

The Marquette County Board of Commissioners held their Regular Meeting on Tuesday, June 15, 2004, at 7:00 P.M., in Room 231 of the Henry A. Skewis Annex, 234 West Baraga Avenue, Marquette, Michigan.

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

A Salute to the Flag was given followed by the Pledge of Allegiance.

It was moved by Comm. Tuominen, seconded by Comm. Arsenault, and unanimously carried by voice vote that the minutes of the County Board of Commissioners Regular Meeting held on June 1, 2004 be approved.

Chairperson Corkin opened the meeting for public comment.

Mike Quayle, 1700 Mildred Avenue, Marquette, addressed the County Board regarding a 2003 Closeout Budget. He questioned whether there was money left for Road Patrol? He also discussed a recent job posting in the Resource Management Department. He would like answers to these issues and suggested Ishpeming District Court Pioneer Square be put on a ballot for a vote of the people.

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

It was moved by Comm. Arsenault, seconded by Comm. Wallace, and unanimously carried by voice vote that Claims and Accounts for the period June 4, 2004 through June 10, 2004 in the amount of \$229,038.45 and bi-weekly payroll for the period ending June 5, 2004 in the amount of \$568,889.94 be approved, excluding Check No. 51875 made payable to Bergdahl's in the amount of \$36.54; Check No. 52043 made payable to Bergdahl's in the amount of \$75; Check No. 52044 made payable to Bergdahl's in the amount of \$62.43; and Check No. 52060 made payable to Joseph's in the amount of \$200.

It was moved by Comm. Tuominen, seconded by Comm. Nordeen, and carried by voice vote 8 Ayes and 1 Abstention (Comm. Bergdahl) that Check No. 51875 payable to Bergdahl's in the amount of \$36.54, Check No. 52043 made payable to Bergdahl's in the amount of \$75.00, and Check No. 52044 made payable to Bergdahl's in the amount of \$62.43 be approved. Notice 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 the June 8, 2004, meeting of the County Board of Commissioners Committee of the Whole includes Check No. 051875, dated June 4, 2004, payable to Bergdahl's Inc. in the amount of \$36.54, in payment for Marquette County Airport Supplies;*
2. *The final Disbursement List submitted for approval at this June 15, 2004, Marquette County Board of Commissioners meeting includes:*
 - A. *Check No. 052043, dated June 11, 2004, payable to Bergdahl's, Inc. in the amount of \$75.00, in payment for KI/Supplies; and,*
 - B. *Check No. 052044, also dated June 11, 2004, payable to Bergdahl's Inc., in the amount of \$62.43;*
3. *I hereby disclose that I have a personal financial interest in Bergdahl's, Inc., which is as follows:*

90% Shareholder
4. *I hereby certify that any direct benefit I personally will receive from these payments to Bergdahl's Inc. will be less than \$250.00, and will be less than 5% of the total payment of \$173.97.*

Dated this 15th day of June, 2004.

/S/

Charles Bergdahl

It was moved by Comm. Tuominen, seconded by Comm. Arsenault and carried by voice vote 8 Ayes and 1 Abstention (Comm. Joseph) that Check No. 52060 made payable to Joseph's in the amount of \$200 be approved. Notice of Disclosure follows:

AFFIDAVIT OF DISCLOSURE

PURSUANT TO MCL 15.323(2)(a)

COUNTY OF MARQUETTE)
)SS
STATE OF MICHIGAN)

Nick Joseph, 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 June 15, 2004, meeting of the County Board of Commissioners includes Check No. 052060, dated June 11, 2004, payable to Joseph's in the amount of \$200.00, in payment for Soldier's and Sailor's Relief payment for veteran James Goloversic;
2. I hereby disclose that I have a personal financial interest in Joseph's Foodland Incorporated, d/b/a Joseph's Super Valu, which is as follows:

Sole Shareholder

3. I hereby certify that any direct benefit I personally will receive from this payment to Joseph's will be less than \$250.00, and will be less than 5% of the total payment of \$200.00.

Dated this 15th day of June, 2004.

/S/

Nick Joseph

It was moved by Comm. Tuominen, seconded by Comm. Wallace, and unanimously carried by voice vote that the agenda be approved with the addition of 11a) Authorization to Purchase Pumps and Scales – EDA III.

PRIVILEGED COMMENT

The County Board interviewed Road Commission candidate Michael Kuopus who was absent from the June 8, 2004 interview session. Mr. Kuopus answered a series of questions by the County Board.

