

MINUTES OF REGULAR MEETING – TUESDAY, OCTOBER 5, 2010 – 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 Bergdahl, Commissioner Cihak, Commissioner Heikkila, Commissioner Joseph, Commissioner Pellow, Commissioner Struck, Commissioner Wallace, and Chairperson. Corkin. Absent and Excused: None.
- Salute to the Flag and Pledge of Allegiance.

2. APPROVAL OF THE MINUTES OF THE COUNTY BOARD OF COMMISSIONERS REGULAR MEETING HELD ON SEPTEMBER 21, 2010.

Board Action: Commissioner Wallace moved to approve the minutes of the September 21, 2010 Regular Meeting of the County Board of Commissioners. Second by Commissioner Pellow. Motion adopted.

3. PROCLAMATION, PRESENTATIONS AND AWARDS. There were none.

4. APPROVAL OF THE AGENDA.

Board Action: Commissioner Cihak moved to approve the Agenda with the following Late Additions: 11a) Letter of Support for Woodland Road; 11b) MERS Announcement Letter. Second by Commissioner Heikkila. Motion adopted.

4. PUBLIC COMMENT.

Chairperson Corkin opened the meeting for public comment. Lois Ellis, Vice President of Economic Development, asked to speak regarding Item 10g) Renaissance Zone Extension Request & Resolution.

Teresa Scram, Marquette, spoke regarding the 2009 audit, and tax increases over the last five years.

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

5. REVIEW OF CLAIMS AND ACCOUNTS.

Board Action: Commissioner Arsenault moved to approve Claims and Accounts for the period September 24, 2010 through September 30, 2010 in the amount of \$113,237.18; and Electronic Payments for the period in the amount of \$8,056.40. Second by Commissioner Bergdahl. Motion adopted.

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7. PUBLIC HEARINGS. There were no Public Hearings.

8. PRIVILEGED COMMENT. There was no Privileged Comment.

9. INFORMATIONAL ITEMS.

Board Action: Commissioner Pellow moved to accept and place on file the following Informational Items. Second by Commissioner Struck. Motion adopted.

- a. Michigamme Township Board Resolution Supporting Woodland Road.
- b. Richmond Township Board Resolution Supporting Woodland Road.

10. ACTION ITEMS.

Board Action: Commissioner Arsenault moved to approve Action Items 10a), 10b), 10c), 10d), 10e) and 10f) as follows. Second by Comm. Pellow. Motion adopted.

- a. Committee of the Whole Recommendation to authorize the following IGT Resolution:

IGT AUTHORIZING RESOLUTION

WHEREAS, Marquette County is committed to supporting programs that provide access to appropriate health care services for low-income residents of all 15 Upper Peninsula Counties;

WHEREAS, the Federal government has approved Michigan’s Medicaid State Plan Amendment TN No. 05-13, effective June 1, 2006, which creates an “Indigent Care Agreements Pool” for hospitals qualifying for Medicaid Disproportionate Share (“DSH”) payments to receive DSH payments under the Indigent Care Agreements Pool so long as: (a) the hospital has an Indigent Care Agreement with a local health care entity, such as Medical Care Access Coalition; and (b) the Indigent Care Agreement stipulates that direct or indirect health care services be provided to low-income patients with special needs who are not covered under other public or private health care programs;

WHEREAS, Medical Care Access Coalition purposes include promoting, organizing, managing, and administering programs to create a system for providing or arranging and paying for health care services in a cost effective manner for individuals unable to pay for such health care services;

WHEREAS, Medical Care Access Coalition has entered into an Indigent Care Agreement with Portage Health, Grandview Hospital, Bell Hospital, Marquette General Health System, and Chippewa War Memorial Hospital, requiring Medical Care Access Coalition to directly or indirectly operate a program of arranging and paying for health care to low-income individuals with special needs who are not covered under other public or private health care programs and who are unable to pay for such services;

WHEREAS, both the Federal government and the State of Michigan participate in the financing of the Indigent Care Agreements Pool, with the Federal government matching the State’s portion pursuant to the Federal medical assistance percentage formula;

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WHEREAS, certain intergovernmental transfers of public funds from Marquette County may be made to the State of Michigan to be used as the State's share in claiming the Federal match.

NOW, THEREFORE, BE IT RESOLVED, that the Marquette County Board of Commissioners hereby authorizes intergovernmental transfers in an amount of \$305,613.83 annually to the State of Michigan for the purpose of participating in the financing of the non-federal share of DSH payments made under the Indigent Care Agreements Pool to Portage Health, Grandview Hospital, Bell Hospital, Marquette General Health System, and Chippewa War Memorial Hospital, so long as Medical Care Access Coalition maintains a current Indigent Care Agreement with Portage Health, Grandview Hospital, Bell Hospital, Marquette General Health System, and Chippewa War Memorial Hospital.

BE IT FURTHER RESOLVED, that this Resolution shall be effective commencing on October 1, 2010, and ending September 30, 2011.

