

The Marquette County Board of Commissioners met as a Committee of the Whole on Tuesday, September 28, 2004, at 6:00 P.M., in Room 231 of the Henry A. Skewis Annex, 234 W. Baraga Avenue, Marquette, Michigan.

Chairperson Corkin called the meeting to order. Present: Comm. Arsenault, Comm. Bergdahl, Comm. Cihak, Comm. Coyne, Comm. Joseph, Comm. Nordeen, Comm. Tuominen, Comm. Wallace, and Chairperson Corkin. Absent and excused: None.

It was moved by Comm. Tuominen, seconded by Comm. Nordeen, and unanimously carried by voice vote that the minutes of the Committee of the Whole Meeting held on September 14, 2004 be approved.

Chairperson Corkin opened the meeting for public comment.

Sharon Dunn, Owner, Thrifty Car Rental, requested to speak to Item 9) Car Rental Agency Update.

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

It was moved by Comm. Bergdahl, seconded by Comm. Arsenault, and unanimously carried by voice vote that the agenda be approved with the addition of Item 12) Printer Bid Award, Item 13) Partial Discharge of Mortgage, Item 13a) West Branch Township Fitness Center Loan. Also, Item 9 was moved up on the agenda after Claims and Accounts.

It was moved by Comm. Wallace, seconded by Comm. Arsenault, and unanimously carried by voice vote that Claims and Accounts be approved for the period September 17, 2004 through September 23, 2004 in the amount of \$373,484.14 minus Check #55384 in the amount of \$350.55 made payable to Bergdahl's Inc.

It was moved by Comm. Nordeen, seconded by Comm. Joseph and carried by voice vote 8 Ayes to 1 Abstention (Comm. Bergdahl) that Check #55384 in the amount of \$350.55 made payable to Bergdahl's Inc. be approved. Affidavit of Disclosure Follows:

AFFIDAVIT OF DISCLOSURE  
PURSUANT TO MCL 15.323(2)(a)

COUNTY OF MARQUETTE     )  
  )SS  
STATE OF MICHIGAN        )

Charles Bergdahl, a Marquette County Commissioner, being duly sworn, hereby submits this Affidavit pursuant to the provisions of MCL 15.323(2)(a):

1. The Final Disbursement List submitted for approval at this September 28, 2004, meeting of the County Board of Commissioners Committee of the Whole includes Check No. 55384, dated September 24, 2004, payable to Bergdahl's, Inc. in the amount of \$350.55, in payment for Community Corrections and 2 Stihl Trimmers and supplies;
2. I hereby disclose that I have a personal financial interest in Bergdahl's, Inc., which is as follows:  
  
90% Shareholder
3. I hereby certify that any direct benefit I personally will receive from this payment to Bergdahl's Inc. will be less than \$250.00, and will be less than 5% of the total payment of \$350.55.

Dated this 28<sup>th</sup> day of September, 2004.

/S/

\_\_\_\_\_  
Charles Bergdahl

The Committee considered Rental Car Operations at Sawyer International Airport. In late May, Hal Pawley, Sawyer International Airport and Business Center Director, and Keith Kaspari, Sawyer International Airport Manager, started negotiations with four rental car operators. The meetings were to advise them of proposed increases in fees beginning July 1, 2004. The increase amounts to \$754.44 to be phased in over a period of 24 months, at an increase of \$188.61 every six months beginning January 1, 2005.

After continued discussions each of the four rental car operators, three of them Avis, Budget, and National/Alamo had agreed to fee increases as proposed. Originally, Thrifty Car Rental was only in agreement with the proposed phase-in periods, and had requested the fees for both the passenger terminal and car wash bay be implemented according to the percentage of market share for the four rental car operators. Staff did not support or recommend using this methodology. Sharon Dunn, Owner of Thrifty Car Rental Company, was present and stated that Thrifty Car Rental has since agreed with the fee increases as proposed. She requested the Board's approval to increase the daily rental rate by \$1.50 as an Airport Facility Fee to help offset the increase.

It was moved by Comm. Nordeen, seconded by Comm. Tuominen, and unanimously carried by voice vote that the Committee of the Whole recommend the County Board approve the \$1.50 per contract, per day, Airport Facility Fee to help offset the increase as requested by Ms. Dunn.

