

# **MARQUETTE COUNTY BOARD OF COMMISSIONERS**

## **Regular Meeting**

**Tuesday, September 2, 2025 at 6:00 P.M.**

**Room 231, Henry A. Skewis Annex, Marquette, Michigan 49855**

1. CALL TO ORDER BY CHAIRMAN DEROCHA
  - Pledge of Allegiance & Roll Call
2. APPROVAL OF AGENDA
3. APPROVAL OF THE MINUTES OF THE FOLLOWING MEETINGS:
  - Regular Meeting Minutes held on August 19, 2025
4. PROCLAMATIONS, PRESENTATIONS AND AWARDS
5. PUBLIC COMMENT (5 minutes per person)
6. REVIEW OF CLAIMS AND ACCOUNTS:
  - Total Expenditures paid via check & EFT Transfers for the period August 15, 2025 through August 28, 2025 were \$963,924.83; and Biweekly Payroll for the period ending August 16, 2025 was \$882,078.48
7. PUBLIC HEARINGS
8. PRIVILEGED COMMENT
  - a. LSCP Final Report for Use of Childcare Funds
  - b. Privatization of Prepaid Inpatient Health Plans
9. INFORMATIONAL ITEMS
10. ACTION ITEMS:
  - a. Negaunee Service Center Renovation Recommendation
  - b. NICE Recorder Upgrade & Maintenance Renewal Recommendation
  - c. WMHIP Trustee & Alternate Recommendation & Resolution
11. LATE ADDITIONS:
  - a.
12. PUBLIC COMMENT (3 minutes per person)
13. COMMISSIONERS COMMENTS, STAFF COMMENTS AND ANNOUNCEMENTS
14. CLOSED SESSION
15. ADJOURNMENT

Join from PC, Mac, iPad, or Android:

<https://us02web.zoom.us/j/87675882522>

Phone one-tap:

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Join via audio:

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Webinar ID: 876 7588 2522

Meeting ID: 876 7588 2522

**Happy Labor Day**



**To ALL Of You**



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**REGULAR MEETING – AUGUST 19, 2025 – 6:00 P.M. – COMMISSIONERS ROOM 231, HENRY A. SKEWIS ANNEX, MARQUETTE, MI 49855.**

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**1. CALL TO ORDER BY CHAIRPERSON JOSEPH DEROCHA AT 6:00 P.M.**

- **Pledge of Allegiance**
- **Roll Call:** Present: Comm. Adamini, Comm. LaLonde, Comm. Nordeen, Comm. Alholm and Chairperson Derocha. Absent and Excused: Comm. DePetro

**2. APPROVAL OF THE AGENDA:**

**Board Action:** Comm. Alholm moved to approve the agenda with the following addition: 11a) IT Services Agreement. Second by Comm. LaLonde. Motion adopted. (5-0)

**3. APPROVAL OF THE MINUTES:**

**Board action:** Comm. Alholm moved to approve the minutes from the Regular Meeting held on August 5, 2025 with a correction, page 3, paragraph 2, line 1...Plan #4 to 2054. Second by Comm. Nordeen. Motion adopted (5-0)

**4. PROCLAMATION, PRESENTATIONS AND AWARDS**

**5. PUBLIC COMMENT:**

- **Margaret Brumm**, Marquette City resident provided a handout with training dates, explained Emergency Response to Accidents Involving Livestock (ERAIL). There is now a trailer stored in Forsyth Township for such emergencies.
- **Neil Lynch** voiced support for Duane DuRay, as being the administrator for remonumentation grants.
- **Olivia Lubig**, explained health hazards and dangers, along with animal cruelty, that are involved with traveling entertainment acts. She would like to see a resolution to prohibit the use of certain wild animals in traveling acts in Marquette County.
- **Tom Noren**, Chocolay Township Resident voiced his support of the Marquette County Conservation District (MCCD) and explained some of the benefits of their services.

*With no further public comment to come before the board this portion of the meeting is concluded.*

**6. REVIEW OF CLAIMS AND ACCOUNTS:**

- **Board action:** Comm. Alholm moved to approve Total Expenditures paid via check & EFT Transfers for the period August 1, 2025 through August 14, 2025 were \$1,643,133.29 (this amount does not include check payable to Alger-Delta Co-Op Electric); and Biweekly Payroll for the period ending August 2, 2025 was \$869,111.80. Second by Comm. LaLonde. Motion adopted (5-0)
- **Board Action:** Comm. LaLonde moved to approve check #233672 dated 8/08/2025, for the amount of \$1,898.58 payable ~ Alger-Delta Co-Op Electric. Second by Comm. Nordeen. Motion adopted (4-0) Abstained: Comm. Alholm.