- b. Committee of the Whole Recommendation to approve the Inter-Local Funding Agreement between Houghton County as Fiduciary and Marquette County as Grantee, for the 2008 Homeland Security Grant for Region 8.
- c. Committee of the Whole Recommendation to approve the Waterways Grant for the Big Bay Harbor of Refuge Walkway Subsidence Repair and adopt the following Resolution:

Resolution

RESOLVED, that the County of Marquette, Michigan, accepts the terms of the Agreement as received from the Michigan Department of Natural Resources and Environment, and that the County agrees, but not by way of limitation, as follows:

1. *To appropriate the sum of Forty-Four Thousand dollars (\$44,000) to match the Forty-Four Thousand dollars (\$44,000) State 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 construct the facilities and provide the funds, services, and materials as may be necessary to satisfy the terms of the Agreement.*
4. *To ensure that all premises, buildings, and equipment related procedures comply with all applicable State and Federal regulations.*
5. *To establish and appoint the Harbor Master to regulate the use of the facilities constructed under this Agreement to assure the use thereof by the public on equal and reasonable terms.*
6. *To enforce all State statutes and local ordinances pertaining to marine safety and to enforce statutes of the State of Michigan within the confines of the County pertaining to the licensing of watercraft. Watercraft not fully complying with the laws of the State of Michigan relative to licensing shall not be permitted to use the facility until full compliance with those laws has been made.*

7. *To comply with all terms of the Agreement, including all terms not specifically set forth in the foregoing portions of this resolution.*

- c. Committee of the Whole Recommendation to approve the Teaching Family Homes License Agreement and to authorize the Board Chair to sign.
- d. Committee of the Whole Recommendation to approve the Lighting Motions Sensor Retrofit Facility Controls Upgrades and award two separate contracts: One to United Contractors Inc. in the amount of \$54,294; and one to Johnson Controls, Inc. in the amount of \$121,413; and further that the Board Chair be authorized to sign all contract documents.
- f. Committee of the Whole Recommendation to award the bid for the Jail Control Board to Data Consultants for \$38,000 and amend the Capital Improvement Budget to implement the project.

10. **ACTION ITEMS CONT'D.**

- g. Renaissance Zone Extension Request Resolution. Lois Ellis, Vice President of Economic Development, and Ron Basso, Global Response, were present to discuss the issue and answer questions.

Board Action: Commissioner Struck moved to approve the Renaissance Zone Extension Request and adopt the following Resolution. Second by Commissioner Arsenault. Motion Adopted.

**RESOLUTION SUPPORTING THE TIME EXTENSION OF A PORTION OF THE
K.I. SAWYER RENAISSANCE ZONE FOR GLOBAL RESPONSE NORTH CORPORATION.**

Whereas, the K.I. Sawyer Renaissance Zone is currently designated as a Renaissance Zone pursuant to Public Act 376 of 1996 and;

Whereas, this Renaissance Zone is slated to expire in 2014, and;

Whereas, the Michigan Renaissance Zone Act, 1996 PA 376, has been amended by 2006 PA 440 and 2008 PA 116 to permit extending the duration of time for one or more portions of a Renaissance Zone;

Whereas, Global Response North Corporation, a Michigan based company, is leasing Building 643 located on property in the K.I. Sawyer Renaissance Zone, and;

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Whereas, Global Response North Corporation has requested that the Renaissance Zone on its proposed property/location be extended for a period of six (6) years, so that the new expiration date would be December 31, 2020, and;

Whereas, the extension of the Renaissance Zone duration on the Global Response North Corporation property is necessary to increase economic development, and expand business and employment opportunities in the Township of Forsyth and the surrounding communities for years to come, and;

Whereas, the County of Marquette, is the "qualified local governmental unit" that originally applied for the K.I. Sawyer Renaissance Zone designation, and;

Whereas, the County of Marquette, shall apply for a six (6) year time extension for Building 643 located on a piece of property that Global Response North Corporation leases in the K.I. Sawyer Renaissance Zone.

Whereas, no payment in lieu of tax of any kind is being received for support of the proposed time extension.

Property legal description: see Attachment A

NOW, THEREFORE, BE IT RESOLVED: That the land described by the legal description as attached in Attachment A shall be granted a Renaissance Zone time extension with various state, local and county taxes being waived on the property for a period of ten (10) years beginning January 1, 2011 through December 31, 2020.

Note: Attachment not included in minutes.

11. LATE ADDITIONS:

- a.** Letter of Support for Woodland Road. Chairperson Corkin read the following Letter addressed to the Marquette County Road Commission:

*James Iwanicki, Engineer/Manager
Marquette County Road Commission
1610 N. Second Street
Ishpeming, MI 49849*

Dear Mr. Iwanicki:

The Marquette County Board of Commissioners requests the Marquette County Road Commission build an all-season primary county road from the intersection of US-41/CR FY north to CR IAA within a four-

mile corridor beginning at CR FY. The Board of Commissioners understands funding for the road's construction and maintenance will be from private sources.

There would be many public benefits from the new road. The road would improve access to recreation land, western Marquette County businesses would benefit from a safe, efficient transportation route, and truck traffic from the Kennecott mine would use the new road rather than US41/M28, CR 510, CR 550, CR 492, CR 502, and CR 473, improving safety on existing state highways and county roads. If mapping or route planning assistance is needed, please contact Marquette County Resource Management.

