

MINUTES OF REGULAR MEETING – TUESDAY, JANUARY 18, 2011 – 6:00 P.M. – ROOM 231, HENRY A. SKEWIS ANNEX, MARQUETTE, MI 49855

1. CALL TO ORDER – SALUTE TO THE FLAG – PLEDGE OF ALLEGIANCE.

- Call to Order by Chair at 6:00 p.m. – Room 231 Henry A. Skewis Annex, Marquette.
- Roll Call: Present: Commissioner Arsenault, Commissioner Cihak, Commissioner Corkin, Commissioner Heikkila, Commissioner Joseph, Commissioner Nordeen, Commissioner Pellow, Commissioner Quayle and Chairperson Bergdahl.
Absent: None.

2. APPROVAL OF THE MINUTES OF THE COUNTY BOARD OF COMMISSIONERS ORGANIZATIONAL MEETING HELD ON JANUARY 4, 2011.

Board Action: Commissioner Corkin moved to approve the minutes of the January 4, 2011 Organizational Meeting of the County Board of Commissioners with the following correction: *the motion regarding Election of Vice-Chairperson was seconded by Commissioner Quayle.* Second by Commissioner Nordeen. Motion adopted.

3. PROCLAMATION, PRESENTATIONS AND AWARDS.

- a. Commissioner Quayle read the following Resolution Honoring Scott K. Hanson on his Retirement.

RESOLUTION HONORING SCOTT KEITH HANSON ON HIS RETIREMENT

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

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

WHEREAS, Scott Hanson was appointed Assistant Prosecuting Attorney I for the County of Marquette on November 17, 1986. He was promoted to Assistant Prosecuting Attorney II on June 15, 1987, and in this capacity he was assigned a caseload of misdemeanor and felony cases. Scott spent much of his professional career advocating for the rights of children. As an Assistant Prosecuting Attorney II, Scott specialized in the prosecution of cases involving the abuse and neglect of children; and

WHEREAS, in August of 2000, Scott assumed the duties of Family Support Attorney. As Assistant Prosecuting Attorney for the Family Support Division, Scott was responsible for legal issues relating to child support, paternity, family law, domestic violence, custody, visitation, and personal protection orders. Scott was recognized by the State of Michigan in 2010 for outstanding performance in pursuing child support on behalf of children in Marquette County.

WHEREAS, Marquette County recognizes and thanks Scott Hanson for his many years of experience and commitment to upholding the judicial system for the citizens of Marquette County and the State of Michigan.

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THEREFORE, BE IT RESOLVED, that the Marquette County Board of Commissioners gratefully expresses its appreciation to Scott K. Hanson for over 24 years of dedicated service to Marquette County; and

BE IT FURTHER RESOLVED, that the County Board, on behalf of all County Citizens, wishes Scott and his wife Carolyn a long, healthy, and happy retirement.

- b.** Commissioner Nordeen read the following Resolution Honoring Scott Williams on his Retirement.

RESOLUTION HONORING RUSSELL SCOTT WILLIAMS ON HIS RETIREMENT

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

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

WHEREAS, Russell Scott Williams began his career in the Airport maintenance division at the former Marquette County Airport in Negaunee, and during the summer of 1999, was an integral member of the team that made the transition and relocation of all airport operations to the former K.I. Sawyer Air Force Base, and the current Sawyer International Airport in Gwinn; and

WHEREAS, as an Airport Maintenance Technician, Scott has proven his skills as an excellent equipment operator providing maintenance and mechanical functions for the airfield and airport equipment, while also providing a high degree of skills for general airport and airfield maintenance. He has been an Airport Technician Five (AT-5) since 1989 and has been an excellent employee within the airport department; and

WHEREAS, Along with his duties as an equipment operator, Scott was also a member of the airport fire department, and has over the many years at both Negaunee and Sawyer, assisted airport management staff in keeping Sawyer in compliance with the Federal Aviation Administration and numerous Federal Aviation Regulations; and

WHEREAS, Scott has been a member of the airport team that has seen the development and transition of Sawyer from a Cold War era Air Force Base to the premiere commercial service airport in the Upper Peninsula, and has during his tenure at Sawyer been a part of the team that has completed nearly \$80,000,000 worth of facility improvements; and

WHEREAS, that the County of Marquette thanks Scott for his continued efforts to always stress safety and to provide a safe airport environment for the airlines and other aircraft operators, and the over 1,300,000 passengers that have traveled to and from Sawyer since the relocation of the airport in September of 1999.

