

The Marquette County Board of Commissioners met in Regular Session on Tuesday, November 17, 2009, 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. Bergdahl, Comm. Cihak, Comm. Heikkila, Comm. Joseph, Comm. Pellow, Comm. Struck, Comm. Wallace and Chairperson Corkin. Absent and Excused: Comm. Arsenault.

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

It was moved by Comm. Cihak, seconded by Comm. Pellow, and unanimously carried by a voice vote that the minutes of the County Board of Commissioners Regular Meeting held on November 3, 2009, be approved.

PROCLAMATIONS, PRESENTATIONS AND AWARDS

3a) It was moved by Comm. Bergdahl, seconded by Comm. Struck, and unanimously carried by voice vote that the County Board adopt the following Resolution in Support of the Back Forty Joint Venture (HudBay Minerals/Aquila Resources):

*RESOLUTION IN SUPPORT OF THE BACK FORTY JOINT VENTURE
(HudBay Minerals/Aquila Resources)*

WHEREAS, The Marquette County Board of Commissioners supports industry and workforce development efforts that significantly impact local employers and the economic growth of our region, and therefore supports the mining industry and operations in the Upper Peninsula; and

ACKNOWLEDGING THAT primary regulatory responsibility for mining is with the State of Michigan, the Michigan Department of Environmental Quality is responsible for evaluating information to determine if permits should be issued that would allow mining operations; and

ACKNOWLEDGING THAT the Michigan Department of Environmental Quality's rule-making process has produced rules that have been cited as among the best in the country for protecting the environment while allowing mining;

THEREFORE BE IT RESOLVED, if and when The Back Forty Joint Venture meets federal and state requirements to properly protect the environment, natural resources, and public health, the Marquette County Board of Commissioners pledges its support of the project and encourages similar support from local, state and federal elected officials and leaders for this mining industry project which will enhance the continued economic growth of our region.

I certify that the above is a true and complete copy of the resolution passed by the Marquette County Board of Commissioners at their Regular Meeting held on Tuesday, November 17, 2009.

*Adopted this 17th day of November, 2009
Gerald O. Corkin, Chairman
Marquette County Board of Commissioners*

Minutes are Subject to Correction and Approval

3b) It was moved by Comm. Pellow, seconded by Comm. Wallace and unanimously carried by voice vote that the County Board adopt the following Resolution in Support of Merit Curriculum Adjustments to Support Career and Technical Education:

*RESOLUTION IN SUPPORT OF MERIT CURRICULUM ADJUSTMENTS
TO SUPPORT CAREER AND TECHNICAL EDUCATION*

WHEREAS, manufacturing, while in decline in certain areas of Michigan and the United States, is still a critical base industry that provides high quality jobs with comparatively high levels of compensation; and

WHEREAS, the Upper Peninsula economy is shifting with manufacturers adopting modern manufacturing techniques to maintain their competitiveness in a global economy; and

WHEREAS, skilled workers are now and will continue to be in demand by manufacturers to support business growth and attrition of the workforce through retirement; and

WHEREAS, the secondary education system has traditionally played a significant role in workforce preparation of youth and young adults to prepare for employment and further education to acquire needed skills for employment; and

WHEREAS, the new Michigan Merit curriculum has presented new challenges for education providers and students, which has created fewer opportunities for career and technical education within secondary education;

THEREFORE BE IT RESOLVED, that the Marquette County Board of Commissioners supports the Upper Peninsula Regional Industrial Manufacturing Skills Alliance in their efforts to support legislation and rule changes that will modify and enhance the Michigan Merit curriculum in a way that better provides opportunities for education to provide, and students to access secondary career and technical education; and

BE IT FURTHER RESOLVED, that copies of this resolution will be forwarded to the Upper Peninsula Regional Industrial Manufacturing Skills Alliance (UPRIMSA), and that the UPRIMSA may then advance this resolution to legislators and other stakeholders as needed in order to support their efforts to modify the Michigan Merit curriculum.

I certify that the above is a true and complete copy of the resolution passed by the Marquette County Board of Commissioners at their Regular Meeting held on Tuesday, November 17, 2009.

*Adopted this 17th day of November, 2009
Gerald O. Corkin, Chairman
Marquette County Board of Commissioners*

3c) It was moved by Comm. Pellow, seconded by Comm. Wallace, and unanimously carried by voice vote that the County Board adopt the following Resolution Supporting the Adoption of Legislation Requiring the State of Michigan and the State of Wisconsin to Allow Transfer of Fire Fighter Training Credentials:

Minutes are Subject to Correction and Approval

RESOLUTION SUPPORTING THE ADOPTION OF LEGISLATION REQUIRING THE STATE OF MICHIGAN AND THE STATE OF WISCONSIN TO ALLOW TRANSFER OF FIRE FIGHTER TRAINING CREDENTIALS

*WHEREAS, the State of Michigan and Wisconsin are in Financial Distress, and
WHEREAS, the States are reducing Fire Fighter Training Funds but keep increasing and mandating training, and*

WHEREAS, the bordering states allow emergency mutual aid, but do not allow recognition of Fire Fighting Training Credentials; and

WHEREAS, the contiguous states could transfer Fire Fighters Credentials and by having reciprocity, the States would save monies by not mandating that trained Fire Fighters in one state have to be retrained in the other state once they transfer Fire Departments;

THEREFORE BE IT RESOLVED that the Marquette County Board of Commissioners hereby strongly recommends that state legislation be adopted requiring that the State of Michigan and the State of Wisconsin allow Transfer of Fire Fighter Training Credentials; and

BE IT FURTHER RESOLVED, that copies of this resolution be forwarded to Governor Jennifer Granholm, U. P. Legislators and U. P. County Boards.