**7. PUBLIC HEARING**

**8. PRIVILEGED COMMENT**

**9. INFORMATIONAL ITEMS**

**10. ACTION ITEMS:**

**a. Signatory for Remonumentation Grant**

**Board Action:** Comm. Nordeen moved to appoint Administrator Duane DuRay as Remonumentation Grant Administrator and Signatory. Second by Comm. Alholm. Motion adopted (5-0)

**b. US Turbine, Building 732 Lease**

**David Erhart, Assistant Airport Manager** was present to explain that for many years, US Turbine & Accessory, LLC has operated on a two-acre parcel of land on airport property. Over those years, the tenant has also rented building 732 and used the land to house their engine test cell, a building they own. Staff is seeking for the Marquette County Board of Commissioners to consider approving the execution of a new lease agreement between Marquette County and US Turbine & Accessory, LLC. Their current lease extension for building 732 and the two-acre parcel (see Diagram below) expires on August 31, 2025. The new lease would continue the agreement between the County and the Tenant on similar terms.

Lease Particulars:

- Lease terms - September 1, 2025, through August 31, 2030.
  - Monthly base building rent - \$1,791.06 per month with an annual 3% escalator on Building 732, a 1,560 sq. ft. building adjacent to the engine test cell owned by US Turbine, sitting on a 2-acre parcel of land.
  - Tenant is responsible for all utilities, lawn care, snow removal, and general building maintenance.
  - Includes terms upholding previously agreed upon deposit for site cleanup upon tenant vacancy of facility.
- Staff is seeking the Board's approval to draft a lease between the County of Marquette and US Turbine & Accessory, LLC per the terms established in the attached Letter of Intent bearing the signature of the David Erhart, Interim Airport Manager, and Scott Davis, General Manager, representing US Turbine & Accessory, LLC.

**Board Action:** Comm. Alholm moved to approve the terms established in the signed Letter of Intent, direct Staff to draft a lease between the County of Marquette and US Turbine & Accessory, LLC, and authorize Administrator DuRay to execute the lease. Second by Comm. LaLonde. Motion adopted (5-0)

**c. Concrete Floor Replacement in Hangar 663**

**David Erhart Assistant Airport Manager**, was present to explain Over the past nine winter seasons, the US Army operating out of the Redstone Test Center (RTC) has conducted icing testing on experimental aircraft, operating out of Hangar 663 as their "home station." In preparation for the coming testing season, The US Army RTC and Bell Helicopter have requested that the concrete floor be repaired in Hangar 663 due to a growing foreign object debris (FOD) hazard. Spalling along concrete slab joints has increasingly resulted in stones and pieces of concrete becoming dislodged. Maintenance and aircrew personnel walk on portions of the floor that are degraded/crumbling and then climb onto/into the aircraft. There is potential for tracking residual FOD onto/into the aircraft, thereby causing interference with mechanical components (flight controls, rotating/actuating components, dynamic components, etc.). This could result in minor to severe component damage and could risk the safety of the aircraft/crew. Typical shop rules for the RTC's operation are that the floor be free of FOD, but they have expressed that the current state of the floor makes this impossible. The current mitigation is to check the bottom of footwear to ensure no FOD is lodged in the tread of work boots/shoes. This is not an ideal nor a fully effective mitigation, especially long-term as the degradation of the joints worsens.

Given the positive working relationship, the revenue that renting our facilities provides, and the improvements to infrastructure that the US Army RTC has supported in the past and continues to consider supporting in the future, Staff saw it prudent to collect information on the cost to remediate the issue. County staff solicited proposals to remove and replace the affected portions of Hangar 663's floor. Five qualified vendors submitted bids, summarized as follows:

- Parker and Sons Contracting – \$237,000.00
- Arrow Construction, Inc. – \$58,600.00
- U.P. Concrete Company – \$49,833.00

**Minutes are Subject to Correction and Approval**

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- Closner Construction & Sales, Inc. – \$69,850.00
- Associated Constructors, LLC – \$48,995.73

This project is a repair that is planned to be funded through the Airport reserves.

