

The Marquette County Board of Commissioners met as a Committee of the Whole on Tuesday, October 10, 1989 at 6:00 p.m. in Room 231 of the Henry A. Skewis Annex, Marquette, MI.

Chairperson Corkin called the meeting to order. Present: Comm. Arsenault, Comm. Bays, Comm. DeFant, Comm. Seppanen and Comm. Corkin. Absent: None.

It was moved by Comm. Arsenault, seconded by Comm. Seppanen and unanimously carried that the Committee of the Whole meeting minutes of September 26th and September 28th, 1989 be approved.

Chairperson Corkin opened the meeting for public comment. Sheriff, Joseph Maino, was present and provided an update on DARE. Sheriff Maino has met recently with the Marquette-Alger ISD, the Health Dept., and Mr. Ed Sloan, Eastern U.P. Substance Abuse Advisory Board. Possible financial assistance for the DARE Program may be available through Substance Abuse, meanwhile Sheriff Maino is applying for a Kellogg Youth Initiative Program Grant of \$25,000.00. Sheriff Maino will be requesting a letter of support from the County Board for this grant in the near future. There being no further public comment, this portion of the meeting was closed.

The Committee reviewed Claims and Accounts. It was moved by Comm. Seppanen, seconded by Comm. Arsenault and unanimously carried that Claims and Accounts for the period September 22, 1989 thru October 5, 1989 in the amount of \$738,155.46 be approved.

It was moved by Comm. Seppanen, seconded by Comm. Arsenault and unanimously carried that the agenda be approved with the following additions; item 10) a security door for the Little Lake Central Dispatch Tower Site; item 11) a request from the Delta County Board of Commissioners for a joint meeting; and item 12) the Jail Expansion Study Grant. Item 12) was moved forward on the agenda because Sheriff Maino was present.

The Committee considered a question raised by Comm. Bays regarding the \$69,000.00 Jail Expansion Study Grant. The Corrections Board understands that the County must develop a comprehensive plan, which includes alternatives to jail sentencing. Comm. Bays questioned that although the County Board accepted this Jail Study Grant perhaps the funds, or part of the funds, should be used to develop the plan. Administrator Aloia believed that the grant was offered by the State from 88/89 funds that were still available, however the funds to develop a comprehensive plan would come from the 89/90 State budget. The Committee directed Civil Counsel and Staff to review the Jail Expansion Study Contract and report back to the County Board.

The Committee considered a memo from David A. Payant, Civil Counsel, regarding a Preference Action in the Cliff's Ridge Bankruptcy. Mr. Payant reported that a hearing was held on September 26, 1989 in federal court regarding a \$2,480.01 payment received by Marquette County on August 3, 1987 from Cliff's Ridge. Cliff's Ridge declared bankruptcy on October 28, 1987, however under bankruptcy law any payment made to a creditor within 90 days of the bankruptcy filing is presumed to be a voidable preference, unless paid during the regular course of business. Mr. Payant's position at the hearing was that the \$2,400.01 payment was made during the ordinary course of business, because payments were not made by the ski hill during the summer months until it began receiving money from the sale of seasons passes. The court rejected Mr. Payant's argument, and held that the payments by Cliff's Ridge were not in the ordinary course of business because the County expected that payments would be made on a regular basis. The court felt that if the County expected their regular payments, the loan would have been negotiated to allow for the suspension of payments during the summer months. The court has ordered Marquette County to pay to the bankrupt estate, the sum of \$2,480.01 plus interest. The interest rate is

set monthly by the federal courts and the exact rate will not be known until the judgment is finally entered. It was moved by Comm. Arsenault, seconded by Comm. Bays and unanimously carried that the Committee of the Whole recommend the County Board pay the bankrupt estate as directed by federal court the sum of \$2,480.01 plus interest, with the funds to come from the Economic Development Revolving Loan Fund.

County Administrator, Dennis Aloia, reported that Artist, Dale Wedig, found the Old Courthouse Iron Fencing at the Brookridge site to be in good condition. The fencing was removed by the Employment Programs Dept., however the gate was left at the site. Marquette General Hospital now owns the Brookridge property and would like to keep the gate, however they will allow the County to take whatever fencing they require. The County will require the use of some of the fencing, and as far as Administrator Aloia is concerned the issue can be put to rest. It was moved by Comm. Seppanen, seconded by Comm. DeFant and unanimously carried that the Committee follow the Staff direction and take no further action.