It was moved by Comm. Wallace, seconded by Comm. Joseph and unanimously carried by voice vote that the Committee of the Whole recommend the County Board approve the implementation of the three-year Rental Car fee increases as recommended by Staff.

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The Committee considered the Central Dispatch Radio System Reconfiguration. In summary, the Committee of the Whole approved All Around Tower Services, Inc. of Hudsonville, Michigan to perform the tower work for the County's redeployment of the VHF radio equipment to the State towers. All Around Tower Services is one of two companies considered by the State to be "pre-approved" in the sense that no inspection of their work would be needed due to their proven work record and experience. The County Board directed the project be re-bid to include local potential vendors. A new Request for Proposals were sent to twenty potential vendors in the region, including three from Marquette County. Eleven Notices of Intent to Bid were received including the three from Marquette County. The bids were due on Friday, September 17<sup>th</sup> at 4:00 P.M. The County received eight. A request for additional information based upon advice from the Engineering Consultant was requested. The request was sent to the eight bidders to clarify the equipment they were planning to use, training in the equipment, specific products they would be using, etc. Of the eight bidders only five replied. A thorough review of the five bids was undertaken. Anderson Communications bid revealed they had bid the wrong feed line. Anderson Communications was contacted and asked if he would be able to provide the correct feed line at the bid price submitted. He could not and withdrew his bid. A review of Range Communications revealed they could not comply with the insurance provision (primary additional insured).

A lengthy discussion between Commissioners and Staff followed regarding Range Telecommunications and the insurance provision. Chairperson Corkin read the following statement into the record from David J. Savolainen, Jr., Operations Manager for Range Telecommunications: *"Our insurance provider has been in contact with Marquette County Administrator, Steven Powers, to provide any and all necessary insurance documentation. All insurance requirements are in a position to be complied with, with the exception of the Additional Insured Endorsement as noted on Page 5 of 13. The County of Marquette can be added as an Additional Insured, but as an excess, not primary basis. It is not possible to provide primary coverage to an Additional Insured."*

Comm. Nordeen stated that the insurance provision of primary additional insured is easy to obtain and felt Range Telecommunications should have been contacted and given the opportunity to provide the document. Comm. Cihak and Comm. Joseph agreed.

It was moved by Comm. Arsenault, seconded by Comm. Coyne, and carried on a roll call vote 6 Ayes (Comm. Arsenault, Comm. Bergdahl, Comm. Coyne, Comm. Tuominen, Comm. Wallace, and Comm. Corkin) to 3 Nays (Comm. Cihak, Comm. Joseph and Comm. Nordeen) that the Committee of the Whole

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recommend the County Board award the Central Dispatch Radio System Reconfiguration Project to All Around Tower Services, Inc., Hudsonville, Michigan, in the amount of \$50,905.52.

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The Committee considered the bid award for TSA Building 731 – Proposals for Cleaning. As part of the full-service lease arrangement Marquette County has with the Transportation Security Administration, the County is required to provide a cleaning service for the building along with snow removal. On August 12, 2004 H&H Custodial, Inc. notified the County they were terminating their contract for cleaning the TSA Building. Bids were solicited for the remainder of the year, and fiscal year 2005 and fiscal year 2006 because Sawyer International Airport and Business Center is currently negotiating lease renewal for five years. Eight companies/individuals responded to the request. Two bids were received with SCI Cleaning and Maintenance submitting the low proposal at \$195/week or \$10,104 annually. Staff is recommending the County enter into a Cleaning Contract with SCI Cleaning & Maintenance.

It was moved by Comm. Cihak, seconded by Comm. Arsenault, and unanimously carried by voice vote that the Committee of the Whole recommend the County Board award the Janitorial Services bid for the TSA Building 731 to SCI Cleaning & Maintenance in the amount of \$195/week or \$10,140 annually beginning November 1, 2004 provided all Insurance Certificates meet County requirements.

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The Committee considered a 2005 Medical Support Enforcement Agreement. Carolyn Hanson, Friend of the Court, informed the County Board as in past years this Agreement is 100% State funded. The State allocates \$40,256 to Marquette County. These funds allow medical support services including the reimbursement from the non-custodial parents to the custodial parents for medical expenses incurred by the children and to assure the children are covered by available health insurance coverage.

