BOARD OF COMMISSIONERS COUNTY OF MARQUETTE FEBRUARY 18, 1997

The Marquette County Board of Commissioners met in Regular Session on Tuesday, February 18, 1997 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. Arsenault, seconded by Comm. Rapport and unanimously carried by voice vote that the minutes of the February 4, 1997 Regular Board Meeting be approved.

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

It was moved by Comm. Sepponen, seconded by Comm Roberts and unanimously carried by voice vote that the agenda be approved with the following late addition: 11a) Notice of Intent to Apply for a CDBG Grant for Superior Extrusion.

PROCLAMATIONS, PRESENTATIONS, AND AWARDS

Chairperson Corkin read the following Proclamation honoring Jacqueline Dault on her retirement:

MARQUETTE COUNTY BOARD OF COMMISSIONERS
RESOLUTION
HONORING JACQUELINE DAULT

WHEREAS, Government has an obligation to provide its citizens with services of the highest quality; and

WHEREAS, the aforementioned services can only be provided by employees of the highest caliber; and,

WHEREAS, Jacqueline Dault has dedicated over 18 years of her life to serving Marquette County as a Health Care Access Project Coordinator with the Family Independence Agency and the citizens of Marquette County, NOW, THEREFORE BE IT

RESOLVED, that the Marquette County Board of Commissioners gratefully acknowledges its appreciation for the services of Jacqueline Dault from January 9, 1979 through February 1, 1997; AND BE IT FURTHER

RESOLVED, that Jacqueline Dault's conscientiousness, professionalism, pride, patience, and sense of humor have enabled her to serve the people of Marquette County in a most exemplary fashion.

Proclaimed this 18th day of February, 1997
Gerald O. Corkin, Chairperson
Marquette County Board of Commissioners

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PRIVILEGED COMMENT

8a) James S. Hayward, D.D.S., Marquette County Health Department Dental Clinic Services, was present and distributed a written report and also a slide presentation which provided an overview of the Dental Clinic services that have been provided for the last three years. Dr. Hayward thanked the County Board for their support of the Dental Clinic program which has helped approximately 3,000 children of low income families who otherwise would not have received dental services.

Dr. Hayward was assisted with his slide presentation by Rebecca Zhulkie, Dental Hygienist and Health Educator, with the County Dental Clinic, and Leslie Beck, Les Is More Consulting.
Dr. Hayward noted that the Dental Clinic is supported and receives the cooperation from the Marquette County Dental Society, the donation of time and dental supplies from area dentists, and the W.K. Kellogg Foundation support of $50,000 for 1997 and $30,000 for 1998. Besides providing direct dental services to low income children, the Marquette County Health Department Dental Clinic engages in the following outreach programs:

1) Ten out of ten eligible elementary schools participate in the fluoride mouth rinse program.
2) A dental health educator visits 100% of the Marquette and Alger County elementary schools and Head Start sites providing instruction for good oral hygiene habits.
3) The Dental Health Professionals visit elementary schools and Head Start sites throughout Marquette County for National Childrens’ Dental Health Month which is in February under the Adopt a School Program.
4) A baby bottle tooth decay awareness program is top priority.
5) Collaborate with the local Dental Society for Childrens’ Dental Health Month where an educational “Tooth Booth” is part of a fair at the Superior Dome in Marquette.
6) Prepare public news releases for local media/public on dental health topics.

The County Commission commended Dr. Johnson and his staff on an excellent program which has now been in place for 3-1/2 years. It has become a solution to a problem which was to provide dental services to a population of children from low income families.

8b) Mike Zorza, County Emergency Program Manager, was present to provide an update on the emergency exercise known as “Blizzard 97” which is a regional winter storm emergency exercise being conducted February 17-20, 1997. Mr. Zorza provided an overview of the exercise objectives, the structure of the Emergency Management Division, and most importantly, the emergency/disaster declaration process.

The "Blizzard 97" exercise used data from the blizzard of 1978, the information was provided by the National Weather Service. The exercise was a region-wide exercise involving several Upper Peninsula counties, State agencies, and the National Weather Service. Some communication problems were encountered which is why such exercises are conducted. It is better to have communication problems during an exercise than during an actual disaster.

