

MINUTES OF THE BOARD OF COMMISSIONERS REGULAR MEETING – TUESDAY, APRIL 5, 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 Cihak, Commissioner Corkin, Commissioner Joseph, Commissioner Nordeen, Commissioner Pellow, Commissioner Quayle and Chairperson Bergdahl. Absent: Commissioner Arsenault, Commissioner Heikkila.

2. APPROVAL OF THE MINUTES OF THE COUNTY BOARD OF COMMISSIONERS REGULAR MEETING HELD ON MARCH 15, 2011.

Board Action: Commissioner Corkin moved to approve the minutes of the March 15, 2011 Meeting of the County Board of Commissioners. Second by Commissioner Pellow. Motion adopted.

3. PROCLAMATION, PRESENTATIONS AND AWARDS. None.

4. APPROVAL OF THE AGENDA.

Board Action: Commissioner Nordeen moved to approve the Agenda as presented. Second by Commissioner Cihak. Motion adopted.

5. PUBLIC COMMENT.

Chairperson Bergdahl opened the meeting for public comment.

- Lisa Johnson, Community Hand UP, spoke regarding the Sawyer Fitness/Community Center.
- Aryel Headley, Gwinn, spoke regarding the Readers Digest – We hear you America Campaign – Let’s Reopen the W, each person can cheer 10 times a day.

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

6. REVIEW OF CLAIMS AND ACCOUNTS.

Board Action: Commissioner Corkin moved to approve Claims and Accounts for the period March 18, 2011 through March 31, 2011, in the amount of \$4,508,310.20, including expenditure check #119668 in the amount of \$387.88 made payable to Cihak Investigative Services Affidavit of Disclosure follows; BiWeekly Payroll for the period ending March 19, 2011 in the amount of

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Steve Rodgers, Director of Base and Contract Maintenance, and Scott Olinske, Union President, thanked Commissioners for their support.

Board Action: Commissioner Corkin moved that the County Board approve the following Resolution recognizing American Eagle Airlines for Ten Years of Service at Sawyer International Airport. Second by Commissioner Nordeen. Motion adopted.

A RESOLUTION BY THE MARQUETTE COUNTY BOARD OF COMMISSIONERS IN APPRECIATION & CONGRATULATIONS FOR TEN YEARS OF AIR SERVICE AT SAWYER INTERNATIONAL AIRPORT

BE IT RESOLVED by the Board of Commissioners of Marquette County, Michigan:

WHEREAS, in 1997 American Eagle Airlines returned to Marquette County and Sawyer International Airport with the lease of two aircraft maintenance hangars and two additional buildings to support the operation of their aircraft maintenance base; and,

WHEREAS, in March, 2001, recognizing and taking advantage of an opportunity to be the only airline in Michigan's Greater Upper Peninsula Region to provide jet service, did American Eagle Airlines provide new service to Chicago O'Hare International Airport on the very popular 50-seat Embraer Regional Jet, with an intermediate stop at Madison, Wisconsin, for the benefit of Marquette County and all Upper Peninsula residents; and,

WHEREAS, the attacks of September 11, 2001, changed forever the way that airlines operate today, and how passengers access the National Air Transportation System; and,

WHEREAS, due to the attacks of September 11, 2001, and when the return of civil aviation was allowed to proceed, the level of passenger traffic was nowhere near the level to provide a consistent level of profitability to the nation's airlines; and,

WHEREAS, with few passengers returning to commercial air transportation, American Eagle Airlines continued service from Sawyer International Airport to Chicago O'Hare; and,

WHEREAS, with the economy continuing to improve with passengers returning to travel on the nation's airlines, and during Calendar Year 2004, and recognizing additional market share and passenger growth opportunities at Sawyer International Airport, did American Eagle Airlines provide two additional Regional Jet flights to the Chicago O'Hare International Airport, providing service to Chicago for the continued benefit of residents in Marquette County and throughout Michigan's Greater Upper Peninsula Region; and,

WHEREAS, since Calendar Year 2004 has American Eagle Airlines continued a daily average of three daily flights to Chicago O'Hare International Airport – with one flight being the very popular non-stop; and,

WHEREAS, since the start-up of scheduled jet service in March 2001, American Eagle Airlines has transported through February of 2011, over 280,000 passengers; and,

WHEREAS, as of March 2011, American Eagle Airlines provides employment to approximately 270 Marquette County residents, resulting in an annual payroll of salary and benefits exceeding \$13,000,000; and,

WHEREAS, American Eagle Airlines has been an outstanding partner and community asset with the County of Marquette, Michigan, and has a long history with over 25-years of service from both airport locations in Negaunee Township and since 1997 at Sawyer for the benefit of residents located throughout Marquette County and Michigan's Greater Upper Peninsula Region. We look forward to many years of continued growth and prosperity for the airline.