It was moved by Comm. Tuominen, seconded by Comm. Wallace, and unanimously carried by voice vote that the Committee of the Whole recommend the County Board approve the 2005 Medical Support Enforcement Agreement and authorize execution by the Board Chair.

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The Committee considered the Little Lake Tower Lease. Anderson Rentals is the owner of a communications tower known as site #1211768 referred to as Little Lake Tower. The Tower is situated upon land located at 891 Setter Drive, in Sec. 16, T45N, R24W, Marquette County, Michigan. Marquette County will lease space upon said Tower for the purpose of operation of a County-wide Emergency Communication System. Marquette County will pay Anderson Rentals for the tower and building space in the amount of \$4,000 annually. The Lease Agreement shall commence on the 1<sup>st</sup> day of November, 2004 and shall terminate on the 31<sup>st</sup> day of October, 2009 (5 years).

It was moved by Comm. Nordeen, seconded by Comm. Bergdahl, and unanimously carried by voice vote that the Committee of the Whole recommend the County Board approve the Little Lake Tower Lease.

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Chairperson Corkin commented on State Revenue Sharing. He announced that a U.P. delegation consisting of himself, Steve Powers, County Administrator, Mike Lovelace, Marquette County Sheriff, Patricia A. Manley, Register of Deeds, and Negaunee City Manager Paul Waters traveled to the State Capitol to urge our State Legislators to support Senate Bill 1111 and 1112. Senate Bill 1111 and 1112 create a Revenue Sharing Reserve Fund. Counties can use the reserve funds to protect community services. Chairperson Corkin further explained that if the House failed to pass these Bills Marquette County would lose approximately \$178,000 in State Revenue Sharing.

Steve Powers, County Administrator, emphasized Chairperson Corkin's comments. He explained that it was good news for Marquette County. The action taken preserves approximately \$1 million County-wide.

Comm. Nordeen questioned whether the early tax question should have required a vote of the people?

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The Committee considered a Printer Bid Award. Brent Nault, Information Systems Manager, explained that the budget for the new Tax Administration System contains \$46,500 for the purchase of hardware. Of this, \$25,000 was budgeted for the purchase of two Line Matrix High-Speed Printers, and three



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High-Speed HP LaserJet Printers. Bids were advertised and solicited for the purchase of the printers. The bid specified that Hewlett Packard 900N LaserJet Printer as a required high capacity LaserJet. The TallyGenicom T6212 Line Matrix Printer was specified as the printer of choice. Five vendors submitted bids. Four of the five submitted qualified bids. The vendor that did not qualify did not bid the HP 900N Laser Jet Printer and did not bid on the Line Matrix Printer.

Precision Data Products submitted the low bid in the amount of \$23,398. Precision Data Products estimates that the shipping costs would be approximately \$500 for a total cost of \$23,898. The remaining \$2,600 would be to extend the warranty from a 90-day labor, 1-year parts factory warranty to 2-years parts and labor at a cost of \$2,300 and purchase additional memory.

Mr. Nault recommends the County award the Printer Bid to Precision Data Products in an amount not to exceed \$26,500.

It was moved by Comm. Arsenault, seconded by Comm. Bergdahl, and unanimously carried by voice vote that the Committee of the Whole recommend the County Board award the Printer Bid for the new Tax Administration System to Precision Data Products in an amount not to exceed \$26,500.

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The Committee considered a request for a partial discharge of mortgage. Steve Enright, Community Development Coordinator, explained that Marquette County has received a request from former housing program grantee Tammy Barry for a partial discharge of her mortgage. She desires to split her lot and sell the vacant portion to Habitat for Humanity, enabling that organization to construct a home for a low income client. Ms. Barry has been working with Habitat staff on the proposed property sale. She desires to sell the west half of her parcel and retain the east half where the home the County rehabilitated in 1997 is located. The lot split has been approved by the City of Marquette, and two other lenders have agreed to a partial mortgage discharge of the vacant half. In order to complete the sale to Habitat, Marquette County also needs to discharge the vacant half.

According to the City of Marquette records, the 2004 SEV for the entire parcel is \$26,800 (market value \$53,600). The value of raw land is \$28,000; therefore, the vacant half is worth roughly \$14,000, and the sale is \$10,000. It appears the remaining east half with the home is valued is \$39,600. The Marquette County mortgage is \$15,200, therefore the County investment seems to be protected.

