BOARD OF COMMISSIONERS  COUNTY OF MARQUETTE  APRIL 5, 1994

The Marquette County Board of Commissioners met in Regular Session on Tuesday, April 5, 1994 at 7:00 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.

It was moved by Comm. Arseneault, seconded by Comm. Braamse, and unanimously carried by voice vote that the minutes of the March 15, 1994 County Board meeting be approved.

Chairperson Corkin opened the meeting for public comment. Arnold Sirtola, Ewing Township Supervisor, was present and addressed item 10b) a Committee of the Whole recommendation to approve the proposed ballot language for the Marq-Tran renewal and additional millage. Mr. Sirtola stated that Ewing Township has paid into MarqTran since 1989 and they do not need the service and they very rarely use it. Since 1989 Ewing Township has used MarqTran on eleven occasions or approximately twice per year. The cost for Ewing Township for use of the MarqTran service was $1,100.00 last year, and approximately $5,000.00 for the past five years. The cost keeps increasing and the service is not being used. Ewing Township wants to be removed from the MarqTran system.

James F. Sodergren, Marquette County Treasurer, and Ishpeming Township Resident, made the following remarks:

Cleveland Cliffs public affairs director attacked me personally regarding the iron ore specific tax in a letter to the Mining Journal dated 3-30-94. When you are in the political arena and you recommend that a taxpayer pays a fair and equitable tax which would result in an increase you can expect a vengeful attack.

C.C.I.'s letter contained nine paragraphs which need to be addressed:

Par. 1. Mr. Sodergren, Marquette County Treasurer, has been promoting higher property taxes on low grade iron ore for a quarter of a century.

Comment: That is true. I have been associated with the cause for fair and equitable property taxes since 1968.

Par. 2. Closing of the Mather Mine, the last operation to produce Old Range Non-bessemer ore from which the tax was based precipitated a change in the law and the change resulted in a tax increase.

Comment: In July of 1977 Mr. Jacobetti directed the Auditor General to audit the records in the County Treasurers Office. Nothing was found wrong in the Treasurers office but the three investigators found that the ore body at the Tilden should be assessed. The short fall amounted to $2,000,000. The report was not released until late 1978 and when it was, Cleveland Cliffs promptly drafted and the legislature passed the Mack Jacobetti bill which removed the ore body from the tax roll thereby reducing their tax by some $2,000,000.

Par. 3. Property taxes are customarily based on value, and specific tax is no different. The specific tax law actually provides a foolproof means of determining product value.

Comment: The property tax value is determined by a certified property tax assessor. The product value of iron ore is determined by the taxpayer C.C.I.
Par. 4. The Republic Mine dispute had mostly to do with the production capacity of an operation that had been closed for eight years.
Comment: The core and basis of the dispute had mostly to do with the published price. Might I suggest that any reference to the mine being closed for eight years is made in poor judgement because it could lead to C.C.I. having to go through a new permit system and environmental statement.

Par. 5. There has never been a dispute at Empire or Tilden on the specific tax.
Comment: The Negauene School District and the NICER School District joined the County, Republic Twp., and Republic-Michigamme Schools in the Republic Mine dispute because the Empire and the Tilden based their tax on the prevailing price rather than the published price.

Par. 6. Mr. Sodergren has gone too far when he charges that C.C.I. lowered the published price to manipulate the tax.
Comment: The 1988 and 1989 taxes on the Empire and Tilden mines were based on a prevailing price rather than the published price. This manipulation reduced their taxes by approximately $5,000,000. Thereafter the tax was once again based on the published price because of the Republic litigation and pressure from our legislators.

Par. 7. If Mr. Sodergren is speaking for Marquette County, it is a sad chapter on a compatible relationship that has endured for 150 years.
Comment: My statements are made as County Treasurer and as being employed by the people of Marquette County. They are made as a property tax payer and resident of Ishpeming Twp. requesting that the County Board insure that fair and equitable taxes are levied uniformly in Marquette County.

Par. 8. Think about it. A taxpayer charges $10 less for his product to save 11 cents tax.
Comment: I have thought about it. I don’t know what this paragraph means.

