

The attached minutes are subject to correction and approval

The Marquette County Board of Commissioners held their Regular Meeting on Tuesday, April 4, 2006, at 6:30 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. Cihak, Comm. Heikkila, Comm. Joseph, Comm. Pellow, Comm. Struck, 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. Wallace, seconded by Comm. Pellow, and unanimously carried by voice vote that the minutes of the County Board of Commissioners Regular Meeting held on March 21, 2006 be approved.

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

It was moved by Comm. Arsenault, seconded by Comm. Struck, and carried by voice vote 8 Ayes to 1 Abstention (Comm. Joseph) that Claims and Accounts for the period March 25, 2006 through March 31, 2006 in the amount of \$147,431.82, including expenditure check no. 72069 in the amount of \$5.98 made payable to Josephs (Affidavit of Disclosure follows), and Bi-Weekly Payroll for the period ending March 25, 2006 in the amount of \$300,692.44 be approved.

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 April 4, 2006, meeting of the County Board of Commissioners includes Check No. 072069, dated March 31, 2006, payable to Joseph's in the amount of \$5.98 in payment for District Court Jury Expense;
2. I hereby disclose that I have a personal financial interest in Joseph's Foodland, Inc., 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 \$5.98.

Dated this 4th day of April, 2006

/S/

Nick Joseph

It was moved by Comm. Bergdahl, seconded by Comm. Wallace, and unanimously carried by voice vote that the agenda be approved as presented.

INFORMATIONAL ITEMS

The attached minutes are subject to correction and approval

It was moved by Comm. Joseph, seconded by Comm. Heikkila, and unanimously carried by voice vote that the following Informational Items be accepted and placed on file:

- a. Invitation from the Department of Community Health regarding Public Health Week 2006 Kickoff
- b. Notice of Public Meeting – Department of Environmental Quality – Kennecott Eagle Project Permit Application.
- c. Invitation to Attend NMU Commencement Ceremonies, Class of 2006.
- d. Department of Transportation Informal Meeting Announcement.
- e. State of Michigan Department of Environmental Quality Public Notice (Complete Copy of Public Notice in Commission Chambers).
- f. Thank You from Phyllis Olson, Marquette County Retiree.
- g. Announcement of MCTA Annual Spring Banquet.

ACTION ITEMS

It was moved by Comm. Pellow, seconded by Comm. Arsenault, and unanimously carried by voice vote that Action Items 10a and 10b be approved as follows:

10a) Committee of the Whole Recommendation to adopt the following Resolution to Accept the Terms of the Agreement for a Grant for a Harbor and Docks Engineering Study as Received from the Michigan Department of Natural Resources and authorize the Board Chair to sign the Agreement.

RESOLUTION

Upon Motion made by Comm. Pellow, seconded by Comm. Arsenault, the following resolution was adopted:

“RESOLVED, that the County of Marquette, Marquette County, Michigan does hereby accept the terms of the Agreement as received from the Michigan Department of Natural Resources, and the County does hereby specifically agree, but not by way of limitation, as follows:

- 1. To appropriate the sum of Seven Thousand Three Hundred Forty Dollars (\$7,340.00), to match the grant authorized by the Department.**
- 2. To maintain satisfactory financial accounts, documents, and records and to make them available to the Department for auditing at reasonable times.**
- 3. To negotiate and enter into a contractual relationship with a registered professional engineer so licensed by the State of Michigan to provide for the completion of said preliminary engineering study in accordance with established engineering principles, which contractual relationship shall be subject to the approval of the Department.**
- 4. To comply with any and all terms of said Agreement, including all terms not specifically set forth in the foregoing portions of the Resolution.”**

The following aye votes were recorded: 9

The attached minutes are subject to correction and approval

The following nay votes were recorded: 0

Adopted this 4th day of April, 2006
Gerald O. Corkin, Chairperson
Marquette County Board of Commissioners

10b) Committee of the Whole Recommendation to approve the sale of two Oshkosh Snowplows to Mike Wills Excavating & Trucking for \$11,300 each.

ACTION ITEMS CONTINUED

10c) The County Board considered a Committee of the Whole Recommendation to increase the septage fee to \$.05 per gallon/\$50 per 1,000 gallons, beginning January 1, 2007 increase the fee to \$.06 per gallon/\$60 per 1,000 gallons, and January 1, 2008 increase the fee to \$.07 per gallon/\$70 per 1,000 gallons with Staff to come back to the County Board with a recommendation on the sinking fund.

Comm. Bergdahl suggested the County Board increase the septage fee to \$.05 per gallon/\$50 per 1,000 gallons for one year, then have the septage fees reviewed at that time.

Comm. Pellow feels the motion made at the Committee of the Whole is the correct action to take because the increase would happen over three years, bringing the fee closer to what should be paid. She suggested that if the motion passes to increase the fee for one year, that during the one year the County Board decide on the methodology to be used. She believes the methodology should be based on the five perimeters that it costs to treat septage. Discussion followed.

It was moved by Comm. Bergdahl, seconded by Comm. Arsenault, and unanimously carried by voice vote that the County Board increase the septage fee to \$.05 per gallon/\$50 per 1,000 gallons for one year, and during that one year the County Board decide on the methodology of charging for outside septage, before it is revisited.

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

It was moved by Comm. Bergdahl, seconded by Comm. Wallace, and unanimously carried on a roll call vote 9 Ayes (Comm. Arsenault, Comm. Bergdahl, Comm. Cihak, Comm. Heikkila, Comm. Joseph, Comm. Pellow, Comm. Struck, Comm. Wallace, and Comm. Corkin) to 0 Nays that the County Board go into Closed Session: *Pioneer Square vs. County of Marquette* - Pursuant to MCL 15.268:

- To Consult with Its Attorney regarding Trial or Settlement Strategy in Connection with Specific Pending Litigation, but Only if an Open Meeting Would Have a Detrimental Financial Effect on the Litigating or Settlement Position of the Public Body.
- To Consider the Purchase or Lease of Real Property Up to the Time an Option to Purchase or Lease that Real Property is Obtained.

Comm. Arsenault was excused and left the meeting.

Chairperson Corkin declared a three minute recess to clear Commission Chambers.

.....CLOSED SESSION.....

The County Board came back into Open Session.

The attached minutes are subject to correction and approval

It was moved by Comm. Pellow, seconded by Comm. Struck and carried by voice vote 7 Ayes to 1 Nay (Comm. Cihak) that the County Board approve the recommendation of the Attorney with regard to settlement *Pioneer Square vs. County of Marquette*.

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

COMMISSIONERS COMMENTS, STAFF COMMENTS AND ANNOUNCEMENTS

Comm. Bergdahl announced the third graduating class of the Lineman School. He stated the Lineman School has been a big success.

Chairperson Corkin announced he represented the Board at the Marquette County Transportation Center new building ceremony.

Comm. Wallace announced he had a tour of the new MarqTran Building by Bob Niemi. He stated it is a first class operation. Since its beginning it has come a long way.

There being no further business to come before the County Board, the meeting adjourned at approximately 7:30 P.M.

Respectfully Submitted,

Connie M. Branam
Marquette County Clerk