUNTY BOARD OF COMMISSIONERS

On a motion by Comm. Arsenault, seconded by Comm. Angeli, and unanimously carried that the County Board go into Closed Session for the purpose of discussing the Valente Medical Care Facility Roof Arbitration.

Chairperson Corkin declared a brief recess in order to clear Commission Chambers.

CLOSED SESSION

The County Board came back into Open Session.

10b) On a motion by Comm. Seppanen, seconded by Comm. Arsenault, and unanimously carried that the County Board approve a settlement in their dispute with Kessler & Assoc., Architects, and Hesbert Construction Co. regarding the Valente Medical Care Facility dispute as follows:
Kessler & Associates, Architects, have agreed to pay Marquette County $300,000.00 in reparation for damages at the facility. In addition, Marquette County will reduce retainage payments to Hebert Construction and Kessler & Associates by approximately $43,540.00.

This settlement will allow for all necessary repairs to be made to bring the building up to expected standards. The settlement is also expected to pay all costs of the arbitration including legal and professional fees.

GERALD O. CORKIN, CHAIRPERSON
MARQUETTE COUNTY BOARD OF COMMISSIONERS

(A complete copy of the settlement agreement and release is available for public inspection at the County Clerk's Office).

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

There being no further business the meeting was adjourned.

Respectfully submitted,

David J. Roberts
Marquette County Clerk
MARQUETTE COUNTY BOARD OF COMMISSIONERS
Special Meeting, Tuesday, May 28, 1991, 6:00 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. (None).
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.
9. INFORMATIONAL ITEMS:
   d. Letter from James Sodergren, County Treasurer, to the Negaunee City Council urging that they join the County Property Tax System.
   e. Announcement of the Annual Countywide Major Accident Response Exercise to be held at K.I.Sawyer AFB on Saturday, June 1, 1991.
10. ACTION ITEMS:
    a. $1.325 Million Solid Waste Bonding Issue. (Materials forthcoming at meeting).

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   CLOSED SESSION: VALENTE MEDICAL CARE FACILITY ROOF ARBITRATION
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   b. Valente Medical Care Facility Roof Settlement. (Materials forthcoming at meeting).

11. LATE ADDITIONS:
    a. 
    b. 
12. PUBLIC COMMENT. (time limit 20 minutes total)
13. COMMISSIONERS COMMENTS AND ANNOUNCEMENTS.
14. ADJOURNMENT.