

The Marquette County Board of Commissioners met as a Committee of the Whole on Tuesday, March 12, 1991 at 4:00 p.m. in Room 231 of the Henry A. Skewis Annex, Marquette, Michigan.

Chairperson Corkin called the meeting to order. Present: Comm. Angeli, Comm. Arsenault, Seppanen and Comm. Corkin. Comm. Bays arrived ten minutes later. Absent and Excused: None.

On a motion by Comm. Arsenault, seconded by Comm. Seppanen, the minutes of the Committee of the Whole meeting held on February 26, 1991 were unanimously approved.

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

On a motion by Comm. Seppanen, seconded by Comm. Arsenault, the agenda was unanimously approved as presented.

On a motion by Comm. Arsenault, seconded by Comm. Angeli, Claims and Accounts for the period February 23, 1991 thru March 8, 1991 in the amount of \$1,337,617.47 were unanimously approved.

The Committee considered the 1991 Budget Amendments (No.'s 9 through 16), presented by Gary Yoder, Finance Manager. Mr. Yoder was present and explained that these several budget amendments generally adjust and carry forward budget balances for grants received during the Fall of 1990. A brief explanation of each budget amendment and the amounts were included with the memo.

Mr. Yoder further explained that budget amendment #14 must be revised and a new copy will be available for the Commissioners at the Board meeting. The line item for Service Center air handling, amounting to \$7,000, will be deleted from the Public Improvement Fund budget, and instead passed through the Service Center budget.

On a motion by Comm. Arsenault, seconded by Comm. Seppanen, the Committee of the Whole unanimously recommends the County Board approve the 1991 carry forward budget amendments, No.'s 9, 10, 11, 12, 13, 15, and 16, as presented, and number 14 as amended.

On a motion by Comm. Seppanen, seconded by Comm. Angeli, and unanimously carried that the Committee of the Whole go into Closed Session for the purpose of discussing the Valente Medical Care Facility Roof Arbitration with Attorney David Lick.

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CLOSED SESSION  
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4:40 p.m. the Committee of the Whole came back into Open Session.

The Committee considered a resolution calling for a human health study on the effects of electromagnetic radiation generated by the Elf System in Marquette County. A lengthy discussion, and question and answer session, took place between Commissioners, Navy representatives, and other concerned citizens present. During this discussion it was learned that the United States Congress is considering federal legislation, H.R. 4801, which proposes \$34 million dollars in funding be made available to further study the effect of electromagnetic radiation. Participants in the discussion with Commissioners are as follows: Lt. Cmdr. U.S. Navy, Carl T. Callendar, Commanding Officer Naval Communications Unit, K.I. Sawyer A.F.B.; Lt. Cmdr. U.S. Navy, Joseph A. Doyle, Jr., Space and Naval Warfare Systems Command, Washington, D.C.; Lt. Cmdr. U.S. Navy, H.F. Kerschner, Bureau of Medicine and Surgery, Washington, D.C.; John deLorge, M.D., U.S. Navy, Naval

Aerospace Medical Research Lab, Pensacola, Florida; Captain D.H. McClintock, U.S. Navy Retired, Marquette; Larry G. Smith, IIT Research, Ishpeming; John E. Zapotosky, IIT Research Institute, Chicago; Marty Abromavage, IIT Research Institute, Germantown, Maryland; Edward Cobeszka, Marquette Board of Light & Power; Cheryl Reynolds, Assoc. Professor of Nursing, NMU; Scott Emerson, M.D., Emergency Physician, Marquette General Hospital; and Randall M. Johnson, M.D., Director, Marquette County Health Dept.

*(Note: The complete discussion on Elf is available on audio cassette from the County Clerk's Office by request at a reasonable cost).*

On a motion by Comm. Angeli, seconded by Comm. Arsenault, the Committee of the Whole unanimously requests the Health Dept. to review proposed federal legislation H.R. 4801 and report back on its findings.

On a motion by Comm. Seppanen, seconded by Comm. Bays (for discussion purposes) to pass a resolution calling for the Dept. of Defense to conduct a Human Health Study on individuals living within the Elf System area.

Motion failed one aye - Comm. Seppanen, four nays - Comm. Angeli, Comm. Arsenault, Comm. Bays, and Comm. Corkin.

