The Marquette County Board of Commissioners met in Regular Session on Tuesday, August 4, 1992 at 7:00 p.m. in Room 231 of the Henry A. Skewes Annex, Marquette, Michigan.


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

It was moved by Comm. Arsenault, seconded by Comm. Angeli, and unanimously carried that the minutes of the Regular Meeting held on July 21, 1992 be approved.

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

It was moved by Comm. Arsenault, seconded by Comm. Angeli, and unanimously carried that the agenda be approved with the following additions: 11a) Marquette County Community Corrections Advisory Board Application for Funds for FY 92/93; 11b) Appointment of Marquette County Equalization Director.

Informational Items

It was moved by Comm. Potvin, seconded by Comm. Arsenault, and unanimously carried that the following Informational Items be accepted and placed on file: 9a) A letter from Joseph Cousineau, 9-1-1 Michigan Bell, commending Marquette County for providing the first enhanced 9-1-1 System in the Upper Peninsula; 9b) Passenger facility charge update, Hal Pawley, Airport Manager; 9c) Memo from Hal Pawley, Airport Manager, regarding Rainbow Room construction in Airport Terminal; 9d) Memo from James Sodergren, Marquette County Treasurer, regarding Delinquent Tax Bond Indebtedness; 9e) Notices from Marietta C. Hunt-Proctor, Program Manager, Marine Safety Division, DNR, regarding reimbursement of funds for special purchases for the Marquette County Marine Safety Program; 9f) Acknowledgment from State Senator Kolivisto, of the Marquette County letter to Director Haveman, of the Michigan Mental Health Department, concerning patient care homes in Marquette County; 9g) Letter from Roland Harmes, Director, Michigan DNR regarding Little Presque Isle; 9h) Michigan DNR memo regarding participants in the State-wide Solid Waste Management Planning Review; 9i) Quarterly Status Report - Victim Restitution Fund; and 9j) County Road Commission Report for the month of June, 1992.

Action Items

It was moved by Comm. Arsenault, seconded by Comm. Potvin, and unanimously carried that Action Items 10a), 10d), and 10e), be approved as follows:

10a) A Committee of the Whole recommendation to approve the following retroactive classification changes, and backpay effective retroactive date as to when they were filled:

<table>
<thead>
<tr>
<th>NAME</th>
<th>POSITION</th>
<th>DATE FILED</th>
<th>CLASSIFICATION CHANGE</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mary Spratto</td>
<td>Account Clerk II (T-06)</td>
<td>04/10/91</td>
<td>T-06 to T-07</td>
</tr>
<tr>
<td>Eunice Ross</td>
<td>Account Clerk III (T-07)</td>
<td>Various</td>
<td>None</td>
</tr>
<tr>
<td>Kevin Small</td>
<td>Lead Cook (T-04)</td>
<td>07/07/90</td>
<td>T-04 to T-05</td>
</tr>
<tr>
<td>Joseph Benson</td>
<td>D.P. Programmer (P-04)</td>
<td>12/27/90</td>
<td>P-04 to P-06</td>
</tr>
<tr>
<td>Roger Peters</td>
<td>D.P. Programmer (P-06)</td>
<td>12/27/90</td>
<td>P-06 to P-07</td>
</tr>
<tr>
<td>Dennis Waarala</td>
<td>Asst Equal Dir (M-03)</td>
<td>03/14/90</td>
<td>M-03 to P-06</td>
</tr>
<tr>
<td>Julia Mattonen</td>
<td>Unit Secretary II (T-05)</td>
<td>01/05/91</td>
<td>T-05 to T-06</td>
</tr>
</tbody>
</table>
RETROACTIVE CLASSIFICATION CHANGES
Cont’d.

<table>
<thead>
<tr>
<th>NAME</th>
<th>POSITION</th>
<th>DATE FILED</th>
<th>CLASSIFICATION CHANGE</th>
</tr>
</thead>
<tbody>
<tr>
<td>District Court (5)</td>
<td>Account Clerk I (T-05)</td>
<td>10/26/90</td>
<td>None</td>
</tr>
<tr>
<td>Lynn Ketchum</td>
<td>Magistrate (T-10)</td>
<td>10/23/90</td>
<td>T-10 to P-07</td>
</tr>
<tr>
<td>Diane Petinelli</td>
<td>Admin Aide (T-09)</td>
<td>03/26/90</td>
<td>T-09 to T-10</td>
</tr>
<tr>
<td>James O’Donnell</td>
<td>Electric Inspect (T-12)</td>
<td>07/19/90</td>
<td>T-12 to T-13</td>
</tr>
<tr>
<td>Bruce Ward</td>
<td>Plumb/Mech Inspect (T-12)</td>
<td>07/19/90</td>
<td>T-12 to T-13</td>
</tr>
</tbody>
</table>

