

June 15, 2007

501 S. Stephenson A
Iron Mountain, MI 498
Telephone 906-774-85
Fax 906-774-37
Email: Info@cityofironmountain.c
New website: www.cityofironmountain.c

RE: Your FOIA request dated June 7, 2007

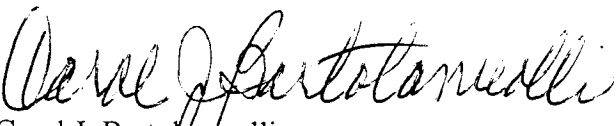
As per your FOIA request dated June 7, 2007, I offer the following:

1. A copy of the Water Bond Offering Statement for water bond issued in 2004.
2. Water Bond accounting information from fiscal year 2004-05 through fiscal year 2006-07. Unspent funds as of May 31, 2007 were \$562,872.62.
3. There are no independent contractor agreements for Carl Little, Brian Allen, (Tom) Gilbert and Associates, David Peterson, or David K. Legge.
4. The City of Iron Mountain does not have a contract with Eagle Appraisal (s) of Gladstone, MI.
5. A copy of the Signature grant application re: Champion, Inc. building.

The cost to provide this information is \$19.24. Please remit this amount payable to "City of Iron Mountain."

Should you have questions concerning this matter, please feel free to contact me at 774-8530.

Sincerely,



Carol J. Bartolameoli,
FOIA Coordinator/Chief Finance Officer

Enclosures

cc: FOIA file

The FOIA request shown here shows that the City of Iron Mountain has no **Independent Contractor Agreements** with **Carl Little, Brian Allen, (Tom) Gilbert Associates, David Peterson or David K. Legge**. These are the people Assessor Rich Brook hired to measure parcels and take pictures of properties. **The city didn't hire them**. Why are they in the Vendors Reports?

Brook has a contract with the city to pay him \$50 per parcel. It is his responsibility to pay these people directly, not the city. The city pays them without any deductions for Social Security, Federal and State Income taxes. Instead, it issues a Form 1099 to them and to the Feds and State.

The laws pertaining to Independent Contractors are quite complex. A person cannot hold himself out to be an independent contractor and **only work for one entity or person**.

With the possible exception of Gilbert and Associates, it is questionable whether any of the others are truly independent contractors. If they are, why didn't they enter into such agreements with the city, which is standard practice? Why didn't anyone, including the city attorney, question this matter. He probably wasn't even asked.

Is the reassessment an in-house project or not? Based on the contract with Brook, it is not. Brook is acting personally as the contractor of record. You will notice that the FOIA statement indicates that the city has **no contract with Eagle Appraisals**.

You may also recall that **City Manager John Marquart**, when the issue of Legge's criminal record came out, stated in an interview with Aaron Harper of WJNR, and it was in print form on the Frog Country (WJNR) website, that when he found out about it, he notified **Eagle Appraisals**. Why would he notify some entity that has no contract with the city? He also stated that Eagle Appraisals was a sub-contractor to the city in picking out who got hired for reappraisal work **when this was obviously not the case**. This is just one more example of the blatant disregard for the truth that has become the hallmark of John Marquart in the last three and a half years..