Section I. Mr. Bergdahl, acting as Chairman of the Marquette County Board of Commissioners, is authorized to execute this Resolution of Support to congratulate and give thanks to officials at American Eagle Airlines for their 10-year anniversary of providing outstanding jet service to passengers to and from the Upper Peninsula Region from Marquette County and Sawyer International Airport.

Section II. That Ms. Connie M. Branam, acting as Clerk of Marquette County, is hereby authorized to attest to the execution of said Resolution and is directed to make it known to appropriate public officials.

Charles Bergdahl, Chairperson
Marquette County Board of Commissioners

- b. Committee of the Whole Recommendation to approve Passenger Facility Charge Application. Keith Kaspari, Airport Manager, was present to answer questions.**

Board Action: Commissioner Pellow moved that the County Board approve the Passenger Facility Charge Application 11-10-C-00-SAW as presented by Keith Kaspari, Airport Manager. Second by Commissioner Nordeen. Motion adopted.

- c. Committee of the Whole Recommendation to approve the Proposed Perkins Park & Big Bay Harbor of Refuge Fees. Kim Bourgeois, Park Manager/Harbormaster, was present to answer questions.**

Board Action: Commissioner Corkin moved that the County Board approve the following 2011 Proposed Perkins Park and Big Bay Harbor of Refuge Fees as explained by Kim Bourgeois, Park Manager/Harbormaster. Second by Commissioner Quayle. Motion adopted

**BIG BAY HARBOR OF REFUGE MARQUETTE COUNTY, MICHIGAN
REGULATIONS AND FEES - EFFECTIVE JANUARY 2011**

- 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.
- 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 CAMPFIRES 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: \$21.30/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) \$24.00

Feet	Fee	Feet	Fee	Feet	Fee	Feet	Fee
25 feet	\$25.00	30 feet	\$31.00	35 feet	\$37.00	40 feet	\$44.00
26	26.00	31	33.00	36	38.00	41	45.00
27	27.00	32	34.00	37	40.00	42	46.00
28	29.00	33	35.00	38	41.00	43	47.00
29	30.00	34	36.00	39	42.00	44	48.00
Feet	Fee	Feet	Fee	Feet	Fee	Feet	Fee
45 feet	\$50.00	50 feet	\$62.00	55 feet	71.00	60 feet	
46	52.00	51	63.00	56	72.00	And over	\$1.46/ft.
47	53.00	52	64.00	57	73.00		
48	54.00	53	66.00	58	74.00		
49	55.00	54	68.00	59	76.00		

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

RULES AND REGULATIONS FOR PERKINS PARK CAMPGROUND & PICNIC AREA

- 1) Pets must be kept on a leash not exceeding six feet (6') in length. Pets are not permitted in the picnic and beach area. Pets are permitted in the camping area, but must be physically restrained at all times. Pet owners must clean up litter left by their animals.
- 2) Motorized vehicles are to be operated only on established Park roads. No unlicensed motorized vehicles may be operated in the Park.
- 3) Limit of two (2) vehicles per campsite and no more than eight (8) people per campsite unless part of a basic family unit. One trailer and one tent or two tents are permitted at each site.
- 4) Camp permits must be placed in the proper numbered holder at the site.
- 5) Do not remove picnic table from the campsite.
- 6) No cutting of standing trees. Nails and wires may not be attached to trees, picnic tables, or other campground structures.
- 7) Quiet hours are to be observed between 11:00 PM and 8:00 AM. Visitors must leave by 10:30 PM.
- 8) Discharge of wastewater onto the ground is prohibited. Wastewater must be disposed of at the dump station in the parking lot or the service building.
- 9) Open fires are permitted only in designated fire circles.
- 10) No digging or trenching of the campsites is permitted.
- 11) Campsites and picnic sites must be kept free of litter.
- 12) Campsites must be vacated by 3:00 PM on the date of permit expiration.
- 13) All groups, clubs, and organizations of eight (8) or more people using the picnic area must register with the Park Manager to arrange for cleanup and designation of responsibility for any damage caused by the group.

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BEACH RULES

- 1) Pets are not allowed on the beach or in the water.
- 2) Non-swimmers are advised to stay inside the first life line.
- 3) Inflatable toys, buoys, or rafts of any kind, are not permitted beyond the first life line.
- 4) Pushing or shoving from raft or throwing of beach sand is not permitted.
- 5) Fires are not permitted on the swimming beach at any time.
- 6) Place all debris in trash cans.
- 7) No glass containers in beach area.