HEALTH DEPARTMENT

<table>
<thead>
<tr>
<th>NAME</th>
<th>POSITION</th>
<th>DATE FILED</th>
<th>CLASSIFICATION CHANGE</th>
</tr>
</thead>
<tbody>
<tr>
<td>Terri Britton</td>
<td>Accountant I (P-05)</td>
<td>08/31/90</td>
<td>P-05 to P-06</td>
</tr>
<tr>
<td>#Ron Koshorek</td>
<td>Res Mngmt/Dev Dir (M-09)</td>
<td>06/21/90</td>
<td>M-09 to M-10</td>
</tr>
</tbody>
</table>

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10d) A Committee of the Whole recommendation to concur with the EDC recommendation to nominate the 1,160 acres of land to be part of the Rocking Chair Lakes State Wilderness Area and to be purchased by a Michigan Natural Resource Trust Fund Grant with the following provisions:

* Extraction of minerals: While the DNR manages this as a state natural area, mining could take place, if it becomes economically possible.

* Loss of tax revenue: It is understood that in addition to purchasing the land, the Trust Fund also pays an amount equal to full local taxes on the state equalized value of the land as established by the sale price.

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10e) A Committee of the Whole recommendation that the County Board support S.B. 390, Commercial Forest Legislation, also known as H.B. (H-1), S.B. 390, which is presently in the House of Representatives, freezes the specific tax for ten years. The County Board requests an amendment for an annual review rather than the ten year review, and a letter of support be forwarded to our U.P. Legislators.

Action Items Cont’d.

10b) The County Board considered a Committee of the Whole recommendation to approve the Jail Security Project. The present project has been scaled down to include a security partition and an entrance into the administration area. Total cost for the project is estimated to be approximately $10,700.

Comm. Potvin agrees with the security partition, but feels the large window is unnecessary and urged the County Board to review the entire security system, not just this one problem.

It was moved by Comm. Arsenault, seconded by Comm. Angeli, and carried on a roll call vote three-to-one, with Comm. Potvin voting nay, that the Jail Security Project be approved as presented.

10c) The County Board considered a Committee of the Whole recommendation to approve a temporary $100,000.00 interest free loan to the Marquette County Airport. The Airport is in the process of requesting MUSTFA repayment for cost and treatment of contaminated soil at the Airport. The DNR is requiring that the work be completed and testing done prior to reimbursement for expenses.

Comm. Potvin questioned the legality of the commitment, but was assured this was not a problem.
It was moved by Comm. Arsenault, seconded by Comm. Angeli, and unanimously carried that the County Board approve a $100,000.00 interest free loan to the Airport in order to reimburse the contractors, funds to come from the General Fund.

10f) The County Board considered a recommendation from the Committee of the Whole to approve the Marquette County Remonumentation Plan. Patricia Manley, Register of Deeds, and Chairperson of the Remonumentation Committee, presented two changes to the plan:

Page 3, (N)

FROM: Peer Group - means not less than three non-associated surveyors appointed by the Marquette County Board of Commissioners. One Member of the Peer Group shall be the County Representative, who shall act as chair.

TO: PEER GROUP - MEANS A SIX MEMBER GROUP OF FIVE NON-ASSOCIATED SURVEYORS AND ONE NON-SURVEYOR APPOINTED BY THE MARQUETTE COUNTY BOARD OF COMMISSIONERS. ONE MEMBER OF THE PEER GROUP SHALL BE THE COUNTY REPRESENTATIVE, WHO SHALL ACT AS CHAIR.

Page 5, Sec. IV

FROM: The person responsible for the administration of the Marquette County Monumentation and Remonumentation Plan will be the County Administrator or his designee. That person will act as the "County Grant Administrator" under Act 345 of 1990 and will be responsible for completing and submitting the annual Application for Survey and Monumentation Grant to the State of Michigan, and the administering of the approved annual grant.


The Committee discussed Sec. IV regarding the person responsible for the administration of the Plan and felt "or designee" should remain.

It was moved by Comm. Potvin, seconded by Comm. Angeli, and unanimously carried that the County Board approve the Marquette Remonumentation Plan; however, "or designee" remain in Sec. IV, and adopt the following resolution:

MARQUETTE COUNTY BOARD OF COMMISSIONERS
Tuesday, August 4, 1992

RESOLUTION TO ADOPT A
MONUMENTATION AND REMONUMENTATION
PLAN FOR MARQUETTE COUNTY UNDER THE
REQUIREMENTS OF PUBLIC ACT 345 OF 1990

WHEREAS, the responsibility for land corner monumentation preservation in the State of Michigan has passed from the Federal Government to the State of Michigan; and

WHEREAS, the plan will provide for the location, monumentation and/or remonumentation of corners, a history of all corners and control markers located in the county, a repository of all records, a perpetual maintenance program, and the preservation of public land survey corners; and
WHEREAS, the county is required to adopt a county plan to become eligible for grant monies to implement Act 345; and

WHEREAS, the State Survey and Remonumentation Commission has prepared a Model County Plan; and

WHEREAS, the Marquette County Board of Commissioners understands that this plan may be amended as set forth in this plan,

NOW, THEREFORE, BE IT RESOLVED that Marquette County does hereby adopt the County Plan for Monumentation and Remonumentation which is based upon the Model Plan prepared by the State Survey and Remonumentation Commission.