The request tonight from Mr. Zorza was that the County Board adopt the State of Emergency Declaration and the Marquette County request for Governor’s Emergency Declaration as part of the test exercise materials.

It was moved by Comm. Seppanen, seconded by Comm. Joseph and unanimously carried by voice vote that the County, as part of the “Blizzard 97” Winter Storm Emergency Exercise, declare Marquette County to be in a state of emergency and to request a Governor’s Emergency Declaration.

INFORMATIONAL ITEMS

It was moved by Comm. Tuominen, seconded by Comm. Roberts and unanimously carried by voice vote that the following informational items be accepted and placed on file:

b. Road Commission for the Month of December, 1996.
c. Information Alert from Robert Menard, Supt./Manager, Marquette County Road Commission.
d. Notice from Linda Rossberg, County Extension Director, Will Take a Study Leave for Further Education in Financial Planning at MSU.

ACTION ITEMS

It was moved by Comm. Arsenault, seconded by Comm. Roberts and unanimously carried by voice vote that Action Items 10a, 10b, 10d, 10e, 10f, 10k, 10l, 10m, and 10n be approved as follows:
10a) A Committee of the Whole Recommendation that pending Lease Applications for properties at KI Sawyer be brought back to the County Board for final approval.

10b) A Committee of the Whole Recommendation to endorse the Road Commission Lease Application for Buildings 530 and 533 at KI Sawyer.

10d) A Committee of the Whole Recommendation to endorse the Gwinn Schools Application for lease of the modular classroom formerly used by NMU at KI Sawyer.

10a) A Committee of the Whole Recommendation to place on hold the Sawyer Lease Application from a Telecommunications Company.

10f) A Committee of the Whole Recommendation to endorse the MACASU Credit Union Lease Application for the former Credit Union Building at KI Sawyer.

10k) A Committee of the Whole Recommendation to approve the Republic Township Floodplain Resolution and Interlocal Agreement as follows:

INTERGOVERNMENTAL AGREEMENT

WHEREAS, the Township of Republic desires to participate in the National Flood Insurance Program, and, therefore, floodplain management regulations must be present in the Township of Republic; and

WHEREAS, construction code enforcement is maintained within Republic Township by Marquette County pursuant to the State Construction Code Act.

IT IS AGREED, BY BOTH COMMUNITIES, THAT:

1. The County of Marquette recognizes, in order for the Township of Republic to maintain eligibility in the National Flood Insurance Program, it must enforce the construction code in accordance with the accompanying resolution which it has passed for this purpose.

2. The Township of Republic recognizes that the resolution of Marquette County must be enforced for its continuing participation in the National Flood Insurance Program.

Date Passed: February 18, 1997
Gerald O. Corkin, Chairperson
Marquette County Board of Commissioners

FLOODPLAIN MANAGEMENT RESOLUTION OF MARQUETTE COUNTY

WHEREAS, the Township of Republic desires to participate in the National Flood Insurance Program and comply with all applicable statutory and regulatory requirements for the purposes of significantly reducing hazards to persons, property damage and public expenditures, and to provide for the availability of flood insurance and federal funds or loans; and

WHEREAS, the Township of Republic has requested that the County of Marquette provide the following administrative direction to the County Building Official to provide for efficient and competent floodplain construction code regulations.

IT IS RESOLVED THAT:

1. For purposes of this resolution, the following definitions shall apply:

"Base Flood" means the flood having a one-percent chance of being equaled or exceeded in any given year.

"Development" means any man-made change to improved or unimproved real estate, including but not limited to buildings or other structures, mining, dredging, filling, grading, paving, excavation, or drilling operations or storage of equipment or materials.

"Flood" or "Flooding" means a general and temporary condition of partial or complete inundation of normally dry land areas from:
(1) The overflow of inland or tidal waters.
(2) The unusual and rapid accumulation or runoff of surface waters from any source.
(3) The collapse of subsidence of land along the shore of a lake or other body of water as a result of undermining caused by waves or currents of water exceeding anticipated cyclical levels or suddenly caused by an unusually high water level in a natural body of water, accompanied by a severe storm, or by an unanticipated force of nature, such as a flash flood or an abnormal tidal surge, or by some similarly unusual and unforeseeable event which results in flooding.