**Board Action:** Comm. Nordeen moved to approve Associated Constructors' bid of \$48,995.73 in total for the Concrete Floor Replacement in Hangar 663 project, allow Staff to draft a contract, and authorize Administrator DuRay to execute the contract after contract review. Second by Comm. Adamini. Motion adopted (5-0)

**d. Opioid Settlement Resolution-Purdue & Sackler**

**MARQUETTE COUNTY RESOLUTION AUTHORIZING ENTRY OF PARTICIPATION AGREEMENTS IN PARTIAL SETTLEMENT OF THE NATIONAL PRESCRIPTION OPIATE LITIGATION AND ENTRY OF STATE LOCAL GOVERNMENT INTRASTATE AGREEMENT CONCERNING ALLOCATION OF SETTLEMENT PROCEEDS**

**WHEREAS**, Marquette County filed a lawsuit to address the public nuisance that is the Opioid Epidemic, which named, among others, Purdue Pharma L.P. (Purdue) and several members of the Sackler family (Sackler Family Defendants);

**AND WHEREAS** Purdue has presented a proposed Bankruptcy Plan, and the Sackler Family Defendants have entered into a Governmental Entity & Shareholder Direct Settlement Agreement (together, the "Purdue/Sackler Settlement") with the State Attorneys General and a Plaintiff Executive Committee-designated negotiating committee that represents approximately 4,000 local governments that have brought lawsuits similar to Marquette County's lawsuit;

**AND WHEREAS** the Purdue/Sackler Settlement will provide significant equitable and monetary relief, including an agreement that (a) the Sackler Family Defendants will pay \$6.5 billion over the next 15 years in exchange for a release of claims against them and (b) the Purdue estate will contribute an amount of approximately \$900 million. The bulk of these payments will be dedicated to funding abatement and prevention strategies associated with the opioids public nuisance;

**AND WHEREAS** Marquette County previously executed Participation Agreements for the Distributor and Janssen Settlements, as well as the Teva, Allergan, CVS, Walmart, and Walgreens Settlements, which have conferred and continue to confer valuable benefits;

**AND WHEREAS** Marquette County desires to enter into an allocation method which allocates settlement funds on a 50/50 basis to:

Participating Local Governments who have elected to participate in the Purdue/Sackler Settlement; and the State of Michigan.

**NOW THEREFORE**, Marquette County authorizes the execution of a Participation Agreement for the Purdue/Sackler Settlement, which is available at <https://nationalopioidsettlement.com/>. A specimen copy of the material terms of the participation agreement is attached as Exhibit A to this resolution.

Marquette County also authorizes the execution of a new Michigan State-Subdivision Agreement for Allocation of Opioid Settlement Agreements substantially similar to the proposed agreement attached as Exhibit B to this resolution.

Marquette County also authorizes the Weitz & Luxenberg law firm to vote on Marquette County's behalf in favor of the Bankruptcy Plan for Purdue.

**RESOLUTION DECLARED ADOPTED**

**Board Action:** Comm. Nordeen moved to approve the Opioid Settlement Resolution as presented. Second by Comm. LaLonde. A roll call vote was taken Ayes: Comm. Nordeen, Comm. LaLonde, Comm. Adamini, Comm. Alholm, Chairperson Derocha. Nays: none. Motion adopted (5-0)

**e. Opioid Settlement Resolution-Generic Manufacturers**

**MARQUETTE COUNTY RESOLUTION AUTHORIZING ENTRY OF PARTICIPATION AGREEMENTS IN PARTIAL SETTLEMENT OF THE NATIONAL PRESCRIPTION OPIATE LITIGATION AND ENTRY OF**

**STATE LOCAL GOVERNMENT INTRASTATE AGREEMENT CONCERNING ALLOCATION OF SETTLEMENT PROCEEDS**

**WHEREAS**, Marquette County filed a lawsuit to address the public nuisance that is the Opioid Epidemic; **AND WHEREAS** the following entities:

1. Alvogen Inc.
2. Amneal Pharmaceuticals, Inc.
3. Apotex Inc.
4. Hikma Pharmaceuticals USA, Inc.
5. Indivior Inc.
6. Mylan Pharmaceuticals Inc.
7. Sun Pharmaceutical Industries, Inc. and
8. Zydus Pharmaceuticals, Inc.

