

The Marquette County Board of Commissioners met as a Committee of the Whole on Tuesday, August 8, 1989 at 4:00 p.m. in Room 231 of the Henry A. Skewis Annex, Marquette, Michigan.

Chairperson Corkin called the meeting to order, roll call was taken and the following roll recorded: Present: Comm. Bays, Comm. DeFant, Comm. Seppanen and Comm. Corkin. Comm. Arsenault arrived at 4:15. p.m. Absent: None.

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

It was moved by Comm. Seppanen, seconded by Comm. DeFant and unanimously carried that the agenda be approved as presented.

The Committee reviewed Claims and Accounts. It was moved by Comm. Seppanen, seconded by Comm. Bays and unanimously carried that claims and accounts for the period July 21, 1989 thru August 3, 1989 in the amount of \$1,147,637.37 be approved and ordered paid.

The Committee considered the establishment of a legal lake level for Little Shag Lake, Forsyth Township. On August 19, 1986 the County Board of Commissioners adopted a resolution initiating the process to establish a legal lake level for Little Shag Lake. The resolution resolves that; 1) a sum of \$40,000.00 be advanced to the Marquette County Drain Commissioner from the Delinquent Tax Revolving Fund for the specific purpose of providing financing for the costs of determining the legal lake level; 2) that the Marquette County Drain Commissioner is directed to establish a special assessment district to provide a method of repayment of the above costs including a reasonable interest rate; and 3) that the Marquette County Prosecuting Attorney is directed to file the proper petition in the Marquette County Circuit Court to invoke the jurisdiction of the court to initiate these legal lake level proceedings. At the July 18, 1989 County Board meeting Civil Counsel, David Payant, presented the completed lake level study to the County Board in which Drain Commissioner, Darryll Sundberg, recommends the establishment of a high water level of 1170 feet above sea level, with no low water level, based on the need to protect the existing structures and shorelines and to reduce the undesirable impact of widely fluctuating lake levels, whether induced by natural or artificial causes. The County Board directed Civil Counsel, David Payant, to defer filing the petition to circuit court until both those opposed and those in favor of establishing the legal lake level have had the opportunity to review the study.

William Savolainen, a 30-year property owner on Little Shag Lake, represented the Lake First Committee as spokesperson which is opposed to petitioning the court to establish a legal lake level. Mr. Martin Marin, President of the Little Shag Lake Property Owners Assoc., acted as spokesperson for those in favor of the petition.

Marquette County Drain Commissioner, Darryll Sundberg, was present and indicated he checked the water level on Little Shag Lake today. The lake is presently one inch below the recommended lake level in the engineering study. Mr. Sundberg has not changed his position, the petition process should proceed and a legal lake level be established.

Civil Counsel, David Payant, explained the Committee has two options at this time; 1) to direct him not to file the petition in court; or 2) to direct the petition process to proceed as per the 1988 resolution. When the court hearing date is set, an announcement and fact sheet explaining costs of establishing a legal lake level will be distributed to all property owners on Little Shag Lake. The Circuit Court Judge has the authority to decide whether or not a legal lake level should be established, and the authority to conduct a new petition referendum if deemed necessary.

It was moved by Comm. Seppanen, seconded by Comm. Arsenault and unanimously carried that the Committee of the Whole direct Civil Counsel to proceed with the petition to the Marquette County Circuit Court to invoke the jurisdiction of the court to initiate the legal lake level proceedings as directed by the August 19, 1986 County Board resolution.

Chairperson Corkin declared a ten minute recess.

 RECESS

Chairperson Corkin called the Committee of the Whole back to order.

The Committee considered an agreement between the City of Marquette, the County of Marquette and Lynn and Christine Swadley to have City sewer service lines extended to serve property owned by the County and the Swadley's along County Road 553 in the City of Marquette. Total project costs are estimated to be between \$22,500 and \$25,000. The parties will share the project costs as follows: The City shall pay \$6,000, the County shall pay \$5,000, and the Swadley's will pay the balance in ten (10) annual payments at the rate of 10% per annum. Swadley shall also provide construction engineering services, obtain necessary permits, and design and construct the system in accordance with City specifications and appropriate standards. Dennis Aloia, County Administrator, further added he will negotiate with Marquette General Hospital for reimbursement of part or all of the County share because the project will enhance the value of the Brookridge property. It was moved by Comm. Arsenault, seconded by Comm. Bays and unanimously carried that the Committee of the Whole recommend the County Board approve the Sewer Line Agreement between the City of Marquette, Marquette County and Lynn and Christine Swadley.