6:05 p.m. Chairperson Corkin declared a brief recess.

6:20 p.m. Chairperson Corkin called the meeting back to order.

On a motion by Comm. Arsenault, seconded by Comm. Seppanen, and unanimously carried that the Committee of the Whole go into Closed Session again for the purpose of discussing the Valente Medical Care Facility Roof Arbitration with Attorney David Lick.

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CLOSED SESSION

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6:40 p.m. the Committee came back into Open Session.

The Committee considered a memorandum from Randall M. Johnson, M.D., Director, Marquette County Health Dept., regarding a proposed food service license fee increase. Mr. Johnson and members of the Board of Health were present to explained that the recent state budget cuts proposed by the Engler Administration include the elimination of the state subsidy for the Marquette County Health Dept.'s food service sanitation and on-site sewage disposal programs. In the present 1991 budget the Health Dept. anticipated \$25,000 in a state subsidy for the food license program, and a \$12,000 subsidy for the on-site sewage program, but it appears these funds will not be available. The Board of Health recently considered several options and recommend that the fees for the food service license inspection and the on-site sewage disposal permits be raised 100% to offset state funding. This means license fees would double. The existing food service licenses expires on April 30, 1991, and the renewal applications, including notification of the fee schedule, must be sent to the food service establishments by April 1, 1991. Therefore, a decision must be reached by the County Board by the end of March.

Kathy Smith, Director, Community Nutrition Services, expressed concern regarding the fourteen kitchens in Marquette County who pay the flat rate of \$50.00 for inspections. These kitchens provide meals for senior citizens and an increase would be a financial burden. She requested that either a special appropriation or an exception be made for the increased fees for the AMCAB senior kitchen sites.

The Commissioners generally agreed that a 100% increase in food service inspection fees is too much to ask of the restaurant owners, and were

indignant that the State should wiggle out of its financial responsibilities for a state mandated program.

Civil Counsel, David Payant, reviewed the Health Code to determine if the County was mandated to provide the inspections without state funding. Mr. Payant reported, unfortunately the County has no choice except to follow the inspection program. The Health Code became law just prior to the Headlee Legislation. The Health Code also contains an "out-clause" which provides that state financing is subject to availability of funds. Mr. Payant further reported that the Attorney General's Office has rendered an opinion, . . . if the legislature doesn't appropriate the necessary funds for the health inspection program, the County is still mandated to do it. Civil Counsel Payant advises strongly against not doing the inspections. Dr. Johnson agrees. The potential liability is too great.

Many other state budget cuts have not yet been translated into specific dollar amounts for the County Health Dept. Dr. Johnson will present a department wide budget amendment in the future, which will include the recommended fee adjustments. Also, in light of the County User Fee Study, which will be finalized in several weeks, action on the on-site sewage inspection program fees will be delayed.

Note: The recommendation has two motions which can be acted upon separately.

Motion 1 - On a motion by Comm. Bays, seconded by Comm. Angeli, the Committee of the Whole unanimously recommends the County Board immediately address the state budget cuts proposed by the Engler Administration, which eliminates the subsidy for the food service program by increasing the food service license fees 50% and the County absorbing the other 50% of the cost, and reconsider next years fees after the user fee study is complete, and possible state legislation makes funds available.

Motion 2 - On a motion by Comm. Seppanen, seconded by Comm. Arsenault, and carried three-to-two on a roll call vote, with Comm. Angeli and Comm. Bays voting nay, the Committee of the Whole recommends the County Board retain the flat \$50.00 fee for the food service license inspections for non-profit agencies.

The Committee considered a memo from Dennis Aloia, County Administrator, regarding statewide remonumentation legislation (Public Acts 345 and 346 of 1990). Administrator Aloia explained that Staff is currently working with members of the Plat Board, local surveyors, the Resource Development Department Staff and the Equalization Department in the development of a recommendation on how to proceed with the remonumentation of Marquette County. Our main goal is to move as quickly as possible to be in a leading position to qualify for state matching funds when the project begins.

P.A. 345 provides for the remonumentation of the whole State of Michigan over a twenty year period, and provides that the Governor appoint a five member State Survey and Remonumentation Commission, which will be responsible for establishing administrative rules and developing a model remonumentation plan. Each county will then have three years to develop a local remonumentation plan.