"Flood Hazard Boundary Map" FHBM means an official map of a community, issued by the Federal Emergency management Agency where the boundaries of the areas of special flood hazards have been designated as Zone A.

"Flood Hazard Area" means land which on the basis of available floodplain information is subject to a one-percent or greater chance of flooding in any given year.

"Flood Insurance Rate Map (FIRM)" means an official map of a community, on which the Federal Emergency Management Agency has delineated both the areas of special flood hazards and the risk premium zones applicable to the community.

"Flood Insurance Study" is the official report provided by the Federal Insurance Administration. The report contains flood profiles, the water surface elevation of the base flood, and may include a Flood Boundary-Floodway Map.

"Floodplain" means the channel of a river or other watercourse and the adjacent land areas which must be reserved in order to discharge the base flood.

"Floodway" means the channel of a river or other watercourse and the adjacent land areas which must be reserved in order to discharge the base flood.

"Structure" means, for floodplain management purposes, a walled and roofed building that is principally above ground, gas or liquid storage facility, as well as a mobile home or manufactured unit.

"Substantial Improvement" means any repair, reconstruction or improvement of a structure, the cost of which equals or exceeds 50 percent of the market value of the structure either, (1) before the improvement or repair is started, or (2) if the structure has been damaged and is being restored, before the damage occurred. For the purposes of this definition, "substantial improvement" is considered to occur when the first alteration of any wall, ceiling, floor, or other structural part of the building commences, whether or not the alteration affects the external dimensions of the structure. The term does not, however, include either (1) any project for improvement of a structure to comply with existing state or local health, sanitary or safety code specifications which are solely necessary to assure safe living conditions, or (2) any alteration of a structure listed on the National Register of Historic Places or a State Inventory of Historic Places.

2. Upon notification from the official designated by Republic Township that a structure or substantial improvement to a structure is proposed within a flood hazard zone in Republic Township, the Building Official will cause appropriate action to be taken pursuant to Sections 3 through 5 below.

2a. The map(s) entitled Flood Insurance Rate Map of Republic Township, Marquette County, dated (date of map) shall be the official map for determinations and regulation pursuant to this resolution.

3. The building inspector shall insure that all necessary permits have been issued, including a floodplain permit, approval, or letter of no authority from the Michigan Department of Natural Resources under authority of Act 245 P.A. 1929, as amended by Act 167, P.A. 1968.

4. Where it is determined that the building will be located in an area subject to flooding as identified in Section 2, the building inspector shall implement the appropriate portions of the State Construction Code, Section 3107 or the appropriate flood resistant construction standards of succeeding editions of the State Construction Code.

5. The building inspector shall maintain a record of new structures or substantial improvements erected in the flood hazard area indicating the actual elevation of the lowest structural member required to be elevated or as an alternative, in nonresidential structures, the elevation to which the structure has been floodproofed.

Adopted February 18, 1997

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10l) A Committee of the Whole Recommendation to extend the authority for the County Financial Staff to assist with the EDC Audit until March 31, 1997.

10m) A Committee of the Whole Recommendation to approve the FY 1997 Emergency Management Program State and Local Assistance Grant in the amount of $24,238. The purpose of the Grant Agreement is to provide federal, state, and local assistance (SLA) grant funds to the subgrantee for the development and maintenance of an emergency management program capable of protecting life, property, and vital infrastructure in times of disaster or emergency.

10n) A Committee of the Whole Recommendation to adopt the revised MERS Resolution as follows:

RESOLUTION

WHEREAS, the County of Marquette is a member of the Municipal Employees Retirement System of Michigan (MERS), and;

WHEREAS, the Municipal Employees Retirement System of Michigan provides retirement benefits for the employees of the County of Marquette, and;

WHEREAS, the County of Marquette believes that employees should be allowed to realize the maximum retirement benefits that are available without increased costs to the County, and;

WHEREAS, the Municipal Employees Retirement System of Michigan provides for the availability for purchase of additional service credit toward retirement with governing body approval, and;

THEREFORE, be it resolved that the County of Marquette Board of Commissioners authorizes the purchase of any available additional service credit toward retirement from the County of Marquette, provided, that such purchase is in compliance with MERS provisions, and that the employee assumes full responsibility for the payment of both employer and employee portions of any expenses related to such purchase.