The Marquette County Board of Commissioners urges the Marquette County Board of Road Commissioners to construct the road.

Sincerely,

Board Action: After discussion Commissioner Pellow moved to send the letter of Support to the Marquette County Road Commission with an additional statement added to the end of the second paragraph stating "In addition, the new road would greatly benefit the timber industry". Second by Commissioner Arsenault. Motion Adopted.

- b. MERS Announcement Letter.** Steve Powers, County Administrator, distributed the following:

Attached is a copy of the MERS webpage dated September 30, 2010, announcing the "fine tuning" of the rehire of retiree rules.

This announcement came about two weeks after the MERS annual meeting and would apply the new 720-hour rule to existing opt-out or rehired employees. We currently have 23 employees, in a variety of departments, remaining in an opt-out or rehire status that could potentially be affected by this clarification.

The MERS Retirement Board plans to have further discussion on this topic at their regular November meeting.

Attachment not included in minutes.

Board Action: After discussion, Commissioner Heikkila moved to direct Cheryl Hill, Civil Council, to find out what triggered the MERS policy change; to get as much information as possible regarding whether or not the policy change has been passed by the MERS Board; and further that the information received be provided to Commissioners. Second by Commissioner Cihak. Motion Adopted.

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12. PUBLIC COMMENT.

Chairperson Corkin opened the meeting for public comment. Teresa Scram, Marquette, spoke regarding the Marquette County personnel employment policy, rules of order and disclaimers.

John Scram, Chocolay Township, questioned the number of letters on file in support of Woodland Road. He also spoke regarding the MERS announcement.

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

13. CLOSED SESSION.

- a. Consideration of Collective Bargaining Agreement for Airport Employees – Pursuant to MCL 15.268(c).
- b. Consideration of Collective Bargaining Agreement for Sheriff’s Department Deputies- Pursuant to MCL 15.268(c).

Board Action: Commissioner Pellow moved to go into Closed Session for a) Consideration of Collective Bargaining Agreement for Airport Employees – Pursuant to MCL 15.268(c); and b) Consideration of Collective Bargaining Agreement for Sheriff’s Department Deputies – Pursuant to MCL 15.268(c). Second by Commissioner Arsenault. A roll call vote was recorded. Ayes: Commissioner Arsenault, Commissioner Bergdahl, Commissioner Cihak, Commissioner Heikkila, Commissioner Joseph, Commissioner Pellow, Commissioner Struck, Commissioner Wallace and Chairperson Corkin. Motion Adopted.

Chairperson Corkin declared a 2 minute recess to clear chambers.

CLOSED SESSION

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

14. CLOSED SESSION CON’T.

- a. Consideration of 2011 Collective Bargaining Agreement – Pursuant to MCL 15.268(c).

Board Action: Commissioner Arsenault moved to go into Closed Session for Consideration of 2011 Collective Bargaining Agreement – Pursuant to MCL 15.268(c). Second by Commissioner Wallace. A roll call vote was recorded. Ayes: Commissioner Arsenault, Commissioner Bergdahl, Commissioner Cihak, Commissioner Heikkila, Commissioner Joseph, Commissioner Pellow, Commissioner Struck, Commissioner Wallace and Chairperson Corkin. Motion Adopted.

CLOSED SESSION

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

15. COMMISSIONERS COMMENTS, STAFF COMMENTS AND ANNOUNCEMENTS.

Commissioner Struck updated the Board regarding the Sawyer Community Alliance Meeting. Commissioner Pellow requested a comparison of Elected Officials Salaries from other counties.

Commissioner Heikkila spoke regarding District Court's efforts in collection of fines and costs.

Commissioner Cihak announced the upcoming U.P. Association of County Commissioners Fall Conference to be held in Watersmeet.

Commissioner Corkin spoke concerning State Unfunded Mandates.

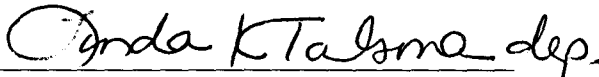
Commissioner Arsenault clarified comments made during public comment regarding taxes and the hiring practices of Marquette County.

Commissioner Heikkila suggested that Tom Boerner give a presentation regarding mineral rights.

Steve Powers, County Administrator, announced that Charter Communications will not show the October 12, 2010 County Board Meeting live due to the Columbus Day Holiday. The October 12, 2010 County Board Meeting will be broadcast on Wednesday, October 13, 2010 at 7:00 p.m.

16. ADJOURNMENT.

There being no further business to come before the County Board, the meeting adjourned at approximately 7:48 p.m.



Linda K. Talsma
Deputy County Clerk

Gerald O. Corkin, Chairperson
Marquette County Board of Commissioners

Minutes Proposed for Approval on October 19, 2010. *Note: The October 19, 2010 meeting of the County Board of Commissioners was cancelled due to a lack of Agenda items. Minutes now Proposed for Approval on November 2, 2010.*