Par. 9. We believe the Tax Tribunal judge was totally competent to decide the case on its merits, even though the decision was not to the liking of Mr. Sodergren.
Comment: The judge who ruled on the Case is no longer a member of the Tax Tribunal. C.C.I. has appealed the ruling to the Court of Appeals not Mr. Sodergren.

I had not intended to respond to C.C.I.’s vengeful attack however this kind of dribble, (really "double dribble") that is being conveyed to our legislators and the news media is intended as a smoke screen and I must confess that C.C.I. spokesman do a great job in putting up a smoke screen.

Finally I concur with the County Board’s policy and goal regarding the iron ore specific taxes. We now have a legislator in Senator Koivisto who is willing to meet with us to discuss the issue and hopefully resolve those concerns for the present and future well being for those who intend to live and remain in Marquette County.

I have two copies of C.C.I.’s 1993 annual report in my office. It is an interesting report and one which I believe all Commissioners should examine.

Thank you and Good Evening.
Chairperson Corkin read the following letter received from Gary L. Johnson, Republic Township Supervisor, regarding the proposed amendment to the Specific Ore Tax Act. Mr. Johnson had a prior commitment and was unable to attend this meeting. The letter reads as follows:

Honorable Commissioners,

Republic Township regrettfully extends our sympathy for the negative P.R. campaign which has used yourselves as an innocent target. Our Township has repeatedly attempted to inform the media that the County Board of Commissioners has absolutely nothing to do with the introduction of the proposed amendment to the Specific Ore Tax Act, but to no avail. Republic Township is solely responsible for the introduction of the amendment. And while any member of your Board, or any other elected official, may have their opinion, we are solely responsible for the actions.

The simple reason for the news attacks is that you are the victims of a well planned and well executed public relations blitz designed to draw attention from our 1.2 million dollar beating in the Tax Tribunal, and the resulting corrections in the law that we have asked our legislators to make.

Republic Township has repeatedly tried to inform the news media that we have entered the new amendment solely to correct the wording of the act, because of the problems which surfaced during the 1.2 million dollar Tax Tribunal decision where the tribunal stated the Republic Mine did not belong on the Specific Ore Tax Roll. We have further written letters to our state representatives stating we have no desire to see an increase in taxes for the company. To repeat that point for emphasis, we have no desire to see an increase in taxes for the company, only to have the wording clarified and corrected.

We have invited our state representatives to amend the amendment, which is presently in house re-write, during the normal course of hearings. Our state representatives have ably proven their ability to move through laws which only concern their district, such as the Jacobetti-Mack Act of 1987, the "Power Plant" Act of 1987, and the "TAX Equalization" Act of December, 1993, and should have no problem.

Republic Township will continue to push for clarification and corrective wording in the present Act. Please refer any calls or questions on this issue directly to the Republic Township Supervisor for response.

Respectfully,
Gary L. Johnson, Supervisor

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There being no further public comment, Chairperson Corkin closed this portion of the meeting.

It was moved by Comm. Arsenault, seconded by Comm. Bergdahl, and unanimously carried by voice vote that the agenda be approved with the following late addition: item 11a) Collective Bargaining Authority and Guidelines.

Informational Items

9) It was moved by Comm. Trudell, seconded by Comm. Seppanen, and unanimously carried by voice vote that the following informational items be accepted and placed on file:
1993 Court Activity Report from Edward A. Quinnell, Chief Circuit Judge.

Communications from Ray Amtmann, Executive Director, K.I. Sawyer Base Conversion Authority, Hal Pawley, Airport Manager and Jimmie Walker, Air Traffic Manager, Minneapolis ARTCC, regarding use for the K.I. Sawyer radar after the base closes.


Letter from Michael Zorza, Emergency Program Manager, regarding the Presidential Declaration for a state of emergency caused by severe freezing conditions.

Notice from Jonathan Mead, UPPACC Secretary regarding spring workshop resolutions.

Acknowledgment from State Senator Don Koivisto of the County Resolution to extend the deadline for the Homestead Exemption.

Memo from James Henderson, Ph.D., Permit Coordinator, Michigan DNR, regarding review of the Marquette County CDBG Housing Rehabilitation Program.