P.A. 346 provides for financing by a \$4.00 fee increase for all instruments recorded in the Register of Deeds Office. The proceeds of these monies are divided, \$2.00 to go to the State of Michigan and \$2.00 to be kept locally. The Plat Board requests and Mr. Aloia's recommendation concurs that the \$2.00 fee collected locally be set aside in a separate mapping remonumentation fund that would be non-reverting for the purposes of implementing our County-wide Remonumentation and Surveying Project. The location and remonumentation of all quarter sections in Marquette County is a necessary and vital first step in the development of a County-wide GIS Mapping System.

On a motion by Comm. Seppanen, seconded by Comm. Angeli, the Committee of the Whole unanimously recommends the County Board establish a separate mapping remonumentation fund for the \$2.00 fee collected locally beginning January 1, 1991.

The Committee considered a resolution from the Iron County Board of Commissioners, which is modelled after the Michigan Township Association resolution encouraging legislation that would expand the membership of county road commissions to five members representing districts rather than being elected and/or appointed at large.

On a motion by Comm. Angeli, seconded by Comm. Arsenault, the Committee of the Whole unanimously recommends the County Board adopt a similar resolution.

The Committee considered a request from Sheriff, Joseph I. Maino, for additional on-call clerical assistance during daytime hours. During the 1991 budget process, the Sheriff's Dept. will be formulating a proposal for additional clerical staff in 1992. In the meantime the 1991 overtime budget in the administrative division was increased by \$2,000 to allow the Administrative Aide to work overtime; however, the Sheriff has been informed that the Administrative Aide is exempt from overtime and must utilize compensatory time off. This defeats the purpose of additional hours. Sheriff Maino requests a transfer of \$2,000 from Sheriff-Administration Salary/Overtime to Sheriff-Administration Salary/Part-time to utilize the funds for a skilled part-time on-call person.

Dennis Aloia, County Administrator, has discussed the matter with Sheriff Maino and recommends the Board approve his request.

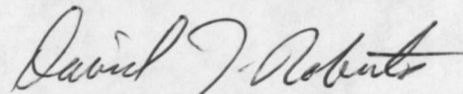
On a motion by Comm. Seppanen, seconded by Comm. Angeli, the Committee of the Whole unanimously recommends the County Board approve the Sheriff's Dept. request for additional on-call clerical assistance, and approve the appropriate budget amendment.

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

Chairperson Corkin announced that on March 26, 1991 the County Board will meet as a Committee of the Whole at 4:30 p.m., and on the agenda will be a discussion with the Airport Committee, the Airport Manager, and representatives from General Aviation.

There being no further business the meeting was adjourned.

Respectfully submitted,



David J. Roberts  
Marquette County Clerk

MARQUETTE COUNTY BOARD OF COMMISSIONERS  
COMMITTEE OF THE WHOLE

Tuesday, March 12, 1991, 4:00 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 MEETING HELD ON FEBRUARY 26, 1991.
3. PUBLIC COMMENT.
4. APPROVAL OF THE AGENDA. *as is*
5. ✓ Review of Claims and Accounts.
6. ✓ 1991 Carry Forward Budget Amendments from Gary Yoder, Finance Manager.

4:30 p.m.\*

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CLOSED SESSION FOR THE PURPOSE OF DISCUSSING THE VALENTE MEDICAL CARE FACILITY ROOF ARBITRATION WITH ATTORNEY, DAVID LICK.  
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7. ✓ *To Health Dept for HR 4801*  
Discussion of proposed Health Study with Elf Representatives.  
(No Packet Materials).

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-BREAK-  
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6:30 p.m.\*

8. ✓ Request from Sheriff Joseph Maino for Part-Time On-Call Clerical Help.
9. ✓ Proposed Food Service License Fee Adjustment.
10. ✓ Remonumentation Act of 1990.
11. ✓ Membership on Boards of County Road Commissioners.
- 12.
- 13.
- 14.
15. PUBLIC COMMENT.
16. ANNOUNCEMENTS.
17. ADJOURNMENT.

\*\* APPROXIMATE STARTING TIMES.