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ACTION ITEMS CONTINUED

10c) The County Board considered a recommendation from the Committee of the Whole to endorse an Aluminum Extrusion Manufacturing Company’s Lease Application for KI Sawyer. Superior Extrusion is a startup company. Aluminum extrusion is a process where blocks of aluminum are put into a huge press and forced through jigs to make parts. The process requires no toxic chemicals or casting.

It was moved by Comm. Arsenault, seconded by Comm. Roberts and unanimously carried by voice vote that the County Board endorse the Superior Extrusion Manufacturing Lease Application for hanger number 1 at KI Sawyer.

10g and 10i) The County Board considered a recommendation to endorse the MACASU Housing Unit Lease Application and the KI Sawyer Development Company Housing Unit Lease Application. Comm. Tuominen expressed concern about the purchase price after a five year lease. While the County Board must remain in a position to help develop Sawyer, it also must be careful not to freeze the valuations of these duplex properties at too low of a figure.

Administrator Steve Powers explained that tonight the County Board is only being asked to endorse the lease proposals. The Air Force will only lease from one to five years. Leases with options to buy is what some businesses are interested in, however, the purchases will be considered in a separate process.

It was moved by Comm. Tuominen, seconded by Comm. Roberts and unanimously carried by voice vote that the County Board endorse the Lease Application of the MACASU Housing Unit and the Lease Application of the KI Sawyer Development Company for housing units with the final agreement including an appraisal of the housing units so that an appropriate taxable valuation can be placed upon them.
10h) The County Board considered a recommendation to endorse an application from the Calvary Free Evangelical Covenant Church to lease Chapel No. 2 in the housing area. Administrator Steve Powers distributed a letter from Rev. Dwayne Lueck, regarding proposals on the Chapel. Mr. Powers explained that the process was not a bidding process but letters were sent by the Air Force with a timeline for applying for leases. The Lutheran Church - Missouri Synod did not respond at that time. Mr. Powers has spoken with the Rev. Paul Weber, Redeemer Lutheran Church, Marquette, who serves as the First Vice-President of the Northern Wisconsin District of the Lutheran Church - Missouri Synod, and explained to him that there are other chapels available on base for them to apply for.

It was moved by Comm. Rapport, seconded by Comm. Roberts and unanimously carried by voice vote that the County Board endorse the Lease Application for Chapel No. 2 from the Calvary Evangelical Covenant Church.

10j) The County Board considered a Committee of the Whole Recommendation to approve a drawdown of funds for the Marquette County EDC in the amount of $11,980.60. Comm. Rapport pointed out she was the one dissenting vote at the Committee of the Whole because the audit has been prolonged and the EDC already received a recent drawdown of funds.

Administrator Steve Powers explained that the auditors have completed a preliminary report to the EDC on FY 1993 and are now working on random sampling of FY 1994. Meanwhile the EDC is updating its loan files for the auditors.

It was moved by Comm. Seppanen seconded by Comm. Tuominen and carried by voice vote 8 Ayes to 2 Nays (Comm. Cihak and Rapport voting Nay) that the County Board approve of the EDC drawdown of funds in the amount of $11,980.60.

10o) Administrator Powers reported on a recent meeting with the Air Force Base Conversion Agency. Last Wednesday he met with Dale Jackson, Attorney Frank Clifford, and Clarence King of the Department of Defense.

Both the County and the Air Force Base Conversion Agency have a mutual goal and that is to eventually exit the KI Sawyer Reuse Project except for the County Airport. They agree a commitment must be made for affordable conversion, not conversion at any cost.

