

CALHOUN COUNTY
PROCEEDINGS OF THE
BOARD OF COMMISSIONERS

July 7, 2005

The Regular Session of the Calhoun County Board of Commissioners convened at 7:05 p.m. in the Commissioners' Meeting Room, Marshall County Building, 315 West Green Street, Marshall, Michigan.

Roll call: Present: Comrs. Bolger, Miller, Moore, Segal, Solis, Strowbridge and Todd.

INVOCATION AND PLEDGE OF ALLEGIANCE:

A Moment of Personal Prayer was observed; followed by the Pledge of Allegiance, led by Comr. Strowbridge.

APPROVAL OF AGENDA/ADDENDUM:

“Motion by Comr. Bolger, supported by Comr. Solis, adopt the following: Resolved by the Calhoun County Board of Commissioners approve the July 7, 2005 agenda and addendum as presented.”

Voice Vote: Motion CARRIED

APPROVAL OF MINUTES:

“Motion by Comr. Strowbridge, supported by Comr. Bolger, adopt the following: Resolved by the Calhoun County Board of Commissioners approve the May 19, 2005 minutes as presented.”

Voice Vote: Motion CARRIED

CITIZENS' TIME:

Mr. Gardy Berezonsky, Marengo Township resident, inquired regarding Item 12.A. (2), whether the townships and cities must acquire their own grant to purchase the equipment.

SPECIAL ORDER OF BUSINESS:

Senior Millage Programs Assessment Results Presentation

Senior Services Director Angela Wiseley reported that in May a questionnaire was distributed though a direct

Board of Commissioners
July 7, 2005

mail campaign, door to door, and at various health forums to residents throughout the county and to a random sampling of those who access senior millage services. A total of 375 questionnaires were returned, with the majority coming back as a result of the direct mail campaign. The majority of respondents were between 66 and 87 years old, and from Battle Creek zip codes.

Ms. Wiseley reported that of the programs assessed, the majority use the prescription discount program. Ms. Wiseley stated that the respondents were asked to describe their experience with the services accessed, and read a few responses.

Comr. Bolger noted the strong response for the prescription discount program, and stated that he found it touching to read the thank yous to the county for the program. Comr. Bolger stated that the thank you needs to go to the voters for supporting the senior millage.

Comr. Bolger advised Ms. Wiseley that he is sorry she shall be leaving the county, however, is pleased that she shall still be helping Calhoun County's seniors. Comr. Bolger wished Ms. Wiseley the best of luck.

Comr. Todd echoed Commissioner Bolger's comments.

Chairman Miller stated that he has always enjoyed the senior services surveys and that he especially enjoyed the response regarding desserts. Chairman Miller stated that it is with deep regret that the Board received Ms. Wiseley's letter of resignation, and that she has set a difficult standard for the next director to attain.

Certificate of Achievement for Excellence in Financial Reporting Presentation

Chairman Miller advised that the certificate has been awarded to Calhoun County by the Government Finance Officers Association for Calhoun County's comprehensive annual financial report and is the highest form of recognition in the area of governmental accounting and financial reporting, and that its attainment represents a significant accomplishment by a government and its management. Chairman Miller presented the plaque to Mr. Latham.

Finance Director James Latham stated that he is fortunate to have a dedicated and competent staff and the support of the Administrator and the Board.

County Administrator/Controller Greg Purcell stated that Mr. Latham and his staff have done an excellent job this year, and year in and year out. Mr. Purcell thanked Commissioner Segal for the donuts that shall be arriving to the Finance staff tomorrow morning.

CONSENT AGENDA:

Comr. Bolger requested Item B. (2) be removed from the Consent Agenda for separate consideration, and requested clarification regarding the hiring process. Mr. Purcell advised that Administration wants to use the

**Board of Commissioners
July 7, 2005**

model utilized for the Juvenile Home with slight modification. A two-tiered selection process shall be utilized.

Mr. Purcell stated that Mr. Anderson has identified people who have agreed to serve on a workshop to recruit individuals, and that Ms. Woods and the Interim Health Officer shall jointly organize a Health Department staff committee to interview the final candidates. Mr. Purcell advised that the public will also have an opportunity to meet the final candidates at one or more venues for an opportunity to provide input to the workshop that shall provide its recommendation to the Board of Health.

Chairman Miller thanked Mr. Anderson, Ms. Hentz and Mr. Purcell for developing the selection process.

“Motion by Comr. Bolger, adopt the following: Resolved by the Calhoun County Board of Commissioners reinstate Item B. (2) - Health Officer Selection Workshop Creation/Appointments to the Consent Agenda.”

Comr. Bolger withdrew his resolution.