GERALD O. CORKIN, CHAIRPERSON
MARQUETTE COUNTY BOARD OF COMMISSIONERS

* * * * *

10g) The County Board took under consideration a recommendation from the Committee of the Whole regarding an intent to enter into a Lease Contract with the Marquette County Building Authority, pursuant to which the Marquette County Building Authority shall sell bonds in an amount not to exceed $2,000,000 for the purpose of defraying the cost of acquiring, constructing, equipping, and furnishing various buildings and facilities for the provision of Community Mental Health services.

Comm. Potvin stated that although Marquette County has requested the State of Michigan to affirm its intent to "...continue in FY 1993 a firm commitment to move state mental health sources away from state institutions and into the hands of locally governed community mental health boards...", no firm guarantee that the money will be available has been made. Comm. Potvin would like a more direct answer before entering into the lease contract.

Dennis Aloia, County Administrator, explained that the County Board must enact both the Notice of Intent to Issue an Obligation and Notice of Intent to Enter a Lease Contract with the Marquette Building Authority to meet legal obligations to begin the process.

It was moved by Comm. Angeli, seconded by Comm. Arsenaull, and carried on a roll call vote three-to-one, with Comm. Potvin voting nay, that the County Board adopt the following resolutions:

APPROVAL OF LEASE CONTRACT

WHEREAS, the Board of Commissioners of Marquette County, has established the Marquette County Building Authority pursuant to Act 31, Public Acts of Michigan, 1948 (First Extra Session), as amended; and

WHEREAS, a proposed Lease Contract providing for the lease by the County from the Marquette County Building Authority of various buildings, furnishings, equipment and the sites therefore, together with appurtenant properties and facilities necessary or convenient for the effective use thereof (the "Facility"), has been presented to and reviewed by the Marquette County Board of Commissioners; and

WHEREAS, a Sublease Agreement with the Alger-Marquette Community Mental Health Services Board has been presented to and reviewed by the Marquette County Board of Commissioners; and

WHEREAS, the Lease Contract shall not become effective until 45 days after a Notice of Intention of entering into the Lease Contract has been published in a newspaper of general circulation in the county, pursuant to Section 8(b) of Act 31, Public Acts of Michigan, 1948 (First Extra Session), as amended.
NOW, THEREFORE, BE IT HEREBY RESOLVED, that the Lease Contract, in the form filed with the County Clerk, is hereby approved and the Chairman of the Board of Commissioners and the County Clerk are hereby authorized and directed to execute the Lease Contract for and on behalf of the County.

BE IT FURTHER RESOLVED, that the Sublease Agreement between the County and the Alger-Marquette Community Mental Health Services Board, in the form filed with the County Clerk, is hereby approved and the Chairman of the Board of Commissioners and the County Clerk are hereby authorized and directed to execute said Sublease Agreement for and on behalf of the County.

BE IT FURTHER RESOLVED, that the obligations of the County, as set forth in the Lease Contract, shall be the limited tax, full faith and credit general obligations of the County, provided, however, any tax levy by the County to meet these obligations is subject to applicable statutory and constitutional limitations on the taxing power of the County.

BE IT FURTHER RESOLVED, that the County Clerk is authorized and directed to publish a Notice of Intent to enter into the Lease Contract in the Marquette Mining Journal, a newspaper of general circulation in the County of Marquette determined to be the newspaper reaching the largest number of persons to whom said Notice is directed; which Notice shall be in substantially the form as set forth on Exhibit A attached hereto.

BE IT FURTHER RESOLVED, that all resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same are hereby rescinded.

GERALD O. CORKIN, CHAIRPERSON
MARQUETTE COUNTY BOARD OF COMMISSIONERS

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RESOLUTION TO AUTHORIZE FILING OF
A NOTICE OF INTENT TO ISSUE AN OBLIGATION

WHEREAS, the Marquette County Building Authority (the "Authority") pursuant to the authority granted to it by Act 31, Public Acts of Michigan, 1948 (First Extra Session), as amended, and its Articles of Incorporation, proposes to acquire, construct and equip various buildings to be used as Community Mental Health together with appurtenant properties and facilities necessary and convenient for the effective use thereof, for lease to and for the use of the County of Marquette; and

WHEREAS, the Authority intends to authorize the issuance of bonds to finance the acquisition and construction of the Facilities.