I certify that the above is a true and complete copy of the resolution passed by the Marquette County Board of Commissioners at their Regular Meeting held on Tuesday, November 17, 2009.

*Adopted this 17th day of November, 2009
Gerald O. Corkin, Chairman
Marquette County Board of Commissioners*

It was moved by Comm. Joseph, seconded by Comm. Pellow, and unanimously carried by voice vote that the Agenda be approved with the following Late Additions: 11a) Pasty.NET Tower Lease Recommendation; and 11b) Employment Agreement for Director of Juvenile Services.

Chairperson Corkin opened the meeting for public comment. Waino Liuha, 416 Croix St., Negaunee, requested the County Board require uniform reporting from the Senior Centers. There being no further public comment, Chairperson Corkin closed this portion of the meeting.

It was moved by Comm. Wallace, seconded by Comm. Struck, and unanimously carried by voice vote that Claims and Accounts for the period October 30, 2009 through November 12, 2009 in the amount of \$753,007.35, Electronic Payments for the period totaled \$41,130.00, and Bi-Weekly Payroll for the period ending October 31, 2009 in the amount of \$636,888.90, be approved.

INFORMATIONAL ITEMS

It was moved by Comm. Struck, seconded by Comm. Pellow, and unanimously carried by voice vote, that the following Informational Item be accepted and placed on file:

- a. County Jail Services Final Construction Inspection of the New Detoxification Cell and the Renovations to F and G Block Dormitories.

Commissioners engaged in a brief discussion regarding the renovations and bed count at the jail and the Mangum Farm.

ACTION ITEMS

10a) It was moved by Comm. Pellow, seconded by Comm. Wallace, and unanimously carried by voice vote that the County Board place on file the following Press Release from State Senator, Michael Prusi, 38th District, announcing that U.P. Lawmakers Issue Joint Statement Condemning Anti-U.P. Ballot Proposal:

SENATOR MICHAEL PRUSI - PRESS RELEASE

U.P. Lawmakers Issue Joint Statement Condemning Anti-U.P. Ballot Proposal

In a state where divisions between people and regions have held us back for far too long, we can't help but look askance at proposals that divide our state, rather than unite us.

As elected leaders from the U.P., we view a recently-announced ballot proposal to ban mining under the clever guise of protecting water to be nothing more than an attack by special interest on the U.P. and its people, heritage, and economic future. The people of the U.P. should have the right to decide what is in their region's best interest. Additionally, a statewide precedent could be set where ballot initiatives could negatively impact other industries such as agriculture, manufacturing, or siting of renewable energy facilities.

For nearly 160 years mining has been a critical component of the economy of the U.P. and the entire State of Michigan. It has served in the past to provide jobs to U.P. families and economic growth to our area. Mining can and should be a critical component of the future economy of our region.

A couple from Grosse Pointe is leading this effort to place on the ballot before the state's voters in 2010 the question of banning future mines in the U.P. They even resort to the disappointing scare tactic of creating a ban on future "uranium mining" in this proposal, even though no "uranium mining" activity has ever existed, nor has any uranium ore been discovered, in our state. Their effort is wrong for the U.P. and wrong for Michigan.

There can be no mistake about their intentions, and no one should be fooled by their claims.

While proponents' public statements indicate that they only want to further regulate mining, nothing could be further from the truth. The changes they seek won't strengthen Michigan's recently enacted mining law and regulations – the strongest mining law in the country. Make no mistake. They will BAN any future mining. These proposed changes create an iron-clad guarantee that there will be no future nickel, copper, gold or other metal mining in the U.P.

No one should be misled to believe otherwise.

This is not just a job killer; it is an industry killer and an economy killer for the Upper Peninsula.

Within three pages of legal gibberish are a road to nowhere for any future mine that is proposed in the U.P. And that road to nowhere is a road to economic devastation for the families that live and work in the Upper Peninsula, and for the communities of the region. While people in the U.P. are struggling to find work

Minutes are Subject to Correction and Approval

during these challenging economic times, wealthy backers of the ballot proposal are using misinformation and scare tactics in an effort to make the U.P. their private playground.

Our changing auto industry and our growing alternative energy sector depend on basic raw materials such as steel, copper, and nickel to produce environmentally-friendly hybrid vehicles, advanced batteries, wind turbines, and solar panels. Unfortunately, if the backers of this ballot initiative are successful, Michigan companies will be forced to continue importing the vast majority of these strategic raw materials from foreign countries while our resources remain ignored and our workers lose out on jobs.

The U.P.'s business, labor, and governmental leaders are already coalescing around efforts to defeat this ill-timed and ill-intentioned proposal. Just this past October, the Upper Peninsula Association of County Commissioners unanimously passed a resolution opposing the ballot proposal. We will stand with them in their efforts and oppose this attempt by narrow, selfish interests from below the bridge to impose their will on those of us proud to call the U.P. home.