Solutions are only in the conceptual stage at this time. All agreements must be reviewed by the Department of Defense. Mr. Powers stressed to the agency that the County needs flexibility from the Air Force with such things as an expanded definition of building maintenance. The buildings must remain attractive for their reuse by potential investors, so a definite building maintenance program is necessary. Also, the Air Force Agency must recognize that the County needs assistance beyond the one year Caretaker Agreement.

A more specific next step that is being taken is that the County is preparing a plan for the conveyance which must show a public benefit for the Airport. Non-airport related developments would be economic development type conveyances.

Chairperson Corkin also attended the meeting and felt that it was very positive and the framework is in place for an agreement between the County and the Air Force Base Conversion Agency.

**LATE ADDITIONS**

The County Board considered a request for the sponsorship and assistance of Marquette County for the application by Superior Extrusion for a CDBG Infrastructure Grant in the amount of $662,000 for building upgrades, modifications, and additions. Superior Extrusion has applied for a lease with the KI Sawyer Conversion Authority for Building 661. Superior Extrusion is committed to the creation of a minimum of 65 jobs during the first 24 months of operation and will be investing almost $4 million in the project. The lowest paying jobs will be approximately $7 per hour. Superior Extrusion has also agreed to pay the local 10% match for the CDBG Grant in the amounting to $75,000. No match is required for Marquette County.
BOARD OF COMMISSIONERS  COUNTY OF MARQUETTE  FEBRUARY 18, 1997

Administrator Steve Powers' recommendation is that the County Board approve the Notice of Intent to apply for the CDBG Infrastructure Grant and authorize the Chairperson to sign.

It was moved by Comm. Arsenault, seconded by Comm. Seppanen and unanimously carried by voice vote that the County Board approve the pre-application for the Superior Extrusion CDBG Infrastructure Grant amounting to $662,000.

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

COMMISSIONER COMMENTS, STAFF COMMENTS, AND ANNOUNCEMENTS

Comm. Cihak attended the MAC Conference in Lansing last week along with Comm. Arsenault and Comm. Corkin. Comm. Cihak was impressed with Chairperson Corkin's professionalism when he expressed his concern regarding Michigam roads and also in his introduction of Senator Levin. He received positive comments about Marquette County's elected officials. The MAC Summer Conference will be held in Marquette August 17, 18, and 19, 1997. We can expect between 400-500 County Commissioners from Michigan Counties along with various County and State government officials.

Comm. Rapport again acknowledged the excellent job done by Jacqueline Dault as the Marquette County's Health Care Access Project Coordinator. Her efforts have made a difference in Marquette County and Ms. Dault will be missed.

Comm. Bergdahl attended a recent Road Commission meeting and noted that the Road Commission will be applying along with Delta and Dickinson Counties for a grant to improve County Road 557 and 426.

Chairperson Corkin reminded Commissioners of the Legislative Session with Representative Prusi to be held Friday morning at 9:30 a.m. in the Administrator's Office.

It was moved by Comm. Rapport, seconded by Comm. Tuominen and unanimously carried on a roll call vote 10 Ayes (Comm. Rapport, Angeli, Arsenault, Bergdahl, Cihak, Joseph, Rapport, Roberts, Seppanen, Tuominen and Corkin) to 0 Nays that the County Board go into closed session to discuss pending litigation as follows:

Carlson v County, Sheriff's Dept., Grass, Small
Maki v Alger/Marquette CMH Board; County, et al.
Melear v Sheriff, et al.
Northern Michigan Aviation v County
Brandon v Walker and County of Marquette
Sundberg v Gibbs v Sundberg & Menard
Newland v O'Connr, et al.
Pekuri v Ruffs, Mitchell, & Quinell
Nyfries, Inc. v Cory, et al.
Tamppari v City of Ishpeming & Sodergren

Chairperson Corkin declared a brief recess at 8:42 p.m. to clear Commission Chambers.

The County Board came back into open session at 9:24 p.m.
No action was forthcoming as a result of the closed session.
It was moved by Comm. Cihak, seconded by Comm. Joseph and carried by voice vote 7 Ayes to 3 Nays (Comm. Angeli, Arsenault, Bergdahl) that the County Board direct Administrator to prepare a report and recommendation for the Regular Meeting on March 4, 1997 as to the feasibility of Bresnan Communications broadcasting the County Board Committee of the Whole meetings.