(“Settling Defendants”) have negotiated proposed national settlement agreements (“Proposed Settlements”) with the State Attorneys General, and a Plaintiff Executive Committee-designated negotiating committee that represents approximately 4,000 local governments that have brought lawsuits similar to Marquette County’s lawsuit;

**AND WHEREAS** the Proposed Settlements contain significant equitable and monetary relief, including: An agreement to pay (a) \$18,680,162 in a single year by Alvogen Inc.; (b) \$71,751,010 over ten years by Amneal Pharmaceuticals, Inc.; (c) \$63,682,369 in a single year by Apotex Inc.; (d) \$95,818,293 over one to four years by Hikma Pharmaceuticals USA, Inc.; (e) \$38,022,450 over four years by Indivior Inc.; (f) \$284,447,916 over nine years by Mylan Pharmaceuticals Inc.; (g) \$30,992,087 over one to four years by Sun Pharmaceutical Industries, Inc.; and (h) \$14,859,220 in a single year by Zydus Pharmaceuticals, Inc. The bulk of each of these payments will be dedicated to funding abatement and prevention strategies associated with the opioids public nuisance;

In addition to these abatement payments, several of the settlements allow states to receive free pharmaceutical products or cash in lieu of this product.

Additionally, seven of the companies (not including Indivior) are prohibited from promoting or marketing opioids and opioid products, making or selling any product that contains more than 40 mg of oxycodone per pill, and are required to put in place a monitoring and reporting system for suspicious orders.

Indivior has agreed to not manufacture or sell opioid products for the next 10 years, but it will be able to continue marketing and selling medications to treat opioid use disorder.

**AND WHEREAS** Marquette County previously executed Participation Agreements for the Distributor and Janssen Settlements, as well as the Teva, Allergan, CVS, Walmart, and Walgreens Settlements, which have conferred and continue to confer valuable benefits;

**AND WHEREAS** Marquette County desires to enter into an allocation method which allocates settlement funds from the Settling Defendants on a 50/50 basis to:

Local Governments who have elected to participate in the settlements with the Settling Defendants; and the State of Michigan.

**NOW THEREFORE**, Marquette County authorizes the execution of Participation Agreements for the Master Settlement Agreements with: (1) Alvogen Inc.; (2) Amneal Pharmaceuticals, Inc.; (3) Apotex Inc.; (4) Hikma Pharmaceuticals USA, Inc.; (5) Indivior Inc.; (6) Mylan Pharmaceuticals Inc.; (7) Sun Pharmaceutical Industries, Inc.; and (8) Zydus Pharmaceuticals, Inc., each of which are listed and available to the public at <https://nationalopioidsettlement.com/additional-settlements/>. Specimen copies of the material terms of the participation agreements are attached in one combined PDF as Exhibit A to this resolution. Marquette County also authorizes the execution of a new Michigan State-Subdivision Agreement for Allocation of Opioid Settlement Agreements substantially similar to the proposed agreement.

**Board Action:** Comm. Alholm moved to approve the Opioid Settlement as presented. Second by Comm. Adamini. A roll call vote was taken Ayes: Comm. Alholm, Comm. Adamini, Comm. LaLonde, Comm. Nordeen, Chairperson Derocha. Nays: none. Motion adopted (5-0)

**11. LATE ADDITIONS:****a. IT Services Agreement**

**Board Action:** Comm. Nordeen moved to waive the County's purchasing policy and approve entering into agreement with Karhu Cyber, following completion of the contract review process. Second by Comm. Alholm. Motion adopted (5-0)

**12. PUBLIC COMMENT** *with no further public comment to come before the board this portion of the meeting is concluded.*

**13. COMMISSIONER COMMENTS, STAFF COMMENTS AND ANNOUNCEMENTS**

- **Comm. LaLonde** stated that she will be attending a CAAM meeting on Thursday, and that she recently attended UP Summer Camp with the UP Construction Council.
- **Comm. Nordeen** is happy to have a new County Administrator in place, and that Administrator DuRay along with Chairman Derocha reassessed the County of Marquette's IT Department. Also, would like to see the Jail construction back on future agendas.
- **Administrator DuRay** thanked the board for their support.
- **CFO Kami Fassbender** welcomed Duane, and is looking forward to working with him.
- **Chairperson Derocha** also welcomed Duane as the new Marquette County Administrator.

**14. CLOSED SESSION**

**15. ADJOURMENT.** There being no further business to come before the County Board, the meeting was adjourned at approximately 6:38 p.m.

  
Cory Beth Grigg  
Marquette County Chief Deputy Clerk

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Joseph Derocha, Chairperson  
Marquette County Board of Commissioners