10b) The County Board considered Proposed Big Bay Harbor of Refuge Fees for 2010. Kim Bourgeois, Park Manager/Harbormaster, explained that in accordance with the State Waterways Commission agreement, the County Board must consider the 2010 fee structure for the Big Bay Harbor of Refuge. The State Waterways Commission sets transient and seasonal mooring rates at the harbor. The County normally accepts the State transient rates, but, in the past, Marquette County has made a request to the State Waterways Commission for permission for a reduction in the fees for seasonal mooring at the Big Bay Harbor in order to attract seasonal boaters to the marina. It is staff's opinion that the distance to Big Bay and available amenities reduce demand for slips at the facility. The state rates have not changed for 2010 and will be the same as in 2009. Staff recommends the County Board adopt the state transient rates and request to the state that our seasonal rates be set at the same rate as in 2009, which was \$20.30 per foot (about a 40% discount from the state for a 20' boat).

It was moved by Comm. Wallace, seconded by Comm. Struck, and unanimously carried by voice vote that the County Board adopt the following Big Bay Harbor of Refuge Regulations and Fees effective January 2010, and request to the state that our seasonal rates be set at the same rate as in 2009.

BIG BAY HARBOR OF REFUGE
MARQUETTE COUNTY, MICHIGAN
REGULATIONS AND FEES - EFFECTIVE JANUARY 2010

- 1) MAXIMUM SPEED LIMIT - NO-WAKE SPEED - ENTRANCE CHANNEL & HARBOR.
- 2) SMALL BOATS SHALL BE PLACED IN AND REMOVED FROM THE HARBOR ONLY AT THE RAMPING FACILITY IN THE SOUTHWEST CORNER OF THE HARBOR.
- 3) CARS & BOAT TRAILERS SHALL BE PARKED AS DIRECTED BY THE HARBOR ATTENDANT.
- 4) ALL TRANSIENT BOATS WILL BE PERMITTED FREE USE OF THE HARBOR FACILITIES BETWEEN THE HOURS OF 8:00 A.M. AND 10:00 P.M., PROVIDED A MINIMUM OF 5 GALLONS OF GASOLINE IS PURCHASED. REGULAR DOCKING FEES SHALL APPLY IF BOATERS STAYING LATER THAN 10:00 P.M.

Minutes are Subject to Correction and Approval

- 5) ALL BOATS USING THE DOCK FACILITIES SHALL BE REQUIRED TO REGISTER WITH THE HARBOR ATTENDANTS.
- 6) SMOKING AND ANY TYPE OF OPEN FLAMES SHALL NOT BE PERMITTED IN THE GASOLINE DISPENSING AREA.
- 7) ALL TRASH AND DEBRIS SHALL BE PLACED IN RECEPTACLES PROVIDED FOR THAT PURPOSE.
- 8) NO CAMPFIRE PERMITTED ON HARBOR GROUNDS.
- 9) NO OVERNIGHT CAMPING ON HARBOR GROUNDS.
- 10) QUIET HOURS ARE TO BE OBSERVED BETWEEN 11:00 PM – 8:00 AM.
- 11) REGISTERED BOATERS ONLY, ALLOWED ON HARBOR GROUNDS AFTER 10:00 P.M.
- 12) THE FOLLOWING FEES SHALL APPLY:

SEASONAL MOORING FEES

FROM MAY 15 TO OCTOBER 1, AND WHEN AVAILABLE, CONTINUOUS DOCKING FACILITIES MAY BE OBTAINED BY CONTACTING THE MARQUETTE COUNTY RESOURCE MANAGEMENT/DEVELOPMENT DEPARTMENT. MONTHLY OR WEEKLY RATES MAY BE PRO-RATED AS A PORTION OF THE TOTAL OPERATING SEASON.

- A) AT THE CONSTRUCTED SEA WALL: \$20.30/FOOT OF BOAT LENGTH*
- B) AT THE EMBANKMENT AREA EAST OF THE CONSTRUCTED SEA WALL, 75% OF THE RATE IN A) ABOVE.
- C) FOR COMMERCIAL BOATS (CHARTERS), THE RATE IS TWICE THE RATE ESTABLISHED ABOVE

MOORING FOR A 24-HOUR PERIOD (TRANSIENT RATE)

BOATS LESS THAN 25 FEET IN LENGTH..... (FLAT RATE) \$21.00

Feet	Fee	Feet	Fee	Feet	Fee	Feet	Fee
25 feet	\$22.00	30 feet	\$28.00	35 feet	\$33.00	40 feet	\$40.00
26	23.00	31	29.00	36	34.00	41	41.00
27	24.00	32	30.00	37	36.00	42	42.00
28	26.00	33	31.00	38	37.00	43	43.00
29	27.00	34	32.00	39	38.00	44	44.00
Feet	Fee	Feet	Fee	Feet	Fee	Feet	Fee
45 feet	\$46.00	50 feet	\$57.00	55 feet	65.00	60 feet	
46	47.00	51	58.00	56	66.00	And over	\$1.40/ft.
47	48.00	52	59.00	57	67.00		
48	49.00	53	60.00	58	68.00		
49	50.00	54	62.00	59	70.00		

BOATS MOORING AT ANCHOR WILL BE CHARGED 50% OF THE ABOVE RATES.

