The Marquette County Board of Commissioners met in Regular Session and also for the continuation of the Annual Meeting on Tuesday, November 7, 1995 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. Trudell, seconded by Comm. Minelli and unanimously carried by voice vote that the minutes of the Regular Board Meeting October 10, 1995, and continuation of the Annual Meeting held on October 17, 1995 and the Continuation of the Annual Meeting held on October 24, 1995 be approved noting the following correction: In the October 24th minutes, Page 2, Paragraph 2, the sentence stating "Temporarily appoint Karlyn Rapport" should be changed to "Temporarily appoint Caroline Bridges....".

Chairperson Corkin opened the meeting for public comment.

James Sodergren, Marquette County Treasurer, requested to speak during the continuation of the Annual Meeting.

John Olson, Michigamme Township Supervisor, requested to address the Board during the discussion on Action Item 10g regarding PILT distributions.

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

PRIVILEGED COMMENT

CONTINUATION OF THE ANNUAL MEETING DECEDED FROM OCTOBER 24, 1995

8a) The County Board considered the certification of the millage levy for Tilden Township and the NICE School District.

James Sodergren, County Treasurer, pointed out that 6.55 millage levy approved by the County Board on October 10th for the NICE Schools is really a combination of two debts: The 1.75 mills being the 1972 debt and the 4.8 mills being the recently approved 1995 debt. He explained that by levying 1.75 mills NICE Schools would have a $90,000 surplus when by law they should only have a $27,000 surplus. The millage levy should be more like 1.25 mills. The new debt of 4.8 mills will generate a surplus of $143,000 which by law should only be approximately $43,000. This should levy only about 4.1 mills. As a taxpayer and resident of Ishpeming Township, Mr. Sodergren contended that the millage levies are much more than is needed.

As Marquette County Treasurer Mr. Sodergren also reported that instead of the County losing $50,000 in revenue on Specific Ore Taxes they would only lose $35,000 should NICE Schools levy the appropriate debt. He requested the County Board refer this matter to the Prosecutor for further review.

Civil Counsel Payant recommended that the County Board recess the Annual Meeting until next week to reconsider NICE millage levy and to also consider the appointment of a member to the Board of Social Services.
It was moved by Comm. Trudell, seconded by Comm. Angeli and unanimously carried by voice vote that the County Board certify the Tilden Township millage levy and recess the Annual Meeting until November 14th to consider the NICE School District millage levy and the appointment of a member to the Board of Social Services.

<table>
<thead>
<tr>
<th>Local Unit and Purpose of Millage</th>
<th>Maximum Authorized</th>
<th>Prior Year Compound</th>
<th>Prior Year &quot;Headed&quot;</th>
<th>Current Year Compound</th>
<th>Current Year &quot;Headed&quot;</th>
<th>Truth in Tax</th>
<th>Truth in Tax</th>
<th>Maximum No</th>
<th>Minimum With</th>
<th>Requested Millage</th>
<th>Approved Millage</th>
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<tr>
<td>Tilden Township</td>
<td></td>
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<td>0.8690</td>
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<td>0.9833</td>
<td>0.8530</td>
<td>1.0000</td>
<td>1.0000</td>
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</table>

**INFORMATIONAL ITEMS**

It was moved by Comm. Rapport, seconded by Comm. Minelli and unanimously carried by voice vote to accept and place the following informational items on file:

9. **INFORMATIONAL ITEMS:**
   a. Letter from Ellwood Mattson, Chairperson, KISBCA, which Recommends the Michigan Jobs Commission take the Lead Role in Seeking an EDA Grant for the Reuse of K.I. Sawyer.
   b. Letter from Dennis Aloia, County Administrator, to Tom Rumora, Executive Director, KISBCA, requesting Clarification regarding Renaissance Zone and the EDC/EDA Grant Application.
   c. Letter from Dennis Aloia, County Administrator, to Jim Storey, Director, Michigan Jobs Commission, requesting Information regarding Renaissance Zone Status for K.I. Sawyer.
   d. Letter from Joseph DeJulianne, Forsyth Township Supervisor, to Representative Mike Prusi, regarding a Special Commission to Study Low Water Levels near K.I. Sawyer.
   e. NACo Legislative Alert RE: Local Anti-Crime Block Grant Formula.
   f. Letter from Congressman Bart Stupak regarding Federal Education and Job Training Programs.
   g. Letter from Rep. Mike Prusi regarding HB 5128 requiring Registration Numbers be Visibly Placed on Snowmobiles.
   h. Response from Governor Engler’s Office regarding County Resolution.
   i. Letter from State Senator George McManus, Jr. regarding State Land Ownership and Acquisition.
   j. Letter from Rep. Dave Jaye contending that Michigan Trial Judges received an Illegal $1.8 Million Pay Increase.
   k. Communications between Sheriff Joseph Maino and Randell Girard, Human Resources Director, regarding Staffing Cuts.
   l. Letter from Laura M. Grover, Attorney at Law, concerning Arrangements for Service of an Emergency Order through the Sheriff’s Department.
q. A Letter of Thanks from Berle LaPin, Champion Township Supervisor, to the Road Commission for Solving the Retaining Wall Safety Problem on the Black Hill Road.
r. Letter from Robert Menard, Engineer/Manager, County Road Commission, to Russell Gust, Marquette Township, regarding Railroad Crossing on County Road 492.
s. Communication from James Alderton, Chairperson, County Road Commission, regarding Business Entry on County Road 480 from the Feather Ridge Subdivision.

ACTION ITEMS

It was moved by Comm. Minelli, seconded by Comm. Braamse and unanimously carried by voice vote that Action Items 10b, 10c, 10d, 10e, 10f, 10h, 10i, 10j, and 10k be approved as follows:

10b) A Committee of the Whole Recommendation to approved the bid from Advantage Ford for two 1996 Sheriff Patrol Cars, cost per vehicle at $21,030 for a total of $42,060, minus a trade in amount of $13,300, leaving a balance of $28,760. There is $38,000 budgeted in the FY 1996 CIP fund for these vehicles.

10c) A Committee of the Whole Recommendation that the County Board direct Hal Pawley to request that the FAA allow Marquette County to reprioritize its FY 1994 entitlement projects by utilizing $488,099 for snow removal equipment. Should the County Airport be moved so can the snow removal equipment.

10d) A Committee of the Whole Recommendation that the County Board direct staff to meet with Airport Staff to study the possibility of using the Tax Delinquent Revolving Fund as a funding source for the Airport Fuel Tank Farm cleanup and ground water monitoring.

10e) A Committee of the Whole Recommendation to approve the Community Corrections Contract with the State Department of Corrections in the amount of $78,032 for Fiscal Year October 1, 1995 through September 30, 1996.

10f) A Committee of the Whole Recommendation that the County Board concur with the resolution presented by the Friend of the Court Association of Michigan and adopt a similar resolution as follows:

RESOLUTION
MARAQUETTE COUNTY BOARD OF COMMISSIONERS
REGARDING THE FUNDING OF LOCAL CHILD SUPPORT COLLECTIONS EFFORT

WHEREAS, the Board of Commissioners of Marquette County have reviewed information concerning the funding of the child support collections effort in Michigan, AND;

WHEREAS, the Marquette County Board of Commissioners is concerned about the actions taken by Dr. Gerald H. Miller in his letter of August 15, 1995, to the Office of the Friend of the Court, AND;

WHEREAS, those actions not only threaten the funding viability of the local child support collection effort, but are inherently unfair and act as an unreasonable economic constraint on the Court and its ability to fund its child support collection effort.
NOW THEREFORE, BE IT RESOLVED THAT the Board of Commissioners for Marquette County requests that Dr. Gerald H. Miller, Director of the Department of Social Services, immediately rescind his actions as set forth in his letter of August 15, 1995, to the Office of the Friend of the Court and assure responsibility for designing an effective and appropriate funding plan for local child support collection efforts.

Adopted this 7th day of November 1995
Gerald O. Corkin, Chairperson
Marquette County Board of Commissioners

* * * * * *

10h) A Committee of the Whole Recommendation that the County Board donate a 40 acre parcel in Wells Township, Sec. 20, T42N-R24W, for use as a County gravel pit and that the Road Commission pay the cost of preparing and recording the necessary documents.