THEREFORE, BE IT RESOLVED, that the County Board of Commissioners gratefully expresses its appreciation to Russell Scott Williams for over 25 years of dedicated service to Marquette County; and

BE IT FURTHER RESOLVED, that the County Board, on behalf of all County Citizens, wishes Scott a long, healthy, and happy retirement.

4. APPROVAL OF THE AGENDA.

Board Action: Commissioner Pellow moved to approve the Agenda with the following addition: Item 11a) County Road 595 Discussion. Second by Commissioner Corkin. Motion adopted.

5. PUBLIC COMMENT.

Chairperson Bergdahl opened the meeting for public comment.

- James Gallant, Skandia requested to speak to Item 10b) Rules of Order Discussion.
- Ruth Almen, Regional Director for the Alzheimer's Association, thanked Commissioners for the kind words relating to the presentation given at the Committee of the Whole meeting held January 11, 2011.

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

6. REVIEW OF CLAIMS AND ACCOUNTS.

Board Action: Commissioner Arsenault moved to approve Claims and Accounts for the period January 7, 2011 through January 13, 2011, in the amount of \$513,744.90; BiWeekly Payroll for the period ending January 8, 2011 in the amount of \$723,654.14; and Electronic Payments in the amount of \$4,974.27. Second by Commissioner Joseph. Motion adopted.

7. PUBLIC HEARINGS. None.

8. PRIVILEGED COMMENT. None.

9. INFORMATIONAL ITEMS.

a. Presentation by Ken Salo, Former Chairperson, Forestry Commission.

Ken Salo explained that Marquette County is one of two County Forests in the State of Michigan. The forest valued at \$1.3 million, which including the land (9500 acres), is a major asset to Marquette County. Mr. Salo included many examples in his presentation regarding forest management. He explained that the citizens of Marquette County are lucky to have their own Resource Planning Department.

Commissioners thanked Mr. Salo for his presentation.

10. ACTION ITEMS.

a. Committee of the Whole Recommendation to approve a Forsyth Township-Aircraft Emergency Response Agreement/Public Safety Building Lease.

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Board Action: Commissioner Corkin moved to approve the Committee of the Whole Recommendation to approve a Forsyth Township-Aircraft Emergency Response Agreement/Public Safety Building Lease. Second by Commissioner Heikkila. Motion adopted.

b. Rules of Order Discussion.

- James Gallant, Skandia, spoke regarding the Rules of Order. He suggested an ad hoc bylaws committee be formed.
- Commissioner Heikkila requested discussion on point of order.
- Civil Council, Cheryl Hill, provided a memo to Commissioners explaining Commissioner Heikkila's concern.
- Commissioner Heikkila withdrew his request until a later date if needed.

No action was taken.

c. Committee of the Whole Recommendation to approve the Amendments to the Board of Commissioners Rules of Order.

Board Action: Commissioner Pellow moved to approve the Committee of Whole Recommendation approving the Amendments to the Board of Commissioners Rules of Order as follows. Second by Commissioner Arsenault. Motion adopted.

II-4. STRUCTURE OF COMMITTEE OF THE WHOLE.

Present Language:

II-4.3 When meeting as a Committee of the Whole, the Board is strictly prohibited from taking any formal final action on any business then before the Board of any committee of the Board.

Proposed Language:

II-4.3 When meeting as a Committee of the Whole, the Board is *cautioned* from taking any formal final action on any business then before the Board of any committee of the Board *without the express approval, made in the form of a motion and approved by a majority of the board members present.*

IV-13. PUBLIC COMMENT.

Present Language:

Public Comment is an opportunity for citizens of the County to voice their opinions concerning issues regarding the operation of County government in Marquette County. Individuals will be limited to five minutes per person, not to exceed 20 minutes in total. The County Clerk will be responsible to keep time on individuals and inform the Board Chairperson when time limits have expired. At the close of Public Comment County Board members may address issues raised by citizens during the Public Comment Session.

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Proposed Language:

Public Comment is an opportunity for citizens of the County to voice their opinions concerning issues regarding the operation of County government in Marquette County. Individuals will be limited to five minutes per person ***with a one minute warning issued by the Chairperson that time is about to expire, not to exceed 20 minutes in total unless waived by the majority of Board present.*** The County Clerk will be responsible to keep time on individuals and inform the Board Chairperson when time limits have expired. At the close of Public Comment County Board members may address issues raised by citizens during the Public Comment Session.