RAMP FEE - \$2 PER LAUNCHING, \$18 PER BOAT FOR SEASON
SEWAGE PUMP-OUT SERVICE FEE - \$5 PER CONNECTION

Fees are rounded to the nearest dollar
*Boat length is rounded to the nearest foot

10c) The County Board considered Renewafuel, LLC Lease Negotiations. Harley N. Andrews, Chief Civil Counsel/Sawyer, explained that we are now in the final stages of negotiating terms of the lease and related documents with Renewafuel, LLC, subject to final FAA approval. Within the last week, Renewafuel has requested certain changes to the terms of the Lease. Because these are substantive changes from what was originally approved, Mr. Andrews felt it necessary to bring it before the Board for consideration and approval. The requested modifications are as follows:

1) Longer Lease Term – The original request from Renewafuel, as approved by the Board, was for an original lease term of five years with Renewafuel having an option to extend for one additional five year term, a total of ten years. Renewafuel has now requested that it have the option to extend the Lease for not more than three five year terms, or a total of twenty years. Given the amount of investment that Renewafuel is making in this project this request is entirely reasonable. Mr. Andrews recommends approval.

This revised provision may create an issue for the FAA in its review and approval process, because it may arguable create a lease of these aviation buildings for a non-aviation use for a longer period than its regulations may allow. However, what the Board would be doing here is approving this term only as far as the County is concerned. The County will then have to deal with the FAA and its regulations. Renewafuel is aware of this issue with the FAA, and staff will be working cooperatively to get it resolved.

Incidentally, the rent that Renewafuel will be paying will start at \$2.00 per square foot for the first year, and will escalate at the rate of \$.25 per square foot for each year of the first five years, and will thereafter increase at the rate of 3% per year for each year of each extension thereafter. This, during the first year the total rent for Hangar 666 and 667 will amount to \$9629.33 per month, or approximately \$115,551.96 per year, subject to the 70-30 split with Telkite.

2) Early Termination Provision – Renewafuel has also requested the inclusion of a provision which would give it the right to terminate the lease at any time upon payment to the County of an amount equal to one year’s rent from the effective date of termination. In this particular case, given the investment that Renewafuel is making in this project and the lack of any significant County investment which must be recouped from a long term rent, approval of this additional provision is also recommended.

3) Right of First Refusal – Renewafuel has also requested that if the County were to ever accept an offer to purchase the Leased Premises from a third party, Renewafuel would have a right of first refusal to purchase on the same terms and conditions as offered by that third party. It should be noted that it is extremely unlikely that the County would ever consider selling these hangars, and it is even more unlikely that the FAA would approve of any such sale of these buildings. But, if for some reason and at some time that were to happen, it would only be fair that Renewafuel have a right of first refusal. This appears to be a reasonable request, and approval is recommended.

Minutes are Subject to Correction and Approval

These appear to be the final issues requiring approval in order to finalize the terms of this Lease as between Renewafuel and the County. However, as noted above because this will be a non-aviation use of these hangars, it is necessary to get final approval of the lease from the FAA. This will involve approval not only of the lease provisions, but also of operational issues such as airport security. Preliminary approval of the proposed use by Renewafuel was obtained early in the process, so staff will now be seeking to expedite the final approval process. Staff will keep the Board advised of the progress of this process.

Mr. Andrews and the rest of the Staff recommend the County Board approve the three modifications to the lease terms outlined above.

Discussion followed. Scott Erbisch, Sawyer Operations Manager, and Gabe Johnson and Dave Tripp, Renewafuel Representatives, were present to answer questions. Commissioners commended Renewafuel.

It was moved by Comm. Cihak, seconded by Comm. Heikkila, and unanimously carried by voice vote that the County Board approve the three modifications to the Renewafuel, LLC lease terms outlined above.

10d) The County Board considered Third Quarter Budget Amendments. Sue Vercoe, Finance Manager, was present and explained that all departments were requested to review their revenues and expenditures. These recommendations were prepared based on requests and information from the departments and review of the September budget reports.

It was moved by Comm. Pellow, seconded by Comm. Cihak, and unanimously carried by voice vote that Third Quarter Budget Amendments #11 - #17 and the OPEB Liability be approved as follows:

#11- General Fund

The 2009 budget remains balanced with the contingency line item at the \$141,300 originally budgeted. This amendment adjusts various expense and revenue line items based on year to date activity and projections for the remainder of the year.

#12 – Probate Child Care Fund

This amendment adjusts various expense line items that increase the total budget by \$43,000. The increase will be covered by the state’s cooperative reimbursement.

#13 – Friend of the Court

This amendment adjusts various personnel line items. The increase of \$22,160 in expenses will be covered by the state’s cooperative reimbursement.

14 – Foreclosure Fund

This amendment adjusts various revenue and expense items based on projections for the remainder of the year.

#15 – Fund 375 – Limited Tax Debt 1998

This amendment will close the fund for this issue that has been paid in full. The remaining cash in the fund is being transferred to the Fund 852 – Drain Debt to correctly reclassify where those dollars should have been credited.