The Committee considered a National Association of Counties memorandum regarding a reduction as much as \$70 million dollars in timber receipts paid to counties and school districts by the Senate version of the FY 1990 Interior and Related Agencies Appropriation Bill to the Forest Service Road Construction Budget. It was moved by Comm. Seppanen, seconded by Comm. DeFant and unanimously carried that the Committee refer the NACo memorandum to the Natural Resources Commission for review and comment.

The Committee considered a memo from J. Gordon Uren, Building Official, regarding the bid award for a small pickup truck for the replacement of an existing vehicle. The Resource Management/Development Dept. received five bids. The low bidder is Nelson Chevrolet-Olds of Negaunee for a 1990 Chevrolet S10 2WD Long Bed Pickup at \$9,400.00 plus applicable tax or fees. Administrator Aloia pointed out the budgeted amount for this truck was \$9,000.00, however the balance will be more than covered by the sale of the used pickup. It was moved by Comm. Arsenault, seconded by Comm. Seppanen and unanimously carried that the Committee of the Whole recommend the County Board accept the low bid for a small pickup truck for the Resource Management/Development Dept. in the amount of \$9,400.00 plus taxes and fees for a Chevrolet S10 2WD Long Bed Pickup from Nelson Chevrolet-Oldsmobile, Negaunee, MI.

The Committee considered a bid from Ketola Construction Co., Gwinn, MI, for the installation of a metal door and frame for the Little Lake Central Dispatch Radio Tower. James R. Skaja, Commander of the Michigan State Police Post, has also received a bid of \$1,038.00 by phone, however Administrator Aloia is skeptical of bids received over the phone. The Ketola Construction Co. bid is in writing and he recommends the Board approve the bid for \$1,100.00, with funds to come from the Central Dispatch budget which can be adjusted in the year-end budget review. It was moved by Comm. Arsenault, seconded by Comm. Seppanen and unanimously carried that the Committee of the Whole recommend the County Board approve the bid from Ketola Construction Co. for the installation of a metal security door to the Little Lake Central Dispatch Radio Tower in the amount of \$1,100.00.

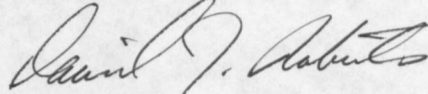
The Committee considered a request from the Delta County Board of Commissioners for a joint meeting to discuss common issues affecting both Marquette and Delta County. The Committee consensus was that such a meeting would be useful, however the Committee believed agendas should be developed and shared by both County Commissions prior to holding such a meeting so that the discussion can be more thoughtful and productive. It was moved by Comm. Arsenault, seconded by Comm. Seppanen and unanimously carried that the Committee of the Whole recommend the Marquette County Board hold an informal joint meeting with the Delta County Board of Commissioners to discuss common issues. The meeting to be held on Tuesday, October 31, 1989 at 7:00 p.m. in the Marquette County Commissioners Meeting Room, Henry A. Skewis Courthouse Annex.

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

Chairperson Corkin reminded Commissioners of the public hearing on the Michigan Air Access Program to be held Wednesday, October 18, 1989 at 7:00 p.m. in the Large Circuit Court Room, and urged all to attend.

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

Respectfully submitted,



David J. Roberts  
Marquette County Clerk

MARQUETTE COUNTY BOARD OF COMMISSIONERS  
Committee of the Whole, Tuesday, October 10, 1989, 6:00 p.m.  
Room 231 Henry A. Skewis Annex  
Marquette, MI 49855

- ~~1.~~ ROLL CALL.
- ~~2.~~ APPROVAL OF THE MINUTES OF THE COMMITTEE OF THE WHOLE MEETINGS held on September 26, 1989 and September 28, 1989.
- ~~3.~~ PUBLIC COMMENT.
- ~~4.~~ APPROVAL OF THE AGENDA.
- ~~5.~~ Review of Claims and Accounts.
- ~~6.~~ Cliff's Ridge Preference Action.
- ~~7.~~ Old Courthouse Iron Fencing Update by Administrator. (No packet materials).
- ~~8.~~ NACo Alert on Timber Receipts.
- ~~9.~~ Award of Bid, Small Pickup - Resource Management.
- ~~10.~~ Security Door for Central Dispatch
- ~~11.~~ Request Delta City for Joint mtg
- ~~12.~~ (Contract) Community Commissions Bd
13. PUBLIC COMMENT.
14. ANNOUNCEMENTS.
15. ADJOURNMENT.