Res. 105-2005

“Motion by Comr. Segal, supported by Comr. Bolger, adopt the following: Resolved by the Calhoun County Board of Commissioners create the Health Officer Selection Workshop to be comprised of nine {9} members whose purpose shall be to recruit and recommend for appointment a new Health Officer. The Workshop shall dissolve after appointment of the new Health Officer by the Board of Commissioners or no later than November 1, 2005; and

BE IT FURTHER RESOLVED, that the Calhoun County Board of Commissioners appoint the following members to the Health Officer Selection Workshop:

- {a} Jeff Mitchell, Chairman
- {b} Ken Ponds
- {c} Benjamin Miller
- {d} Joni Jones
- {e} Greg Purcell
- {f} Erv Brinker
- {g} Brenda Hunt
- {h} Ginger Williams
- {i} Gloria Smith”

Voice Vote: Motion CARRIED

**Board of Commissioners
July 7, 2005**

Res. 106-2005

“Motion by Comr. Bolger, supported by Comr. Segal, adopt the following: Resolved by the Calhoun County Board of Commissioners approve the following July 7, 2005 Consent Agenda, as amended:

A. Petitions, Communications, Reports:

- (1) Resolutions received from Saginaw County {1} petitioning the State to protect and prioritize children with serious emotional disturbances and developmental disabilities service appropriations, and {2} supporting legislation to provide a dedicated funding source for the children of the Veterans’ Tuition Grant Program and continuation of MVTF Emergency Assistance grants. (Referred to the Legislative Liaisons, with a copy of {1} remitted to Summit Pointe Executive Director Ervin Brinker and a copy of {2} remitted to Veterans Affairs Director Scott Losey)
- (2) Resolution received from St. Joseph County supporting amendments to the General Property Tax Act to exempt uncapped values created by property transfer from the Headlee roll back calculation. (Referred to the Legislative Liaisons, with a copy remitted to Treasurer Ann Petredean)
- (3) Copy of a communication remitted to Mr. and Mrs. Michael DeJune, Battle Creek residents, received from the Michigan Department of Agriculture advising that a copy of their manure removal agreement has been received, abating the complaint against their equine facility. (Received and placed on file, with a copy remitted to Environmental Health Director Ted Havens and Manure Management Specialist Natalie Rector)
- (4) Copy of a communication remitted to Mr. and Mrs. Todd Madsen, Battle Creek residents, received from the Michigan Department of Agriculture advising that a copy of their manure removal agreement has been received, however, that a low area needs to be filled and a stockpile of manure needs to be removed from an area by a ditch prior to final inspection on June 21, 2005. (Received and placed on file, with a copy remitted to Environmental Health Director Ted Havens and Manure Management Specialist Natalie Rector)
- (5) Communication received from Ms. Betty Blocksom, Marshall resident, supporting the Parents Television Council’s campaign for “Cable Choice.” (Received and placed on file)

**Board of Commissioners
July 7, 2005**

B. Resolutions:

- (1) Area Agency on Aging Governing Board of Directors Appointment
(Term Expires December 31, 2006)
 - {a} Doris Ware -- At Large Member
(Replacing Barbara Barnum)

- (2) Juvenile Justice Advisory Committee Creation/Appointments
 - {a} Terris Todd
 - {b} Chris McCoy
 - {c} Anji Phillips
 - {d} Dave Roush
 - {e} Debbie Miller
 - {f} Rod Ferguson
 - {g} Tiffany Drain
 - {h} Vince Munoz
 - {i} Dale Pete
 - {j} James Richie
 - {k} Guy Golumb
 - {l} Mark Varney
 - {m} Bonnie Garbrecht
 - {n} Maurice Ware
 - {o} Rebecca Bartz
 - {p} Amy Bridges

- (3) Solid Waste Management Planning Advisory Committee Appointment
(Term Expires December 31, 2006)
 - {a} Walt Obrinske – Township Representative
(Replacing Judy Mackinder)

- (4) Purchasing Policy Review Workshop Assignment Term Extension

BE IT RESOLVED, that the assignment term of the Purchasing Policy Review Workshop is extended until December 31, 2005.”

Voice Vote: Motion CARRIED

SPECIAL COMMITTEE/WORKSHOP/BOARD REPORTS:

2006 Budget Committee

Committee Chairperson Segal reported that the Committee has been meeting with the department heads and has conducted the budget kick-off. Department budgets are due July 22. Comr. Segal advised that at the kick-off the Committee advised that the county shall have a difficult road ahead in 2006, however, that the Committee believes they shall be able to meet the goal of attaining a balanced budget.

Employee Recognition and Relations Committee

Committee Chairperson Segal advised that the birthday luncheon for this month at the Moonraker Restaurant and Lounge is provided by Commissioner Moore, and requested he draw the winner.

Comr. Moore announced the winner to be Mary Degregory, and wished a happy birthday to Ms. Degregory whose birthday is July 23.

Comr. Segal wished Ms. Woods a happy belated birthday.