IV-15. SPECIAL MEETINGS

Present Language:

IV-15.3 The Clerk shall thereupon cause Notice of the scheduled Special Meeting to be given to each of the Commissioners not less than twenty-four (24) hours prior to the scheduled Special Meeting, by ~~any of~~ the following methods:

- a. by causing a copy of the written Notice to be delivered personally to the Commissioners; or,
- b. by causing a copy of the written Notice to be left at the residence of the Commissioner; or,
- c. verbally, either in person or by telephone, at which time the written Notice shall be read to the Commissioners verbatim. If this method of notice is used, the verbal notice ~~shall be given only~~ To a Commissioner personally, or ~~and~~ a message left with another person, or on a telephone answering device, ~~shall not~~ be considered sufficient notice for purposes of this Section. The Clerk shall cause to be made, contemporaneously with the delivery of such Notice, a record indicating the method, location, date and time that such Notice was provided to each Commissioner, and, if by telephone, the number at which such Commissioner was reached.

Proposed Language:

IV-15.3 The Clerk shall thereupon cause Notice of the scheduled Special Meeting to be given to each of the Commissioners not less than twenty-four (24) hours prior to the scheduled Special Meeting, by the following methods:

- a. by causing a copy of the written Notice to be delivered personally ***or via e-mail*** to the Commissioners; or,
- b. by causing a copy of the written Notice to be left at the residence of the Commissioner; or,
- c. verbally, either in person or by telephone ***or cell phone***, at which time the written Notice shall be read to the Commissioners verbatim. If this method of notice is used, the verbal notice ***may*** be given to a Commissioner personally, or a message left with another person, or ***a message left*** on a telephone answering device, ***will be*** considered sufficient notice for purposes of this Section. The Clerk shall cause to be made, contemporaneously with the delivery of such Notice, a record indicating the method, location, date and time that such Notice was provided to each Commissioner, and, if by telephone, the number at which such Commissioner was reached.

Minutes are Subject to Correction and Approval**VII-1. Roll Call Votes: Commissioners Present; Excuse.**

A roll call vote shall proceed ~~alphabetically~~ *by district* from the person making the motion, with the Chair voting last. Every member who shall be present when a question is last stated by the Chair, and no others, shall vote for or against the same, unless the Board shall excuse him/her, or unless he/she be prohibited by law from voting on the question.

d. Proposed Change to the Board of Commissioners Rules of Order-Section II-1. Statutory Finance Committee.

Board Action: Commissioner Pellow moved to approve the change to the Board of Commissioners Rules of Order Section II-1. Statutory Finance Committee changing from five commissioners to *three*. Second by Commissioner Heikkila. Motion adopted.

**SECTION II
COMMITTEES****II-1. STATUTORY FINANCE COMMITTEE.**

II-1.1 The Chair of the Board shall appoint ~~five~~ *three* commissioners to the Statutory Finance Committee no later than the Monday following the organizational meeting.

II-1.2 The Statutory Finance Committee shall elect a Chair and a Vice-Chair at its first meeting.

e. Purchase of Truck for Sheriff's Department.

Steve Powers, County Administrator, presented the following recommendation. Captain David Lemire, Marquette County Sheriff's Department, was present to answer questions.

The Sheriff's Department requested replacement of a high-mileage truck in the 2011 budget. The request was not recommended, with the understanding that if Sheriff's Department was successful in receiving United States Department of Agriculture Rural Development grant funding for vehicles, the truck purchase would be reconsidered. Captain David Lemire was successful in receiving approximately \$20,000 in USDA funding. The Sheriff's Department will continue to seek grant funding for vehicles and equipment.

The remaining amount needed for the truck is available in the Capital Improvement Budget. Funds are also available within the Capital Improvements Budget for replacing and installing the pickup cap, lights, and siren. The estimated cost is \$5,000. The lights and siren currently being used are over 20 years old, well beyond the life expectancy of the equipment.

Board Action: Commissioner Cihak moved to award the bid for the 2011 Chevrolet Silverado LT 4x4 half ton pickup truck to Frei Chevrolet of Marquette in the amount of \$21,781.00. Seconded by Commissioner Arsenault. Motion adopted.