NOW, THEREFORE, BE IT HEREBY RESOLVED:

1. That the County Clerk is hereby authorized and directed to file a Notice of Intent to Issue Obligations with the Michigan Department of Treasury to take all such further action as may be required for approval to issue said bonds.

2. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same hereby are rescinded.

GERALD O. CORKIN, CHAIRPERSON
MARQUETTE COUNTY BOARD OF COMMISSIONERS

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10h) The County Board considered appointment to a vacancy on the
Marquette County Building Authority. The Equalization Director normally is
the 3rd member of the Authority but an interim member must be appointed.
It was moved by Comm. Arsenault, seconded by Comm. Angeli, and
unanimously carried to appoint David J. Roberts, Marquette County Clerk, as
interim member of the Marquette County Building Authority.

Late Additions

11a) The County Board took under consideration a request from Civil
Counsel, David Payant, Chairperson, Community Corrections Advisory Board,
regarding Application for Funds from the Office of Community Corrections for
FY 92/93. The funds being requested will be used in the criminal justice
system of Marquette County to provide alternatives to incarceration.
Community Corrections programming provides more appropriate use of local
Jail and Michigan Department of Correction beds.
It was moved by Comm. Arsenault, seconded by Comm. Angeli, and
unanimously carried that the application for funds from the Office of
Community Corrections be approved.

11b) The County Board took under consideration a memo from Gerald
Corkin, Chairperson, Marquette County Board of Commissioners, regarding the
appointment of Marquette County Equalization Director. Mr. Corkin
recommended that the County Board offer the job of Equalization Director to
Mr. David Gillet for $42,000.00 a year with a two year contract, plus all
County benefits currently received by non-union employees.
Comm. Potvin suggested that Staff notify all unsuccessful candidates
for the position when a Director has been hired.
It was moved by Comm. Arsenault, seconded by Comm. Angeli, and
unanimously carried that Mr. David Gillet be offered the job of Equalization
Director.

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

It was moved by Comm. Arsenault, seconded by Comm. Angeli, and
unanimously carried on a roll call vote that the County Board go into Closed
Session to discuss pending litigation.

Chairperson Corkin declared a two minute recess to clear Commission
Chambers.

CLOSED SESSION

The County Board came back into open session. No action resulted from
the Closed Session.

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

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

Respectfully submitted,

[Signature]
Margaret A. O'Neill
Deputy County Clerk

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MARQUETTE COUNTY BOARD OF COMMISSIONERS
Regular Meeting, Tuesday, August 4, 1992, 7:00 p.m.
Room 231, Henry A. Skewis Annex, Marquette, MI 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. (None).
8. PRIVILEGED COMMENT.
9. INFORMATIONAL ITEMS:
   a. A letter from Joseph Cousineau, 9-1-1 Michigan Bell, commending Marquette County for providing the first enhanced 9-1-1 System in the Upper Peninsula.
   b. Passenger facility charge update, Hal Pawley, Airport Manager.
   c. Memo from Hal Pawley, Airport Manager, regarding Rainbow Room construction in Airport Terminal.
   d. Memo from James Sodergren, Marquette County Treasurer, regarding Delinquent Tax Bond Indebtedness.
   e. Notices from Marietta C. Hunt-Proctor, Program Manager, Marine Safety Division, DNR, regarding reimbursement of funds for special purchases for the Marquette County Marine Safety Program.
   f. Acknowledgment from State Senator Koivisto, of the Marquette County letter to Director Haveman, of the Michigan Mental Health Department, concerning patient care homes in Marquette County.
   g. Letter from Roland Harmes, Director, Michigan DNR regarding Little Presque Isle.
   h. Michigan DNR memo regarding participants in the State-wide Solid Waste Management Planning Review.
   i. Quarterly Status Report - Victim Restitution Fund.
10. ACTION ITEMS:
   a. Committee of the Whole recommendation to approve retroactive classification back pay.
   b. Committee of the Whole recommendation to approve the Jail Security Project.
   c. Committee of the Whole recommendation to approve a temporary interest free loan to the Airport.
   d. Committee of the Whole recommendation regarding Rocking Chair Lakes Area.
   e. Committee of the Whole recommendation to support S.B. 390 (CFR).
   f. Committee of the Whole recommendation to approve the Marquette County Remonumentation Plan.
   g. Resolution to authorize filing of a Notice of Intent with the Michigan Department of Treasury to issue a bond obligation.
11. LATE ADDITIONS.
12. PUBLIC COMMENT. (time limit 20 minutes total)
13. CLOSED SESSION to discuss pending litigation.
14. COMMISSIONERS COMMENTS AND ANNOUNCEMENTS.
15. ADJOURNMENT.