#16 – R.O.D. Automation Fund

This amendment provides for the use of fund equity to cover personnel costs being charged to the automation fund.

#17 – Technology Fund

This amendment covers the 2009 activity for the UP Link Michigan program (Pastynet).

Minutes are Subject to Correction and Approval

OPEB Liability

In Steve’s memo dated October 27, he indicated that as part of the 3rd quarter amendment, we would be recommending an amount to be designated for the retiree health insurance liability. We are recommending that for 2009, \$150,000 be designated for retiree health benefits. These funds are currently in the Trust & Agency Fund and have accumulated as a result of the County’s self-funding a portion of the individual deductibles and co-insurance. We are also recommending that for 2010, \$300,000 be designated for retiree health insurance with those funds coming from the Insurance Fund.

Fiscal Year 2009 Amendment No. 11

WHEREAS, budgets were adopted by the County Board on October 14, 2008, to govern the receipts and expenditures of the various County funds for the next fiscal year of the County; and

WHEREAS, as a result of unanticipated changes in revenues and/or needed expenditures, it is necessary to modify the aforesaid budget; and

WHEREAS, such modification will still maintain a balanced budget between revenues and expenditures as required by P.A. 621 of 1978.

NOW THEREFORE. BE IT RESOLVED that the aforesaid budget be hereby modified as follows:

<u>Expense Budget Account</u>	<u>Previous Amount</u>	<u>Amended Amount</u>	<u>Change + (-)</u>
<u>Board of Commissioners</u>			
Memberships	11300.00	11550.00	(250.00)
Service Contracts	250.00	500.00	(250.00)
Travel	12000.00	15000.00	(3,000.00)
Advertising	750.00	250.00	500.00
<u>Circuit Court</u>			
Salary-Overtime	5000.00	3000.00	2,000.00
Salary-Part time	6000.00	2000.00	4,000.00
Hospitalization	8500.00	10000.00	(1,500.00)
Staff Training	350.00	500.00	(150.00)
<u>District Court</u>			
Salary-Overtime	7000.00	2000.00	5,000.00
Salary-Part time	8000.00	23000.00	(15,000.00)
Postage	16500.00	14000.00	2,500.00
Telephone	10200.00	9200.00	1,000.00
<u>Juvenile Division</u>			
Retirement	24000.00	36000.00	(12,000.00)
Prof/Contractual	0.00	4000.00	(4,000.00)
<u>County Administration</u>			
Hospitalization	8900.00	9400.00	(500.00)
Retirement	26000.00	31000.00	(5,000.00)
<u>Information Systems</u>			
Salary-Supervision	69200.00	67700.00	1,500.00
Salary-Regular	222700.00	228200.00	(5,500.00)
Salary-Overtime	2600.00	4100.00	(1,500.00)

BOARD OF COMMISSIONERS COUNTY OF MARQUETTE**November 17, 2009***Minutes are Subject to Correction and Approval*

<u>County Clerk</u>			
Salary-Overtime	2000.00	3200.00	(1,200.00)
Hospitalization	52000.00	48000.00	4,000.00
Retirement	23000.00	20000.00	3,000.00
Copy Costs	3000.00	4500.00	(1,500.00)
<u>Equalization</u>			
Vehicle Repairs	500.00	1000.00	(500.00)
Travel	2500.00	2800.00	(300.00)
Training	500.00	800.00	(300.00)
<u>Register of Deeds</u>			
Salary-Supervision	58300.00	61100.00	(2,800.00)
Salary-Regular	119600.00	104100.00	15,500.00
Hospitalization	40200.00	45000.00	(4,800.00)
Licenses & Permits	3500.00	4500.00	(1,000.00)
<u>Treasurer</u>			
Dog License Supplies	0.00	200.00	(200.00)
Insurance	4100.00	5400.00	(1,300.00)
<u>Sheriff Administration</u>			
Salary-Part time	0.00	1500.00	(1,500.00)
Office Supplies	2500.00	3500.00	(1,000.00)
Employment Testing	6000.00	7300.00	(1,300.00)
Vehicle Repairs	2000.00	3000.00	(1,000.00)
<u>U.P.S.E.T</u>			
Salary-Overtime	7000.00	12775.00	(5,775.00)
<u>Public Safety</u>			
Salary-Supervision	61500.00	66500.00	(5,000.00)
Salary-Regular	365600.00	380000.00	(14,400.00)
Salary-Overtime	32800.00	37800.00	(5,000.00)
Hospitalization	144600.00	160600.00	(16,000.00)
Retirement	133700.00	147700.00	(14,000.00)
Workers Comp	10600.00	11700.00	(1,100.00)
Travel	5500.00	7575.00	(2,075.00)
<u>Court Security</u>			
Salary-Regular	83000.00	87000.00	(4,000.00)
Salary-Part time	0.00	1500.00	(1,500.00)
<u>Emergency Mgmt</u>			
CERT Grant Expense	0.00	1288.00	(1,288.00)
<u>Rehabilitation</u>			
Salary-Regular	865600.00	879600.00	(14,000.00)
Hospitalization	264085.00	269085.00	(5,000.00)
<u>Planning</u>			
Salary-Regular	159900.00	174900.00	(15,000.00)
Social Security	10700.00	11700.00	(1,000.00)
Hospitalization	39200.00	42200.00	(3,000.00)
Retirement	20645.00	22145.00	(1,500.00)
<u>R.M. Admin</u>			
Salary-Regular	127000.00	130000.00	(3,000.00)