There being no further business, the meeting was adjourned at 9:36 p.m.

Respectfully Submitted,

David J. Roberts
Marquette County Clerk

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MARQUETTE COUNTY BOARD OF COMMISSIONERS
Regular Meeting, Tuesday, February 18, 1997 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.
3. APPROVAL OF THE MINUTES OF THE COUNTY BOARD OF COMMISSIONERS
   REGULAR MEETING HELD ON FEBRUARY 9, 1997.
4. PROCLAMATIONS, PRESENTATIONS AND AWARDS.
   a. Proclamation Honoring Jacqueline Dault on Her Retirement.
5. PUBLIC COMMENT (time limit 20 minutes total)
6. APPROVAL OF THE AGENDA.
7. PUBLIC HEARINGS.
8. PRIVILEGED COMMENT:
   a. Dental Clinic Services Update by Dr. James Hayward. (materials forthcoming at meeting).
   b. "Blizzard 97" Regional Winter Storm Emergency Exercise Briefing from Mike Zorza,
      Emergency Program Manager.
9. INFORMATIONAL ITEMS:
   b. Road Commission for the Month of December, 1996.
   c. Information Alert from Robert Menard, Supt./Manager, Marquette County Road
      Commission.
   d. Notice from Linda Rossberg, County Extension Director, Will Take a Study Leave for
      Further Education in Financial Planning at MSU.
10. ACTION ITEMS:
   a. Committee of the Whole Recommendation that Eight Pending Lease Applications for
      Properties at KI Sawyer be Brought Back to the County Board for Final Approval.
   b. Committee of the Whole Recommendation to Endorse the Road Commission Sawyer
      Lease Application.
   c. Committee of the Whole Recommendation to Endorse the Aluminum Extrusion
      Manufacturing Sawyer Lease Application.
   d. Committee of the Whole Recommendation to Endorse the Gwinn Schools Sawyer Lease
      Application.
   e. Committee of the Whole Recommendation to Place on Hold the Sawyer Lease Application
      from a Telecommunications Company.
   f. Committee of the Whole Recommendation to Endorse the MACASU Credit Union
      Sawyer Lease Application.
   g. Committee of the Whole Recommendation to Endorse the MACASU Housing Units
      Sawyer Lease Application.
   h. Committee of the Whole Recommendation to Endorse the Chapel No. 2 Sawyer Lease
      Application.
   i. Committee of the Whole Recommendation to Endorse the KI Sawyer Development
      Company Housing Units Sawyer Lease Application.
Agenda
February 18, 1997
Cont'd

j. Committee of the Whole Recommendation to Approve a Drawdown of Funds for the County EDC in the Amount of $11,980.61.

k. Committee of the Whole Recommendation to Approve the Republic Township Floodplain Resolution and Interlocal Agreement.

l. Committee of the Whole Recommendation to Extend the Authority for County Financial Staff to Assist with the EDC Audit until March 31, 1997.

m. Committee of the Whole Recommendation to Approve the FY 1997 Emergency Management Program State and Local Assistance Grant.

n. Committee of the Whole Recommendation to Adopt a Revised MERS Resolution.

o. Report by Administrator Steve Powers on a Meeting with the Air Force Base Conversion Agency.

11. LATE ADDITIONS:
   a.
   b.

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

13. COMMISSIONERS COMMENTS, STAFF COMMENTS AND ANNOUNCEMENTS.

14. CLOSED SESSION: QUARTERLY LITIGATION REPORT
    Carlson v County, Sheriff's Dept., Grasso, Small
    Maki v Alger/Marquette CMH Board; County, et al.
    Melear v Sheriff, et al.
    Rochon v County
    Brandon v Walker and County of Marquette
    Sundberg v Gibbs v Sundberg & Menard
    Newland v O'Connor, et al.
    Pekuri v Ruffs, Mitchell, & Quinnell
    Nyfries, Inc. v Cory, et al.
    Tamppari v City of Ishpeming & Sodergren

15. ADJOURNMENT.