Marquette County Solid Waste Management Authority 1993 Annual Report.

Action Items

It was moved by Comm. Seppanen, seconded by Comm. Minelli, and unanimously carried by voice vote that Action Items 10a) through 10j) be approved as follows:

10a) A Committee of the Whole recommendation to adopt the following statement clarifying the County Board's position regarding the Specific Ore Tax:

Our goal is to have CCI pay fair and equitable tax to help support the service at the local level. Our efforts have been directed toward those ends for the last several years. It is our intention from the very beginning, as it is now, to first try to work with our U.P. Representatives and CCI to solve this issue; that is what we are presently doing with Senator Don Koivisto.

** * ***

10b) A Committee of the Whole recommendation to approve the proposed ballot language for the Marq-Trans renewal and additional millage as follows:

PROPOSITION FOR THE RENEWAL OF MILLAGE FOR THE CONTINUATION OF THE MARQUETTE COUNTY TRANSIT AUTHORITY (MARQ-TRAN)

For the purpose of renewing millage for financing the Marquette County Transit Authority (MARQ-TRAN), shall the ad valorem taxes collected on all property within the County of Marquette, Michigan be continued in the amount of 0.2857 of a mill (28.57 cents per $1,000.00 of State Equalized Valuation of real and taxable personal property) for a period of five (5) years, from 1994 to 1998, both years inclusive? The taxes collected the first year would amount to approximately $240,000.

PROPOSITION FOR ADDITIONAL MILLAGE FOR FINANCING THE MARQUETTE COUNTY TRANSIT AUTHORITY (MARQ-TRAN)

For the purpose of providing additional millage for financing the Marquette County Transit Authority (MARQ-TRAN), shall the ad valorem taxes collected on all property within the County of Marquette, Michigan be increased by the amount of two-tenths (.2) of a mill (20 cents per $1,000.00 of State Equalized Valuation of real and taxable personal property) for a period of five (5) years, from 1994 to 1998, both years inclusive? The taxes collected from this additional millage the first year would amount to approximately $170,000.

** * ***
10c) A Committee of the Whole recommendation to endorse the plan for the development of the Suicide Bowl area proposed by the Ishpeming Ski Club and the U.S. Olympic Education Center, and further that the proposal be referred to the Marquette County Planning Commission for consideration of adding it to the County’s Recreation Plan.

10d) A Committee of the Whole recommendation that the County take care of the immediate environmental problems regarding the Big Bay Harbor fuel tank, place the tank installation project on hold to be considered during the FY 1995 Capital Improvement Project budget process, and that the Resource Management Department establish emergency procedures to handle the refueling of boats at the Big Bay Harbor for the summer of 1994.

10e) A Committee of the Whole recommendation to adopt the 1994 regulations and fees for the Big Bay Harbor of Refuge as follows:

**BIG BAY HARBOR OF REFUGE**
**MARQUETTE COUNTY, MICHIGAN**

**REGULATION AND FEES - EFFECTIVE MAY, 1994**

1) **MAXIMUM SPEED LIMIT - NO-WAKE SPEED - ENTRANCE CHANNEL & HARBOR.**

2) **SMALL BOATS SHALL BE PLACED IN AND REMOVED FROM THE HARBOR ONLY AT THE RAMPS FACILITY IN THE SOUTHWEST CORNER OF THE HARBOR.**

3) **CARS & BOAT TRAILERS SHALL BE PARKED AS DIRECTED BY THE HARBOR ATTENDANT.**

4) **ALL BOATS WILL BE PERMITTED FREE USE OF THE HARBOR FACILITIES FOR THE FIRST SIX HOURS PROVIDED GASOLINE IS PURCHASED. AFTER SIX HOURS, THE REGULAR DOCKING FEE SHALL APPLY FOR A 24-HOUR PERIOD, OR ANY FRACTION OF THE 24-HOUR PERIOD.**