It was moved by Comm. Cihak, seconded by Comm. Nordeen, and unanimously carried by voice vote that the Committee of the Whole recommend the County Board approve the Partial Discharge of Mortgage and authorize the Board Chair to sign the appropriate documents.

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The Committee discussed the West Branch Township Fitness Center Loan Full Faith and Credit issue. Karen Anderson, Sawyer Operations Authority, explained that in August an IRP Loan was approved provided West Branch Township pledges Full Faith and Credit for the \$235,000 loan to be used for renovation of the facility. Ms. Anderson distributed the correspondence thus far between Attorney Bonnie Hoff and Civil Counsel Harley Andrews. At the September 21, 2004 County Board meeting, the consensus of the County Board was that West Branch Township provide the required documents as recommended by Harley Andrews, Chief Civil Counsel. Since then another resolution was prepared and submitted to Mr. Andrews. Ms. Anderson explained that she doesn't know what else needs to be done. She stated West Branch Township fully intends to repay the loan and the ability to pay is not an issue. She feels the Attorney has cited all the legal requirements.

Cheryl Hill, Civil Counsel, stated that she understands the confusion. She explained that what Mr. Andrews is requesting is very specific. The Michigan Compiled Law cited in the resolution merely points out the same statutory requirements that were put forth in the first memos. Those sections do not say that the Township can pledge Full Faith and Credit. This is the reason there is a question whether this actually meets the requirements that the County Board set forth. She further explained that they are is doing what the County Board directed them to do regarding their August 18, 2004 motion. The County needs a legal way in which to hold West Branch to their obligation to pay back the loan. She explained that if the loan isn't paid back the County would have no legal recourse to recover the money without Full Faith and Credit.

Comm. Nordeen questioned exactly what Full Faith and Credit is? He questioned whether the County needs that requirement. He feels that Full Faith and Credit obviously implies something more than what Commissioners are discussing.

It was moved by Comm. Bergdahl, seconded by Comm. Nordeen to direct West Branch Township to adopt the Resolution presented tonight and bring it back to the County Board at next week's meeting.

A friendly amendment was discussed regarding rescinding the terms of the original motion which required pledging Full Faith and Credit. Comm. Nordeen withdrew his support.

This issue will again be placed on the October 5, 2004 County Board Meeting Agenda. West Branch Township may present the signed resolution back to the Board at that time.

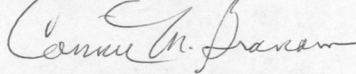
Chairperson Corkin opened the meeting for public comment, none was forthcoming.

**COMMISSIONER COMMENTS, STAFF COMMENTS, AND ANNOUNCEMENTS**

Comm. Joseph requested the status of the interest on the \$450,000 loan for t-hangars in 1999. Steve Powers, County Administrator, will provide the information at next week's meeting.

There being no further business to come before the Committee of the Whole, the meeting adjourned at 7:38 P.M.

Respectfully submitted,



Connie M. Branam  
Marquette County Clerk

MARQUETTE COUNTY BOARD OF COMMISSIONERS  
COMMITTEE OF THE WHOLE

Tuesday, September 28, 2004, 6:00 P.M.

Room 231, Henry A. Skewis Annex, Marquette, MI 49855

[www.co.marquette.mi.us](http://www.co.marquette.mi.us)

1. ROLL CALL.
2. APPROVAL OF THE MINUTES of the COMMITTEE OF THE WHOLE MEETING HELD ON SEPTEMBER 14, 2004.
3. PUBLIC COMMENT.
4. APPROVAL OF THE AGENDA.
5. Review of Claims and Accounts.
6. Central Dispatch Radio System Reconfiguration.
7. Bid Award for TSA Janitorial Services.
8. Medical Support Enforcement Agreement.
9. Car Rental Agency Update.
10. Little Lake Tower Lease.
11. Comments on State Revenue Sharing.
12. Printer Bid Award.
13. Partial Discharge of Mortgage.
14. PUBLIC COMMENT.
15. COMMISSIONER COMMENTS, STAFF COMMENTS AND ANNOUNCEMENTS.
16. ADJOURNMENT.

13a- W. Br. Top Loan