10i) A Committee of the Whole Recommendation to send a letter to the House Mental Health Committee chaired by Representative Bev Hammerstrom, our U.P. Legislators, and the Michigan Association of Counties indicating Marquette County’s support for Senate Bill 525 with the MAC Amendments included.

10j) A Committee of the Whole Recommendation that the County Board accept the bid for audit services from Anderson, Tackman & Co. for 1995 through 1997 in the amount of $61,800.

10k) A recommendation from Dennis Aloia, County Administrator, to transfer the DNR contract that was in place for building equipment for the Michigan Department of Natural Resources from Marquette County (Employment Programs) to the Alger-Marquette Community Mental Health Agency.

ACTION ITEMS CONTINUED

10a) The County Board considered the proposed contract between the Michigan Jobs Commission/K.I. Sawyer Conversion Authority and Marquette County for resource protection at K.I. Sawyer. This contract provides for approximately 42 hours per day of protection by the Marquette County Sheriff’s Department at K.I. Sawyer at a cost of $16 per hour for this services, a total of $245,280 for Fiscal Year 1995/1996.

Civil Counsel David Payant reported that he has spoken with the Attorney for the Michigan Jobs Commission and they have agreed to our suggested changes and are willing to accept language providing for “termination of contract” by the County, and also not hold Marquette County liable for anything that may occur at K.I. Sawyer.

It was moved by Comm. Minelli, seconded by Comm. Braamse, and unanimously carried by voice vote that the County Board approve the proposed contract between the Michigan Jobs Commission/Base Conversion Authority, and Marquette County for resource protection at K.I. Sawyer.

10g) The County Board considered a recommendation from the Committee of the Whole that the County Board receive all Federal PILT monies into the General Fund of the County. On October 2, 1995 the Federal Government provided PILT funds on 17,705 acres of federal land in Marquette County in the amount of $10,249. Since 1977 these funds have been distributed to the schools and townships in direct proportion to the tax roll. The Courts ruled in 1977 that the Counties were entitled to keep all of these revenues, however, Marquette County has not done so. Marquette County Treasurer, James Sodergren, now recommends, because of the financial condition of the County, that the County not distribute but rather receipt these monies into the General Fund. Nearly all Michigan Counties are doing so.
BOARD OF COMMISSIONERS  COUNTY OF MARQUETTE  NOVEMBER 7, 1995

John Olson, Michigamme Township Supervisor, was present and explained that the PILT monies received by Michigamme Township amount to $1,700 and are for the federal lands in Michigamme Township known as the McCormick Track. Mr. Olson realizes that Marquette County does not legally have to distribute these funds to Michigamme Township but contended that losing $1,700 will hurt them considerably. Michigamme is not a wealthy Township and the cost of doing services is higher there than other more centrally located Townships.

Civil Counsel, David Payant, has reviewed the matter and contended that no unit of government can give away funds to any public or private agency. The present way of distributing the money is therefore illegal. However, should the County wish to continue to distribute these monies a contract for specific services must be provided with each agency or unit or government.

It was moved by Comm. Trudell, seconded by Comm. Minelli, that this recommendation be tabled so Staff can explore options for contracts with the various taxing units who have received Federal PILT monies from the County. Motion carried 7 Ayes (Comm. Trudell, Angeli, Bergdahl, Braamse, Joseph, Minelli and Corkin) to 1 Nay (Comm. Rapport).

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

COMMISSIONER COMMENTS, STAFF COMMENTS, AND ANNOUNCEMENTS

Comm. Angeli requested that Civil Counsel David Payant send the Social Services Board and the Marquette County Medical Care Facility a copy of his letter that he distributed to County Commissioners. Civil Counsel will do so.

It was moved by Comm. Rapport, seconded by Comm. Braamse, and carried unanimously on a roll call vote 8 Ayes (Comm. Rapport, Angeli, Bergdahl, Braamse, Joseph, Minelli, Trudell and Corkin) to 0 Nays that the County Board go into closed session to discuss pending litigation RE: Northern Michigan Aviation, Inc. vs. Marquette County, et al.

Chairperson Corkin declared a brief recess to clear Commission Chambers.

CLOSED SESSION

The County Board came back into open session at 9:03 P.M. No action was forthcoming as a result of the closed session.

Chairperson Corkin opened the meeting for public comment. None was forthcoming.

There being no further business, the meeting was adjourned at 9:05 P.M.