5) **ALL BOATS USING THE DOCK FACILITIES SHALL BE REQUIRED TO REGISTER WITH THE HARBOR ATTENDANTS.**

6) **SMOKING AND ANY TYPE OF OPEN FLAMES SHALL NOT BE PERMITTED IN THE GASOLINE DISPENSING AREA.**

7) **ALL TRASH AND DEBRIS SHALL BE PLACED IN RECEPTACLES PROVIDED FOR THAT PURPOSE.**

8) **THE FOLLOWING FEES SHALL APPLY:**

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**SEASONAL MOORING FEES**

FROM MAY 15 TO OCTOBER 1, AND WHEN AVAILABLE, CONTINUOUS DOCKING FACILITIES MAY BE OBTAINED BY CONTACTING THE MARQUETTE COUNTY RESOURCE MANAGEMENT/DEVELOPMENT DEPARTMENT. MONTHLY OR WEEKLY RATES MAY BE PRO-RATED AS A PORTION OF THE TOTAL OPERATING SEASON.

A) **AT THE CONSTRUCTED SEA WALL:**

$14.50/FOOT OF BOAT LENGTH*

B) **AT THE EMBANKMENT AREA EAST OF THE CONSTRUCTED SEA WALL, 75% OF THE RATE IN A) ABOVE.”**
MOORING FOR A 24-HOUR PERIOD (TRANSIENT RATE)

BOATS LESS THAN 24 FEET IN LENGTH...(FLAT RATE) $15.23
BOATS 24 FEET TO 29 FEET IN LENGTH... .63/FOOT*
BOATS 30 FEET TO 39 FEET IN LENGTH... .69/FOOT*
BOATS 40 FEET TO 49 FEET IN LENGTH... .72/FOOT*
BOATS 50 FEET TO 59 FEET IN LENGTH... .85/FOOT*
BOATS 60 FEET OR MORE IN LENGTH... 1.09/FOOT*

BOATS MOORING AT ANCHOR WILL BE CHARGED 50% OF THE ABOVE RATES.

RAMP FEE - $1.25 PER LAUNCHING, $20.00 PER BOAT FOR SEASON
SEWAGE PUMP-OUT SERVICE FEE - $4.00 PER CONNECTION
RESTROOM KEY - $2.00 DEPOSIT - REFUNDED UPON RETURN OF KEY

Fees are rounded to nearest 25 cents.
*Boat length is rounded to the nearest foot.

10f) A Committee of the Whole recommends to approve budget
amendments #10, #11, and #12, involving carry-over funds from last year’s
budget. Budget Amendments as follows:

RESOLUTION AMENDING GENERAL FUND BUDGET
Fiscal Year 1994 Amendment No. 10

WHEREAS, budgets were adopted by the County Board on October 12, 1993,
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 as required by P.A. 621 of 1978.

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

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<thead>
<tr>
<th>Expense Budget Acct.</th>
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<th>Amended Budget Amount</th>
<th>Change + (-)</th>
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BOARD OF COMMISSIONERS  
COUNTY OF MARQUETTE  
APRIL 5, 1994

Harbor
Bldg. & Grounds Exp.  2,400.00  2,442.00  42.00
Courthouse/Jail Complex
Vehicle Operating Exp.  800.00  828.00  28.00
Total Expenditure Changes  32,545.00  56,397.00  23,852.00

Revenue Budget Acct.
Previous Budget
Amount  Amended Budget Amount  Change

General Fund
Board of Commissioners
Use of Fund Equity  150,000.00  173,852.00  23,852.00
Total Revenue Changes  150,000.00  173,852.00  23,852.00

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

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<thead>
<tr>
<th></th>
<th>Aye</th>
<th>Nay</th>
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<tr>
<td>F. Bramse</td>
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<tr>
<td>G. Corkin</td>
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<td>D. Potvin</td>
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</tr>
<tr>
<td>C. Trudell</td>
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The Chairperson declared the motion carried and the resolution duly adopted.

* * * * *

RESOLUTION AMENDING PUBLIC IMPROVEMENT (FRS) FUND BUDGET
Fiscal Year 1994 Amendment No. 11

WHEREAS, budgets were adopted by the County Board on October 12, 1993, 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 as required by P.A. 621 of 1978.