BOARD OF COMMISSIONERS COUNTY OF MARQUETTE

November 17, 2009

Minutes are Subject to Correction and Approval

<u>MSU Extension</u>			
Hospitalization	2000.00	15000.00	(13,000.00)
<u>Human Service Appropriations</u>			
Approp. DHS Child Care	175000.00	125000.00	50,000.00
<u>Special Appropriations</u>			
UPSET-City of Escanaba	0.00	40000.00	(40,000.00)
	<u>3,267,380.00</u>	<u>3,411,368.00</u>	<u>(143,988.00)</u>
Commercial Forest Tax	170000.00	190000.00	20,000.00
Federal Lands Tax	30000.00	35000.00	5,000.00
Pistol Permits	8000.00	12000.00	4,000.00
P.I.L.T. MSHDA Property	5000.00	16500.00	11,500.00
Jury Fees	10000.00	5000.00	(5,000.00)
Trf in Other Funds	0.00	2700.00	2,700.00
Indirect Cost Charges	500000.00	520000.00	20,000.00
DC Case Flow Assistance	22500.00	24000.00	1,500.00
District Court Costs	785000.00	755000.00	(30,000.00)
DC Supervision Fees	275000.00	267000.00	(8,000.00)
DC Assessment Fees	14000.00	15600.00	1,600.00
DC Civil Fees	78000.00	90500.00	12,500.00
Legal Fee Reimbursement	40000.00	41000.00	1,000.00
Ordinance Fines & Costs	34000.00	36000.00	2,000.00
Bond Forfeitures	10000.00	13500.00	3,500.00
Bond Costs	40000.00	36000.00	(4,000.00)
Probate Court Services	25000.00	15000.00	(10,000.00)
Legal Fee Reimbursement	5000.00	0.00	(5,000.00)
Clerk Services	200000.00	190000.00	(10,000.00)
R.O.D. On-line User Fees	0.00	5000.00	5,000.00
Safe Trails Grant	0.00	5775.00	5,775.00
CERT Grant	0.00	1288.00	1,288.00
Retiree Drug Subsidy	0	40000	40,000.00
2% Gaming Revenues	40000.00	118625.00	78,625.00
Totals:	<u>2,291,500.00</u>	<u>2,435,488.00</u>	<u>143,988.00</u>

Fiscal Year 2009 Amendment No. 12

WHEREAS, budgets were adopted by the County Board on October 14, 2008, to govern the receipts and expenditures of the various County funds for the next fiscal year of the County; and

WHEREAS, as a result of unanticipated changes in revenues and/or needed expenditures, it is necessary to modify the aforesaid budget; and

WHEREAS, such modification will still maintain a balanced budget between revenues and expenditures as required by P.A. 621 of 1978.

NOW THEREFORE, BE IT RESOLVED that the aforesaid budget be hereby modified as follows:

Minutes are Subject to Correction and Approval

PROBATE CHILD CARE FUND

<u>Expense Budget Account</u>	<u>Previous Amount</u>	<u>Amended Amount</u>	<u>Change + (-)</u>
Child Placements			
Stateward Chargeback	230,000.00	275,000.00	(45,000.00)
Foster Care	250,000.00	198,000.00	52,000.00
Private Institution-In State	225,000.00	315,000.00	(90,000.00)
Independent Living	9,600.00	2,600.00	7,000.00
Non Sched. Foster	15,000.00	11,000.00	4,000.00
In Home Care Program			
Salary Parttime	27,500.00	17,500.00	10,000.00
Home Based Intervention	17,500.00	12,500.00	5,000.00
Prime for Life	5,500.00	3,500.00	2,000.00
Incentives & Rewards	25,000.00	13,000.00	12,000.00
Totals:	<u>805,100.00</u>	<u>848,100.00</u>	<u>(43,000.00)</u>
	<u>Previous Amount</u>	<u>Amended Amount</u>	<u>Change + (-)</u>
<u>Revenue Budget Account</u>			
CCF Reimbursement	972,218.00	1,015,218.00	43,000.00
Totals:	<u>972,218.00</u>	<u>1,015,218.00</u>	<u>43,000.00</u>

Fiscal Year 2009 Amendment No. 13

WHEREAS, budgets were adopted by the County Board on October 14, 2008, to govern the receipts and expenditures of the various County funds for the next fiscal year of the County; and

WHEREAS, as a result of unanticipated changes in revenues and/or needed expenditures, it is necessary to modify the aforesaid budget; and

WHEREAS, such modification will still maintain a balanced budget between revenues and expenditures as required by P.A. 621 of 1978.