Respectfully Submitted,

[Signature]
David J. Roberts
Marquette County Clerk

5
MARQUETTE COUNTY BOARD OF COMMISSIONERS
Regular Meeting and Continuation of the Annual Meeting
Tuesday, November 7, 1995, 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.
8. PRIVILEGED COMMENT:
   Continuation of the Annual Meeting Recessed from October 24, 1995
   b. Social Services Board Vacancy.
9. INFORMATIONAL ITEMS:
   a. Letter from Ellwood Mattson, Chairperson, KISBCA, which Recommends the Michigan Jobs Commission take the Lead Role in Seeking an EDA Grant for the Reuse of K.I. Sawyer.
   b. Letter from Dennis Aloia, County Administrator, to Tom Rumora, Executive Director, KISBCA, requesting Clarification regarding Renaissance Zone and the EDC/EDA Grant Application.
   c. Letter from Dennis Aloia, County Administrator, to Jim Storey, Director, Michigan Jobs Commission, requesting Information regarding Renaissance Zone Status for K.I. Sawyer.
   d. Letter from Joseph DeJulianne, Forsyth Township Supervisor, to Representative Mike Prusi, regarding a Special Commission to Study Low Water Levels near K.I. Sawyer.
   e. NACo Legislative Alert RE: Local Anti-Crime Block Grant Formula.
   f. Letter from Congressman Bart Stupak regarding Federal Education and Job Training Programs.
   g. Letter from Rep. Mike Prusi regarding HB 5128 requiring Registration Numbers be Visibly Placed on Snowmobiles.
   h. Response from Governor Engler’s Office regarding County Resolution.
   i. Letter from State Senator George McManus, Jr. regarding State Land Ownership and Acquisition.
   j. Letter from Rep. Dave Jaye contending that Michigan Trial Judges received an Illegal $1.8 Million Pay Increase.
   k. Communications between Sheriff Joseph Maino and Randell Girard, Human Resources Director, regarding Staffing Cuts.
   l. Letter from Laura M. Grover, Attorney at Law, concerning Arrangements for Service of an Emergency Order through the Sheriff’s Department.


q. A Letter of Thanks from Berle LaPin, Champion Township Supervisor, to the Road Commission for Solving the Retaining Wall Safety Problem on the Black Hill Road.

r. Letter from Robert Menard, Engineer/Manager, County Road Commission, to Russell Gust, Marquette Township, regarding Railroad Crossing on County Road 492.

s. Communication from James Alderton, Chairperson, County Road Commission, regarding Business Entry on County Road 480 from the Feather Ridge Subdivision.

10. ACTION ITEMS:
   b. Committee of the Whole Recommendation to Approve the Bid from Advantage Ford for Two 1996 Sheriff Patrol Cars.
   c. Committee of the Whole Recommendation directing Hal Pawley, Airport Manager, to request that the FAA allow Reprioritization of FY 1994 Entitlement Projects to Include $360,000 for Snow Removal Equipment.
   d. Committee of the Whole Recommendation Directing Staff to Meet with Airport Staff to Study Utilizing Tax Delinquent Revolving Funds for Airport Fuel Tank Farm Cleanup.
   e. Committee of the Whole Recommendation to Approve the Community Corrections Contract with the State Department of Corrections.
   f. Committee of the Whole Recommendation to Concur with a Resolution from the Michigan Friend of the Court Association.
   g. Committee of the Whole Recommendation to Receipt all Federal PILT Monies Into the General Fund of the County.
   h. Committee of the Whole Recommendation to Donate a 40 Acre Parcel in Wells Township, Sec. 20, T42N-R24W, to the Road Commission for a Gravel Pit.
   i. Committee of the Whole Recommendation to Support MAC Amendments to the Michigan Health Code (Senate Bill 525).
   k. Recommendation from Dennis Aloia, County Administrator, to Transfer DNR Contract from Marquette County to Alger-Marquette Community Mental Health.

11. LATE ADDITIONS:
   a.
   b.

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

13. COMMISSIONERS COMMENTS, STAFF COMMENTS AND ANNOUNCEMENTS.

14. CLOSED SESSION: Northern Michigan Aviation, Inc. v. Marquette County

15. ADJOURNMENT.