PERKINS PARK RATES

PERKINS PARK DAY RATE

Per Day \$ 2.00
 Per Season 18.00
 Shower Fees .25/4 min.
 Reservation Fee \$2.00

Type	Fee Per Night	Fee per 5 Nights	Fee per Month
No Hook Up	\$16.00	\$70.00(\$14/night)	\$360 (\$12/night)
Electric Only	\$21.00	\$95.00(\$19/night)	\$510 (\$17/night)
Full Hook-Up	\$26.00	\$120.00(\$24/night)	\$660(\$22/night)
50amp Pull-Thru	\$28.00	\$130.00(\$26/night)	\$720(\$24/night)
Rental Tent	\$20.00		

GROUP EVENTS: Groups requesting use of the pavilion will be charged \$80.00, or \$2.00 per vehicle for those vehicles in the park for the event with a minimum fee of \$25.00 for up to 10 vehicles. Groups may reserve the pavilion, but the restrooms will still be available to the public during the event.

d. Committee of the Whole Recommendation to approve a One-Time Payment in 2011 for the Non-Represented Management/Professional Employees.

Board Action: Commissioner Pellow moved that the County Board approve a one-time payment of \$500.00 in 2011 for the Non-Represented Management/Professional Employees as recommended by Steve Powers, County Administrator. Second by Commissioner Corkin. Motion adopted.

e. Committee of the Whole Recommendation to approve the Employer Resolution Establishing Uniform Transfer Provision.

Board Action: Commissioner Cihak moved that the Marquette County Board of Commissioners review and make a decision no later than the first budget session set for April 19, 2011, regarding the passage of the MERS Employer Resolution Establishing the Uniform Transfer Provisions. Prior to the April 19, 2011, budget session staff, in concert with MERS staff, is directed to attempt to determine the economic effect of adopting the proposed resolution. In so doing staff should review the effect on the county defined benefit transfer employees for years 2000 through 2010.

Second by Commissioner Nordeen. Motion Adopted.

- f. Committee of the Whole Recommendation to Direct Staff to set up a Budget Workshop for Commissioners as they prepare for the 2012 Budget.**

Board Action: Commissioner Pellow moved that the County Board direct staff to schedule Budget Workshops as needed for Commissioners to prepare for the 2012 Budget.

Second by Commissioner Nordeen. Motion adopted.

- g. Committee of the Whole Recommendation to Ratify the 2011 Collective Bargaining Agreement for Airport Employees.**

Board Action: Commissioner Nordeen moved that the County Board Ratify the 2011 Collective Bargaining Agreement for Airport Employees. Second by Commissioner Corkin.

Motion adopted.

- h. Resolution of Concurrence with the 2011-2015 Comprehensive Economic Development Strategy (CEDS).**

Board Action: Commissioner Corkin moved that the County Board adopt the following Resolution of Concurrence with the 2011-2015 Comprehensive Economic Development Strategy (CEDS). Second by Commissioner Pellow. Motion adopted.

**RESOLUTION OF CONCURRENCE WITH THE
2011-2015 COMPREHENSIVE ECONOMIC DEVELOPMENT STRATEGY
(CEDS)**

WHEREAS, the Central Upper Peninsula Planning and Development Regional Commission (CUPPAD) has prepared a Comprehensive Economic Development Strategy (CEDS) document for the six-county planning area; and,

WHEREAS, the 2011-2015 CEDS provides adequate coverage and represents the needs of Marquette County.

NOW THEREFORE BE IT RESOLVED, the Marquette County Board of Commissioners concurs with the CEDS document as prepared by the CUPPAD Regional Commission.

*Charles Bergdahl, Chairman
Marquette County Board of Commissioners*

- i. USDA RD Wastewater Project – Engineering Services Agreement. Scott Erbisch, Sawyer Operations Manager, was present and explained the following:**

Background

In February of 2011, the Marquette County Board of Commissioners approved continuing with the USDA RD loan and grant application for improvements to the wastewater treatment plant. In the February memo prepared by staff, next steps included approving the Engineering Services Agreement, Legal Services Agreement, and hiring bond counsel.

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On March 28, 2011, I was contacted by the USDA RD offices and advised that in the midst of the ongoing Federal budget issues, there is a very narrow window in which we may be eligible to lock in funding. A single project is to be selected for USDA RD funding in the State; the recipient is anticipated to be publicly announced on Earth Day (April 22, 2011). The KI Sawyer WWTP Improvements project is expected to improve wastewater effluent water quality as well as improve energy efficiencies. Thus, the project is environmentally appealing and has been selected for funding consideration. To continue to be considered for funding, the County needs to approve the Engineering Services Agreement and enter into the Legal Services Agreement.