INFORMATIONAL ITEMS

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

- a. Communication from Department of Health and Human Services Certificate of Recognition for Dedication to Creating a Donation Friendly America as a Workplace Partner for Life.
- b. Court Equity Fund Second Quarter Disbursement.
- c. DEQ Air Quality Divisions Review Application Report.
- d. News Release: Erickson Names UPPCO President.
- e. Communication from Mark Stanley, Director, Advanced Technology Program, regarding U.P. Fabricating Company, Inc. submitted to the Advanced Technology Program (ATP).
- f. Training Opportunity: Introduction to Emergency Management.
- g. Communication from Department of Labor and Economic Growth regarding Closure of PE 04-033.
- h. Department of Labor and Economic Growth Bureau of Construction Codes and Fire Safety Notice of Public Hearing.
- i. Communication from Debbie Stabenow, U.S. Senator, regarding Funding Request for FAA Federal Contract Tower Program.
- j. Communication from Chocolay Township regarding Closure of the Ishpeming Secretary of State Branch Office.
- k. Communication from DEQ regarding Recently Enacted Solid Waste Legislation.

ACTION ITEMS

10a) The County Board considered the County/UPPCO Agreement. On February 11, 2004 the Committee of the Whole recommended acceptance of the \$1 million purchase offer and authorized staff to finalize the sale from UPPCO. The recommendation was given final approval on February 17th. Since that time, Staff and Counsel have been involved in negotiating and drafting the actual agreement, and the various schedules and exhibits. At the time of the Committee of the Whole Recommendation the actual agreement and related documentation had not yet been created. The County Board only approved the acceptance of a purchase offer. Harley Andrews, Civil Counsel, explained the documents contain affirmative assertions that each party has taken all necessary and appropriate action to duly and validly approve the documents and the transaction, and to authorize the execution and performance thereof. In order to meet that requirement, it is necessary that the County Board now take action to approve the actual agreement and related documentation, and to authorize the execution, delivery and performance thereof. The documentation will be considered by the UPPCO Board

of Directors at its meeting on June 15, 2004, and its approval is expected at that time. The actual closing and payment remains scheduled for June 30, 2004 in Lansing.

It was moved by Comm. Nordeen, seconded by Comm. Tuominen, and unanimously carried by voice vote that the County Board approve the Agreement and all related documentation relating to the sale by the County to UPPCO of the Sawyer Electric Distribution System for the sum of \$1 million; and authorize the Board Chair to execute any and all of said documents on behalf of the County; and authorize the delivery and performance of this Agreement, and all related documentation, as binding obligations of the County.

10b) The County Board considered a Committee of the Whole Recommendation to retain the Water and Sanitary Sewer System at Sawyer.

It was moved by Comm. Wallace, seconded by Comm. Tuominen, and carried by voice 8 Ayes to 1 Nay (Comm. Nordeen) that the County retain the Water and Sanitary Sewer System at Sawyer for at least the next year or two and operate it as a County Department, and further, that communication continue with the Sawyer Operations Authority, Forsyth Township, and/or West Branch Townships to work toward a productive future proposal. The County will implement the recommendations of Scott Erbish, Sawyer Operations Manager.

10c) The County Board considered a Committee of the Whole Recommendation to approve Amendment No. 2 for Engineering Services for the EDA III Water and Wastewater Control Project.

The total amount of this Change Order is \$6,100. The County's share will be about \$430, with the balance coming from the EDA. It is not an increase to the County's required match, the County's local share was budgeted in 2002.

It was moved by Comm. Coyne, seconded by Comm. Wallace, and unanimously carried by voice vote that the County Board approve the Committee of the Whole Recommendation to approve Amendment No. 2 for Engineering Services for the EDA III Water and Wastewater Control Project.

10d) The County Board considered a Committee of the Whole Recommendation to approve Amendment No. 1 to the Engineering Agreement for Construction Inspection and Contract Administration with URS Corp. in the amount of \$57,000.

It was moved by Comm. Arsenault, seconded by Comm. Tuominen and carried on a roll call vote 7 Ayes (Comm. Arsenault, Comm. Bergdahl, Comm. Cihak, Comm. Coyne, Comm. Tuominen, Comm. Wallace and Comm. Corkin) to 2 Nays (Comm. Joseph and Comm. Nordeen) that the County Board approve the Committee of the Whole Recommendation to approve Amendment No. 1 to the Engineering Agreement for Construction Inspection and Contract Administration with URS Corporation in the amount of \$57,000.