The Committee considered a claim from Associated Constructors for \$750 for work performed on the Jail remodeling project on the detoxification cell. The claim is for materials and labor for disassembling and reassembling a prefabricated window frame which was too large to fit through the building entrances. GBKB Architects contends that this does not constitute extra payment while the contractor argues otherwise. Civil Counsel, David A. Payant, recommends Associated Constructors be paid for the additional work. The architects and the contractor are both at fault for not considering the entrance size. It was moved by Comm. Seppanen seconded by Comm. DeFant and unanimously carried that the Committee of the Whole recommend the County Board authorize payment of \$750 to Associated Constructors from the Public Improvement Fund for the Jail remodeling project.

The Committee considered the Deficit Fund Plan for 1988 presented by Gary R. Yoder, Finance Manager. As per Public Act 275 of 1980, the Deficit Fund Plan must be filed with the State of Michigan and approved by the Board of Commissioners. After completion of the 1988 annual audit, it was determined the County had a deficit fund balance in seven of its funds as follows:

1)	Employment Programs Special Revenue Fund \$	455.18
2)	Service Center Internal Service Fund	2,015.43
3)	Annex II Construction Fund	497,884.46
4)	Badger Drain Capital Project Fund	42,220.83
5)	Carp River Capital Project Fund	21,576.12
6)	Little Shag Lake Capital Project Fund	15,402.98
7)	Whetstone Drain Capital Project Fund	146,703.24

The deficits in the first two funds will be resolved by a transfer from the General Fund after recapture of various fund balances. The deficit in

the Annex II fund will be resolved after sale of the Bonds. The deficits in the remaining four funds will be resolved by sale of Bonds or levy of special assessments. Mr. Yoder has requested a status report from the Drain Commissioner to be included with the deficit report. It was moved by Comm. Seppanen seconded by Comm. Arsenault and unanimously carried that the Committee of the Whole recommend the County Board adopt the Marquette County Deficit Plan for fiscal year ending December 31, 1988 for transmittal to the State of Michigan.

The Committee considered a request from John E. Beerling, Supt./Engr., Marquette County Road Commission, for a resolution of support to reconstruct County Road 426 between Channing on M-95 and US 2, to provide for an "All-Season Class A" road which would benefit the wood and agricultural industries. Dickinson, Marquette, and Delta County Road Commission intends to file a joint application for Transportation Economic Development Funds. It was moved by Comm. Arsenault, seconded by Comm. Bays and unanimously carried that the Committee of the Whole recommend the County Board adopt a resolution for support of the effort to obtain Transportation funds for upgrading Co. Rd. 426 to "All Season" status.

The Committee considered a memorandum from Randell E. Girard, Director of Human Resources, regarding a Michigan Association of Counties and AAA of Michigan group auto insurance plan. Under this plan County employees would be eligible for the following benefits:

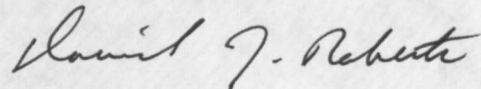
- a 9% group discount from normal rates
- a twelve (12) month policy term
- discounted membership privileges for AAA sponsored program
- premium payment by payroll deductions in equal monthly increments
- no qualification period
- no minimum coverage requirements

The group auto insurance plan would be optional, cost the County very little, and be a good benefit for many County employees. It was moved by Comm. Seppanen, seconded by Comm. DeFant and unanimously carried that the Committee of the Whole recommend the County Board adopt the MAC sponsored group auto insurance plan.

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

There being no further business to come before the Committee of the Whole the meeting was adjourned.

Respectfully submitted,



David J. Roberts
Marquette County Clerk

MARQUETTE COUNTY BOARD OF COMMISSIONERS
COMMITTEE OF THE WHOLE

Tuesday, August 8, 1989 4:00 p.m.

Room 231 Henry A. Skewis Annex, Marquette, Michigan

1. ROLL CALL.
2. APPROVAL OF THE MINUTES. (None).
3. PUBLIC COMMENT.
4. APPROVAL OF THE AGENDA.
5. Review of Claims and Accounts.
6. Little Shag Lake Level.
7. Sewer-line Agreement with City of Marquette to serve property along Co. Rd. 553.
8. Claim for contract extra on jail remodeling from Associated Constructors.
9. Marquette County Deficit Fund Plan for Fiscal Year ending December 31, 1988.
10. A letter from J.E. Beerling, Superintendent/Engineer, Marquette County Road Commission, regarding reconstruction of Co. Rd. 426.
11. MAC sponsored group auto insurance plan.
- 12.
- 13.
- 14.
15. PUBLIC COMMENT.
16. ANNOUNCEMENTS.
17. ADJOURNMENT.