11. LATE ADDITIONS.**a. County Road 595 Discussion.**

Commissioner Pellow explained a recent Kennecott decision to no longer consider development of County Road 595, formally Woodland Road, for Kennecott's mining operations. She explained that the route Kennecott plans to use raises safety concerns, specifically between the hours of 7:00 to 9:00 a.m. and 4:00 to 6:00 p.m. Commissioner Pellow is disappointed with the EPA's input on this decision.

Board Action: Commissioner Pellow moved to send a letter to all State and Federal Legislators urging them to contact the U.S. Environmental Protection Agency regarding Kennecott's decision to no longer consider County Road 595. Seconded by Commissioner Corkin. Motion adopted.

12. CLOSED SESSION.

Board Action: Commissioner Cihak moved to go into Closed Session for the purpose of MCL 15.268(c) - Strategy and Negotiations Sessions Connected with Negotiations of the following Collective Bargaining Agreements:

- a. Consideration of Collective Bargaining Agreement for Airport Employees – Pursuant to MCL 15.268(c) for strategy and negotiation sessions connected with the negotiation of a collective bargaining agreement.
- b. Consideration of Collective Bargaining Agreement for Sheriff's Department Deputies- Pursuant to MCL 15.268(c) for strategy and negotiation sessions connected with the negotiation of a collective bargaining agreement.
- c. Consideration of 2011 Collective Bargaining Agreement- Courthouse Employees- Pursuant to MCL 15.268(c) for strategy and negotiation sessions connected with the negotiation of a collective bargaining agreement.
- d. Consideration of 2011 Collective Bargaining Agreement for Senior Officers- Pursuant to MCL 15.268(c) for strategy and negotiation sessions connected with the negotiation of a collective bargaining agreement.
- e. Consideration of 2011 Collective Bargaining Agreement for Central Dispatch- Pursuant to MCL 15.268(c) for strategy and negotiation sessions connected with the negotiation of a collective bargaining agreement.
- f. Consideration of 2011 Collective Bargaining Agreement for Health Dept. AFSCME- Pursuant to MCL 15.268(c) for strategy and negotiation sessions connected with the negotiation of a collective bargaining agreement.
- g. Consideration of 2011 Collective Bargaining Agreement for Health Dept. Nurses- Pursuant to MCL 15.268(c) for strategy and negotiation sessions connected with the negotiation of a collective bargaining agreement.

Second by Commissioner Nordeen. A roll call vote was recorded: 9 Ayes (Commissioner Cihak, Commissioner Quayle, Commissioner Heikkila, Commissioner Corkin, Commissioner Joseph, Commissioner Arsenaault, Commissioner Pellow, Commissioner Nordeen and Chairperson Bergdahl) to 0 Nays. Motion adopted.

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

CLOSED SESSION

The County Board came back into Open Session. No action was taken as a result of the Closed Session.

13. PUBLIC COMMENT.

Chairperson Bergdahl opened the meeting for public comment.

- James Gallant, Skandia, spoke regarding the Rules of Order and his request for an ad hoc committee to review bylaws. He also commented regarding Civil Counsel.
- Teresa Bertossi, Marquette, spoke regarding concerns with County Road 595 and the Kennecott project.

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

14. COMMISSIONERS COMMENTS, STAFF COMMENTS AND ANNOUNCEMENTS.

- Commissioner Corkin responded to Mr. Gallant's statements concerning Cheryl Hill, Civil Council. Commissioner Corkin commended Ms. Hill stating she is of the highest integrity and a very capable lady.
- Commissioner Cihak appreciated the information that Ms. Bertossi spoke of during public comment.
- Commissioner Quayle asked if Kennecott should be invited to attend a future meeting.
- Commissioner Nordeen also requested Kennecott be invited to a future meeting.
- Chairperson Bergdahl explained that he has spoken with Kennecott regarding their attendance at a future meeting.
- Chairperson Bergdahl announced that the Rehire Ad Hoc Committee met earlier today.

15. ADJOURNMENT.

There being no further business to come before the County Board, the meeting adjourned at approximately 8:40 p.m.



Linda K. Talsma
Deputy County Clerk

Charles Bergdahl, Chairperson
Marquette County Board of Commissioners

Minutes Proposed for Approval on February 1, 2011.