10e) The County Board considered a Committee of the Whole Recommendation to approve Amendment No. 2 to the Engineering Services Agreement for Construction Inspection and Contract Administration with URS Corporation.

It was moved by Comm. Wallace, seconded by Comm. Arsenault and carried on a roll call vote 7 Ayes (Comm. Arsenault, Comm. Bergdahl, Comm. Cihak, Comm. Coyne, Comm. Tuominen, Comm. Wallace, and Comm. Corkin) to 2 Nays (Comm. Joseph and Comm. Nordeen) that the County Board approve the Committee of the Whole Recommendation to approve Amendment No. 2 to the Engineering Agreement for Construction Inspection and Contract Administration with URS Corporation in the amount of \$99,000. The local share amount of \$4,950 will be provided from PFC's.

10f) The County Board considered a Committee of the Whole Recommendation to accept the Signage Bid (EDA III). The total amount for the project is \$29,122. The County's share will be approximately \$2,039 with the balance coming from EDA III funds. The County's local share was budgeted in 2002.

It was moved by Comm. Tuominen, seconded by Comm. Nordeen, and unanimously carried by voice vote that the County Board approve the Committee of the Whole Recommendation to accept the Signage Bid (EDA III) and award the project to Cook Sign Service in the amount of \$29,122. The County's share will be approximately \$2,039 with the balance coming from the EDA III funds.

10g) The County Board considered Mid-year Appointments.

It was moved by Comm. Tuominen, seconded by Comm. Bergdahl, and unanimously carried by voice vote that the County Board table the EDC appointments to a later date.

It was moved by Comm. Bergdahl, seconded by Comm. Arsenault, and unanimously carried by voice vote that the County Board appoint the following candidates to various Boards and Commissions:

BUILDING CODE BOARD OF APPEALS - One vacancy – unexpired term ending 12/31/05
Bryan Johnson, Ishpeming

COMMISSION ON AGING - One vacancy – unexpired term ending 12/31/05
Phyllis J. Olson, Skandia Township

COMMUNITY CORRECTIONS ADVISORY BOARD – Media Category

One vacancy – unexpired term ending 12/31/05

William A. Blohm, Marquette

SOLID WASTE AUTHORITY - *One vacancy – 3-year term ending July, 2007*

Dawson Carriere, Champion

CUPPAD RECOMMENDATIONS - *Four vacancies – 2-year terms*

Gerald Corkin – County Board

Ken Tuominen – Member at Large

Lynn Coehoorn – County Planning

Jerry Irby – Member at Large

ROAD COMMISSION – *One vacancy – unexpired term ending 12/31/06*

Michael Kuopus, Ishpeming, appointed by roll call vote

LATE ADDITIONS

11a) The County Board considered authorization to purchase pumps and scales – EDA III. When the Water and Wastewater Control Project was originally designed, the Project included chlorine and fluoride scales and pumps. However, because the original cost estimate exceeded the available grant dollars, this equipment was removed from the project. Currently there is approximately \$20,000 of EDA III funding available to potentially purchase these items. Scott Erbsch, Sawyer Operations Manager, explained that Staff is in the process of requesting authorization from the EDA to purchase the equipment. The Project Engineer is currently seeking quotes for the equipment. The County's local share was budgeted in 2002.

Three (3) chlorine scales, two (2) fluoride scales, and two (2) chlorine pumps are being requested. The current quote to purchase this equipment totals \$10,140. The estimate for labor to install the equipment is \$500. Total estimated project cost is \$10,640. The County's share will be approximately \$745, with the balance if approved, coming from the EDA. This is not an increase to the County's required match.

It was moved by Comm. Cihak, seconded by Comm. Arsenault, and unanimously carried by voice vote that the County Board approve authorization to purchase pumps and scales – EDA III following the recommendation from Scott H. Erbsch, Sawyer Operations Manager.

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

COMMISSIONER COMMENTS, STAFF COMMENTS, AND ANNOUNCEMENTS

Comm. Nordeen questioned the posting of a Planner in the Resource/Management Development Department.

Comm. Cihak requested an update on the closeout of the 2003 budget.

Comm. Bergdahl requested the Telkite issue be placed on the July 6th County Board agenda.

There being no further business to come before the County Board, the meeting adjourned at 8:45 P.M.

Respectfully Submitted,

Connie M. Branam
Marquette County Clerk