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

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<th>Expense Budget Acct.</th>
<th>Previous Budget Amount</th>
<th>Amended Budget Amount</th>
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<td>Fixed Asset Accounting</td>
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<td>D.P. Projects</td>
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<td>80,474.00</td>
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Totals 0.00  80,474.00  80,474.00
BOARD OF COMMISSIONERS  COUNTY OF MARQUETTE  APRIL 5, 1994

Revenue Budget Acct.  Previous Budget Amount  Amended Budget Amount  Change (+, -)
Public Improvement Fund (FRS) Use of Fun Equity  3,109.25  83,583.25  80,474.00
Totals  3,109.25  83,583.25  80,474.00

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

<table>
<thead>
<tr>
<th>Aye</th>
<th>Nay</th>
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<tbody>
<tr>
<td>L. Angeli</td>
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<tr>
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<tr>
<td>C. Bergdahl</td>
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<td>F. Braamse</td>
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<td>G. Corkin</td>
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<td>N. Joseph</td>
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<td>D. Potvin</td>
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<td>G. Seppanen</td>
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<tr>
<td>C. Trudell</td>
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</table>

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

** ** **

RESOLUTION AMENDING PUBLIC IMPROVEMENT (NON-FRS) FUND BUDGET  Fiscal Year 1994 Amendment No. 12

WHEREAS, budgets were adopted by the County Board on October 12, 1993, 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 as required by P.A. 621 of 1978.

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

Expense Budget Acct.  Previous Budget Amount  Amended Budget Amount  Change (+, -)
Public Improvement Fund (NON-FRS)
Misc. Small Projects  28,394.00  35,938.00  7,544.00
Jail Sprinkler System  0.00  39,457.00  39,457.00
Harbor Fuel Tank  0.00  13,008.00  13,008.00
Microfiche System-Deeds  0.00  30,000.00  30,000.00
Retention Basin/Independence  0.00  1,835.00  1,835.00
D.P. Projects  0.00  2,570.00  2,570.00
Resource-ADA Compliance  96,000.00  105,224.00  9,224.00
Resource Filing Systems  5,979.00  11,958.00  5,979.00
Resource Furnishings  5,000.00  8,209.00  3,209.00
Honor Camp Study  0.00  5,000.00  5,000.00

135,373.00  253,199.00  117,826.00

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<tr>
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<td>Totals</td>
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<td>128,962.81</td>
<td>117,826.00</td>
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Motion was made by Comm. Seppanen Seconded by Comm. Minelli, to adopt the foregoing resolution. Upon roll call vote, the following vote was recorded:

<table>
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<tr>
<th>Aye</th>
<th>Nay</th>
<th>Aye</th>
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<tbody>
<tr>
<td>L. Angeli</td>
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<td>G. Corkin</td>
<td>X</td>
<td>C. Trudell</td>
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</tbody>
</table>

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

** RESOLUTION **

RESOLUTION SUPPORTING THE INVENTORYING OF PRIVATE NON-INDUSTRIAL FORESTS OF MARQUETTE COUNTY BY THE MARQUETTE COUNTY SOIL & WATER CONSERVATION DISTRICT

WHEREAS, Private Non-Industrial forests encompass more than 500,000 acres in Marquette County; and

WHEREAS, these forestlands play a vital role in the economy of this region; and

WHEREAS, the Marquette County Economic Development Corporation has deemed this information important for attracting business; and

WHEREAS, educating landowners about forest management, wildlife, water quality is critical to sustain a healthy forest; and

WHEREAS, identifying forest types, density and landowners is an important watershed planning tool, and

NOW, therefore, be it

RESOLVED, That the Marquette County Board of Commissioners supports the efforts of the Marquette Co. Soil & Water Conservation District, to inventory the private non-industrial forests and educate landowners of Marquette County.

GERALD O. CORKIN, CHAIRPERSON
MARQUETTE COUNTY BOARD OF COMMISSIONERS

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10h) A Committee of the Whole recommendation to accept the Special Equipment Grant for the Sheriff's Department from the 1994 Marine Safety Program, Michigan DNR. The equipment includes a police radio for $2,800.00, and flotation jackets for $250.00. The grant would reduce the County's portion of the cost by three-fourths.