I was further advised that if the County misses this window, it could be quite some time before there is available funding, and the interest rate(s) will continue to rise. The Legal Services will be provided by Marquette County Civil Counsel.

Engineering Selection Background

When Marquette County began the process of hiring an engineering firm for the Master Plan Study, a Request for Qualifications (RFQ) was advertised. The RFQ required the bidder to not only include a price for the described project, but to also include the company qualifications. Five companies submitted proposals for consideration. The proposals were evaluated and discussed by a review committee, which unanimously recommended that AECOM be awarded the project. References were contacted for AECOM and the company came highly recommended.

Additionally, the USDA RD reviewed the preliminary engineering report, which included the engineering fees. The USDA RD responded that, "We consider the fees to be within an acceptable range for a project of this size and complexity."

Furthermore, AECOM has been involved from the beginning with the project and has intimate knowledge of the project. In the initial planning stage, AECOM developed a Master Plan Study to assist the KI Sawyer WWTP in establishing a prioritized plan for short-term and long-term capital planning. In the second stage, AECOM prepared a USDA Rural Development funding application package that included a Preliminary Engineering Report, an Environmental Assessment, and many other items. This has resulted in the anticipated USDA Rural Development loan and grant offer.

Board Action: Commissioner Pellow moved that the County Board approve entering into an Engineering Services Agreement with AECOM for the total cost of \$423,000 and authorize the County Board Chairman to sign the documents. Second by Commissioner Nordeen. Motion adopted.

12. PUBLIC COMMENT.

Chairperson Bergdahl opened the meeting for public comment.

- Lisa Johnson, Community Hand UP, spoke regarding the Sawyer Fitness/Community Center. Ms. Johnson reminded the public of the joint meeting between West Branch Township Board and the County Board of Commissioners on Monday, April 11, 2011. Ms. Johnson strongly urged the Commissioners to consider the purchase of the Sawyer Fitness/Community Center from West Branch Township.

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

13. COMMISSIONERS COMMENTS, STAFF COMMENTS AND ANNOUNCEMENTS.

- Commissioner Joseph requested information from Ms. Johnson on her expectations from the County Board regarding the Sawyer Fitness/Community Center.
- Commissioner Quayle requested Civil Counsel inform Commissioners when grievances approach second & third stages.
- Commissioner Quayle questioned the 2% Gaming Fund Monies. How are the monies distributed?
- Commissioner Cihak urged West Branch Township to allow Lisa Johnson access to the Sawyer Fitness/Community Center Building. Commissioner Cihak also requested Ms. Johnson consider alternative plans.
- Commissioner Cihak updated the Board regarding the MAC Legislative Conference. Commissioner Arsenault and Commissioner Corkin were also in attendance.
- Commissioner Cihak announced that Dave Schultz, Delta County Commissioner, passed away. Mr. Schultz was also a MAC member.
- Commissioner Corkin updated the Board regarding unfunded mandates and revenue sharing. Commissioners discussed options.
- Commissioner Pellow requested the unfunded mandates and revenue sharing be added to the April 12, 2011 Committee of the Whole Meeting.
- Commissioner Nordeen attended the Health Department meeting last week. Marquette County ranked in the top ten.
- Commissioner Pellow announced the Road Commission signed an agreement with Kennecott to move forward with the permitting process on County Road 595.

14. CLOSED SESSION.

Board Action: Commissioner Joseph moved to go into Closed Session pursuant to MCL 15.268(c) for Consideration of 2011 Collective Bargaining Agreement for Sheriff’s Department Deputies. Second by Commissioner Nordeen. A roll call vote was recorded: 7 Ayes (Commissioner Cihak, Commissioner Quayle, Commissioner Corkin, Commissioner Joseph, Commissioner Pellow, Commissioner Nordeen and Chairperson Bergdahl) to 0 Nays. Motion adopted.

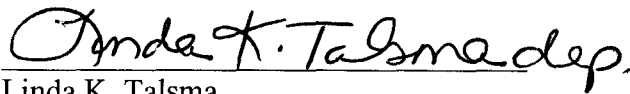
Chairperson Bergdahl declared a two minute recess to clear Commission Chambers.

CLOSED SESSION

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

15. ADJOURNMENT.

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



Linda K. Talsma
Deputy County Clerk

Charles Bergdahl, Chairperson
Marquette County Board of Commissioners

Minutes Proposed for Approval on April 19, 2011.