NOW THEREFORE, BE IT RESOLVED that the aforesaid budget be hereby modified as follows:

<u>Expense Budget Account</u>	<u>Previous Amount</u>	<u>Amended Amount</u>	<u>Change + (-)</u>
FRIEND OF THE COURT			
Retirement	85,955.00	90,955.00	(5,000.00)
Hospitalization	93,100.00	108,100.00	(15,000.00)
FAMILY SUPPORT			
Retirement	33,500.00	35,660.00	(2,160.00)
Totals:	<u>212,555.00</u>	<u>234,715.00</u>	<u>(22,160.00)</u>
	<u>Previous Amount</u>	<u>Amended Amount</u>	<u>Change + (-)</u>
<u>Revenue Budget Account</u>			
Cooperative Reimbursement - FOC	479,724.00	499,724.00	20,000.00
Cooperative Reimbursement - PA	180,450.00	182,610.00	2,160.00
Totals:	<u>660,174.00</u>	<u>682,334.00</u>	<u>22,160.00</u>

Fiscal Year 2009 Amendment No. 14

WHEREAS, budgets were adopted by the County Board on October 14, 2008, to govern the receipts and expenditures of the various County funds for the next fiscal year of the County; and

WHEREAS, as a result of unanticipated changes in revenues and/or needed expenditures, it is necessary to modify the aforesaid budget; and

WHEREAS, such modification will still maintain a balanced budget between revenues and expenditures as required by P.A. 621 of 1978.

NOW THEREFORE, BE IT RESOLVED that the aforesaid budget be hereby modified as follows:

FORECLOSURE FUND

<u>Expense Budget Account</u>	<u>Previous Amount</u>	<u>Amended Amount</u>	<u>Change + (-)</u>
Officer Fees	9,800.00	13,500.00	(3,700.00)
Prof/Contractual Services	46,000.00	50,500.00	(4,500.00)
ROD Recording Fees	10,000.00	10,500.00	(500.00)
Increase to Fund Equity	85,402.00	82,002.00	3,400.00
Totals:	<u>151,202.00</u>	<u>156,502.00</u>	<u>(5,300.00)</u>
	<u>Previous Amount</u>	<u>Amended Amount</u>	<u>Change + (-)</u>
<u>Revenue Budget Account</u>			
Forfeiture Fees	75,000.00	85,000.00	10,000.00
Interest Income	7,000.00	2,300.00	(4,700.00)
Totals:	<u>82,000.00</u>	<u>87,300.00</u>	<u>5,300.00</u>

Fiscal Year 2009 Amendment No. 15

WHEREAS, budgets were adopted by the County Board on October 14, 2008, to govern the receipts and expenditures of the various County funds for the next fiscal year of the County; and

WHEREAS, as a result of unanticipated changes in revenues and/or needed expenditures, it is necessary to modify the aforesaid budget; and

WHEREAS, such modification will still maintain a balanced budget between revenues and expenditures as required by P.A. 621 of 1978.

NOW THEREFORE, BE IT RESOLVED that the aforesaid budget be hereby modified as follows:

FUND 375 LIMITED TAX DEBT 1998

<u>Expense Budget Account</u>	<u>Previous Amount</u>	<u>Amended Amount</u>	<u>Change + (-)</u>
Transfer to Fund 852 (Drain Debt)	0.00	17,611.21	(17,611.21)
Totals:	<u>0.00</u>	<u>17,611.21</u>	<u>(17,611.21)</u>
	<u>Previous</u>	<u>Amended</u>	<u>Change + (-)</u>

Minutes are Subject to Correction and Approval

<u>Revenue Budget Account</u>	<u>Amount</u>	<u>Amount</u>	
Use of Fund Equity	0.00	17,611.21	17,611.21
Totals:	<u>0.00</u>	<u>17,611.21</u>	<u>17,611.21</u>

Fiscal Year 2009 Amendment No. 16

WHEREAS, budgets were adopted by the County Board on October 14, 2008, to govern the receipts and expenditures of the various County funds for the next fiscal year of the County; and

WHEREAS, as a result of unanticipated changes in revenues and/or needed expenditures, it is necessary to modify the aforesaid budget; and

WHEREAS, such modification will still maintain a balanced budget between revenues and expenditures as required by P.A. 621 of 1978.

NOW THEREFORE, BE IT RESOLVED that the aforesaid budget be hereby modified as follows:

R.O.D. AUTOMATION FUND

<u>Expense Budget Account</u>	<u>Previous Amount</u>	<u>Amended Amount</u>	<u>Change + (-)</u>
Salary-Regular	0.00	2,500.00	(2,500.00)
Hospitalization	0.00	500.00	(500.00)
Retirement	0.00	500.00	(500.00)
Increase in Fund Equity	12,955.00	9,455.00	3,500.00
Totals:	<u>12,955.00</u>	<u>12,955.00</u>	<u>0.00</u>

<u>Revenue Budget Account</u>	<u>Previous Amount</u>	<u>Amended Amount</u>	<u>Change + (-)</u>
Totals:	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>

Fiscal Year 2009 Amendment No. 17

WHEREAS, budgets were adopted by the County Board on October 14, 2008, to govern the receipts and expenditures of the various County funds for the next fiscal year of the County; and

WHEREAS, as a result of unanticipated changes in revenues and/or needed expenditures, it is necessary to modify the aforesaid budget; and

WHEREAS, such modification will still maintain a balanced budget between revenues and expenditures as required by P.A. 621 of 1978.