10i) A Committee of the Whole recommendation to sign the Agreement with the Director of the Office of the Inspector General for the federal payment rate for welfare fraud prosecution.

10j) A Committee of the Whole recommendation to adopt the following resolution regarding Public Act 189, Trial Court Funding:

MARQUETTE COUNTY RESOLUTION
TRIAL COURT FUNDING

WHEREAS, the State of Michigan has been obligated since 1988 to provide full state funding for the trial court operations;

WHEREAS, the State of Michigan has amended MCL 600.9947(1) through 1993 P.A. 189 so that the statute now obligates the State to annually finance 31.5% of the trial court expenses funded offset by 31.5% of the certain state payments received by the trial courts and 31.5% of certain revenue generated by the trial courts and retained by the funding unit;

WHEREAS, Marquette County has joined 79 other counties and a majority of the other local units of government which presently fund the trial courts in a lawsuit to compel the State to fulfill its obligations under MCL 600.9947(1);

WHEREAS, the Michigan Court of Appeals has held that this statute imposes a binding financial commitment on the State of Michigan, obligates the State of Michigan to appropriate the amounts specified in this statute directly to the trial courts, and that local units of government have no damage remedy should they fund the state's portion of trial court operational costs even in the absence of the state's failure to follow MCL 600.9947(1);

NOW, THEREFORE, BE IT RESOLVED, that the chief fiscal officer of the County of Marquette is hereby directed to calculate the funding to be provided to the district court under MCL 600.9947(1) as amended, and to reduce current local appropriations to the district court in that amount;

BE IT FURTHER RESOLVED, that the County of Marquette remains committed to finding a permanent state-wide solution to the inequities and insufficiencies of the current system of trial court financing and that neither the terms of this Resolution nor its continued financing of a part of trial court operations should be viewed as a voluntary payment nor as a waiver of any of its constitutional claims that the State is obligated to fully finance the trial courts;

BE IT FURTHER RESOLVED, that the Marquette County Clerk is instructed to forward a copy of this Resolution to Governor Engler, its representative contingent in the State Legislature, the State Court Administrator, and legal counsel for the trial court funding class.

GERALD O. CORKIN, CHAIRPERSON
MARQUETTE COUNTY BOARD OF COMMISSIONER

** ** **
Late Additions

11a) The County Board considered the Collective Bargaining Authority and Guidelines between the Marquette County Board of Health and the Marquette County Board of Commissioners. Dennis Aloia, County Administrator, explained that nurses in the Health Department have just completed the process to be de-certified with AFSCME, they are now represented by the Michigan Nurses Association. As a result the Health Department nurses do not have a contract and have given notice that they would like to begin bargaining. This is a request for the County Board to authorize staff to begin bargaining with the ten-member Nurses Association at the Health Department. If the County Board agrees the same negotiating team as used in the past would review all proposals and make recommendations. The Health Board would then recommend to the County Board a final settlement agreement. It would be the County Board’s final decision whether or not to approve any agreement.

Randell Girard, Director, Human Resources, indicated that negotiations begin tomorrow night.

It was moved by Comm. Potvin, seconded by Comm. Braamse, and unanimously carried by voice vote to adopt the following resolution regarding Collective Bargaining Authority and Guidelines between the Marquette County Board of Health and the Marquette County Board of Commissioners:

COLLECTIVE BARGAINING AUTHORITY AND GUIDELINES

The Marquette County Board of Health and the Marquette County Board of Commissioners recognize that the faithful discharge of its fiduciary responsibility to the taxpayers of Marquette County necessitates early and careful preparation for bargaining agreement negotiations.

The Public Employment Relations Act (Public Act 336 of the Michigan Public Acts of 1947, as amended) requires that negotiators must bargain in good faith. Bargaining in good faith being defined as being empowered to negotiate on wages, fringe benefits, hours and conditions of employment.

The Board of Health through its Ad Hoc Bargaining Committee must give direction to the Negotiating Team and said Committee must be available on very short notice to meet with the Negotiating Team at critical points in the bargaining process.