NOW THEREFORE, BE IT RESOLVED that the aforesaid budget be hereby modified as follows:

TECHNOLOGY FUND

<u>Expense Budget Account</u>	<u>Previous Amount</u>	<u>Amended Amount</u>	<u>Change + (-)</u>
Professional Contractual Services	0.00	687,000.00	(687,000.00)
Totals:	<u>0.00</u>	<u>687,000.00</u>	<u>(687,000.00)</u>

<u>Revenue Budget Account</u>	<u>Previous Amount</u>	<u>Amended Amount</u>	<u>Change + (-)</u>
CDBG Grant Revenue	0.00	687,000.00	687,000.00
Totals:	<u>0.00</u>	<u>687,000.00</u>	<u>687,000.00</u>

LATE ADDITIONS

11a) The County Board considered Pasty.NET Tower Lease Recommendation. Scott Erbisch, Sawyer Operations Manager, explained that Pasty.NET is continuing its goal of bringing internet connectivity to locations throughout Marquette County at an affordable price. The Sawyer Community is one such location that they would like to expand the coverage.

Pasty.NET has requested that they be permitted to install communication antennas and associated equipment on the Sawyer water system elevated tower located in the residential area. The communication antenna would be located on the top of the tower and utilize the electrical outlet on the water tower for power. This location will allow for the greatest amount of coverage for those residents living at Sawyer. The antenna will take up only several square feet of space on the tower.

The Water Department advised that this will not interfere with the water tower radio communications equipment or other operations. The recommended terms are as follows:

- Rent - \$250.00 security deposit with \$50.00 per month, or 4% of gross sales to the community served, whichever is greater.
- Length of the Agreement – Commence on December 1, 2009 through November 30, 2012. The agreement to automatically renew for additional one-year term(s) unless either party gives written notice to the other party sixty days before expiration of the then current term.
- Pasty.NET is responsible for the installation and maintenance of the equipment.
- Pasty.Net must use qualified individuals to climb/access the elevated water tower.
- Meet the required insurance established through Marquette County’s Risk Management.

Discussion followed. Comm. Pellow stated that some townships have not received the service as promised by Pasty.NET. Steve Powers, County Administrator, explained some of the difficulties that Pasty.NET is experiencing getting to outlying areas. Commissioners suggested a meeting between the Townships and Pasty.NET.

It was moved by Comm. Struck, seconded by Comm. Pellow, and unanimously carried by voice vote that the County Board approve entering into a Water Tower Lease Agreement with Pasty.NET with the above conditions and authorize the Board Chair to sign the lease.

11b) The County Board considered an Employment Agreement for the Director of Juvenile Services. Steve Powers, County Administrator, explained that Margaret Olesnavage has been doing parts of the vacant Director of Juvenile Services job on a temporary basis since August 5, 2009. Hon. Michael Anderegg is recommending she be hired as full-time Director of Juvenile Services. Instead of using the County’s Classification and Compensation Policy, Board approval of an Employment Agreement is recommended. Benefits to the court and County of the Employment Agreement include a specified employment term to December 31, 2012, during which time Ms. Olesnavage will be an at-will employee. She will be compensated for her referee services, which are not included in the Director of Juvenile Services Job Classification, and will comply with the County Personnel Policy and the statutory powers of elected Department Heads.

The position is budgeted in 2009 and 2010. A budget amendment may be necessary depending on personnel changes in 2010. The State of Michigan will fund between 40 and 50 percent of the position’s expense.

It was moved by Comm. Joseph, seconded by Comm. Wallace, and unanimously carried by voice vote that the County Board authorize the Employment Agreement with Margaret Olesnavage for Director of Juvenile Services at a annual salary of \$68,988.

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

COMMISSIONERS COMMENTS, STAFF COMMENTS AND ANNOUNCEMENTS.

Chairperson Corkin announced that there is no scheduled meeting of the County Board of Commissioners or the Committee of the Whole for November 24, 2009. The next regularly scheduled meeting of the County Board of Commissioners is Tuesday, December 1, 2009.

Chairperson Corkin congratulated the Marquette County Health Department on their Accreditation. Comm. Wallace updated Commissioners regarding the State Accreditation.

Chairperson Corkin announced that a bill has been introduced to assess a \$7.50 per ton surcharge on solid waste. Administrator Powers will draft a letter to our Legislators opposing this surcharge.

Comm. Cihak questioned a recent MERS Board Meeting held on November 13, 2009, which involved discussion of the re-employment policy/procedures. He asked if any updates or comments have been received since that meeting. Comm. Cihak also requested that Ms. Hill explain Section 31, the section of the MERS Retirement Pension Plan that deals with the rehire ability.

Comm. Pellow reminded Commissioners that a hearing for the Humboldt Mine/DEQ Meeting is to be held on December 1, 2009 from 4:00 p.m. to 10:00 p.m.

Comm. Joseph announced that at an upcoming Road Commission meeting to be held the first week in December, there will be a discussion on the KK Bridge.

Comm. Heikkila thanked the Register of Deeds and Staff for their Open House and the good job that they are doing.

Comm. Wallace questioned the issue raised by Waino Liuha for consideration of budget reporting from the Senior Centers.

There being no further business to come before the County Board, the meeting adjourned at approximately 7:00 P.M.

Respectfully Submitted,

Connie M. Branam
County Clerk