In recognition of the above-listed finding and opinion the Marquette County Board of Commissioners hereby resolves:

That the Negotiating Team (Prosecuting Attorney, County Administrator, County Director of Human Resources, Health Department Director and Health Department Administrative Services Division Administrator) be authorized and directed to negotiate on behalf of the Board, wages, fringe benefits, hours and conditions of employment subject to the general policy and economic guidelines established by the Board through the Ad Hoc Bargaining Committee. Said Committee to be composed as follows: Chairperson of the Board, and one additional member of the Board as appointed by the Board.

The Board of Health reserves the right to review, approve and recommend the tentative negotiated bargaining agreement to the County Board of Commissioners. The County Board of Commissioners retains unto itself conclusive authority for ratification of any recommended agreement.

GERALD O. CORKIN, CHAIRPERSON
MARQUETTE COUNTY BOARD OF COMMISSIONERS

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

Commissioners Comments, Staff Comments and Announcements

Comm. Seppanen announced that a Finance Committee Meeting is scheduled for Thursday, April 21, 1994, at 4:30 p.m., to conduct the quarterly review. All Commissioners are urged to attend.

Chairperson Corkin reported that he and Administrator Aloia have met with the Mining Journal and WLUC TV concerning some of the information that has been put into editorials regarding Specific Tax. For the record, the Marquette County Board of Commissioners did not approach any downstate legislator to introduce any legislation involving specific tax.

It was moved by Comm. Potvin, seconded by Comm. Seppanen, and unanimously carried by voice vote that the County Board direct the County Administrator and Civil Counsel to provide Commissioners with available options for the organization and oversight activities of the Mental Health Board.

There being no further business the meeting was adjourned.

Respectfully submitted,

Connie M. Branam
Deputy County Clerk
MARQUETTE COUNTY BOARD OF COMMISSIONERS
Regular Meeting, Tuesday, April 5, 1994 at 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. (None)
8. PRIVILEGED COMMENT:

9. INFORMATIONAL ITEMS:
   b. Communications from Ray Amtmann, Executive Director, K.I. Sawyer Base Conversion Authority, Hal Pawley, Airport Manager and Jimmie Walker, Air Traffic Manager, Minneapolis ARTCC, regarding use for the K.I. Sawyer radar after the base closes.
   d. Letter from Michael Zorza, Emergency Program Manager, regarding the Presidential Declaration for a state of emergency caused by severe freezing conditions.
   e. Notice from Jonathan Mead, UPPACC Secretary regarding spring workshop resolutions.
   f. Acknowledgment from State Senator Don Koivisto of the County Resolution to extend the deadline for the Homestead Exemption.
   g. Memo from James Henderson, Ph.D., Permit Coordinator, Michigan DNR, regarding review of the Marquette County CDBG Housing Rehabilitation Program.
   h. Marquette County Solid Waste Management Authority 1993 Annual Report.

10. ACTION ITEMS:
    a. Committee of the Whole recommendation to clarify the County Board's position regarding the Specific Ore Tax.
    b. Committee of the Whole recommendation to approve the proposed ballot language for the Marq-Tran renewal and additional millage.
    c. Committee of the Whole recommendation to endorse the plan for the development of the Suicide Bowl area proposed by the Ishpeming Ski Club and the U.S. Olympic Education Center.
    d. Committee of the Whole recommendation regarding the replacement of the Big Bay Harbor fuel tank.
    e. Committee of the Whole recommendation to adopt the 1994 regulations and fees for the Big Bay Harbor of Refuge.
    f. Committee of the Whole recommendation to approve budget amendments number 10, 11 and 12 involving carry-over funds from last year's budget.
10. ACTION ITEMS: Cont’d.
   a. Committee of the Whole recommendation to adopt a resolution of support for the Marquette County Soil and Water Conservation District to inventory private non-industrial forests.
   b. Committee of the Whole recommendation to accept the Special Equipment Grant for the Sheriff’s Department from the Marine Safety Program, Michigan DNR.
   c. Committee of the Whole recommendation to sign the Agreement for the federal payment rate for welfare fraud prosecution.
   d. Committee of the whole recommendation to adopt a resolution regarding Public Act 189, Trial Court Funding.

11. LATE ADDITIONS:
   a. Collective Bargaining

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