Comr. Segal advised that today is the last day to sign up for the Devil Rays game.

Comr. Todd thanked Mr. LaGrand for recruiting individuals to serve on the Juvenile Justice Advisory Committee, and stated that he is confident with the professionals chosen.

UNFINISHED AND OLD BUSINESS:

Hazard Mitigation Grant Program Planning Agreement

Mr. Purcell advised that the agreement was originally presented in March of this year, however, that there was some difficulty and it had been thought the grant opportunity had been lost. The grant in the amount of \$37,500 is still available for the county to apply for.

Interim Emergency Management Director Larry Utterback stated that the grant will allow Emergency Management to assess the hazards in the county to lessen the county's vulnerability. Mr. Utterback advised that stakeholders throughout the county's businesses and industries shall be gathered to develop a wish list of projects and shall prioritize the projects for submission to FEMA.

Mr. Utterback advised that \$12,500 of local match is required, however, that the match can consist of in-kind contributions.

Res. 107-2005

**Board of Commissioners
July 7, 2005**

“Motion by Comr. Solis, supported by Comr. Bolger, adopt the following: Resolved by the Calhoun County Board of Commissioners approve the Hazard Mitigation Grant Program Planning Agreement between the Michigan Department of State Police, Emergency Management Division, and the County of Calhoun in the amount of \$37,500; further, authorize the Board Chairman to execute said Grant Agreement on behalf of Calhoun County.”

Roll call vote: Yes - 7 Motion CARRIED Unanimously

Hazard Mitigation Plan Project Services Agreement

Mr. Purcell advised that the agreement shall provide the planning services for the Hazard Mitigation Program. Mr. Purcell pointed out that execution of the agreement is contingent upon General Counsel’s approval of the final agreement.

Mr. Utterback advised that the contractor has worked on this type of project throughout the country and is very knowledgeable in this field. Mr. Utterback introduced Mr. Jeff Harvey and Mr. Paul Zande of R.D. Zande & Associates, Inc.

Mr. Zande advised that the firm shall develop a list of the critical facilities and determine the square footage, designs, and number of employees for each facility. Mr. Zande stated that after determining the information of each facility there shall be a series of meetings for the development of the wish list to reduce hazards or enhance security, after which public meetings shall be conducted which shall be advertized. Mr. Zande advised that after the public meetings the project list shall be provided to the county and FEMA for review.

Chairman Miller stated that he thought the county already conducted a similar assessment after September 11. Chief Deputy Marshall Weeks responded that this assessment shall be more detailed and far more broad.

Res. 108-2005

“Motion by Comr. Strowbridge, supported by Comr. Segal, adopt the following: Resolved by the Calhoun County Board of Commissioners approve the Agreement for Services for the Calhoun County Hazard Mitigation Plan between the Calhoun County Emergency Management Division and R.D. Zande & Associates, Inc. in the amount of \$37,500; further, authorize the Board Chairman to execute said Agreement on behalf of Calhoun County and the Calhoun County Emergency Management Division, contingent upon General Counsel’s approval of the agreement.”

Roll call vote: Yes - 7 Motion CARRIED Unanimously

PETITIONS AND NEW BUSINESS:

County Administrator/Controller's Report

Interim Health Officer Appointment and Letter of Understanding

Mr. Purcell advised that Ms. Hentz has been recommended by everyone he has talked with.

Health Board Chairman Larry Anderson advised that Ms. Hentz has accepted the Health Board's offer to manage the Department while the Health Board goes through the search process. Mr. Anderson advised that the Health Board is in full support of Ms. Hentz's appointment.

Mr. Purcell advised that the Letter of Understanding was negotiated by Ms. Woods.

Assistant County Administrator Wendee Woods advised that Ms. Hentz is a member of the AFSCME Supervisory Unit and that the Letter of Understanding is for the interim period to provide for the wage rate and to address hiring/firing or disciplinary authority over employees within the Unit.

Res. 109-2005

"Motion by Comr. Segal, supported by Comr. Moore, adopt the following: Resolved by the Calhoun County Board of Commissioners appoint Ginger Hentz Interim Health Officer effective July 15, 2005 until such time as a new permanent Health Officer is appointed by the Board of Commissioners; further approve the Letter of Understanding between the Calhoun County Board of Commissioners and AFSCME Health Department Supervisors Union and Ginger Hentz, and authorize the Board Chairman to execute said Letter of Understanding on behalf of the Calhoun County Board of Commissioners."

Comr. Moore inquired regarding Ms. Hentz's status during the interim period. Ms. Woods responded that Ms. Hentz shall maintain her benefits under the AFSCME agreement with no loss of seniority, however, her status during the interim period shall be that of a non-union employee with no compensation time accrual. Ms. Woods advised that Ms. Hentz has reviewed the Letter of Understanding.

Roll call vote: Yes - 7 Motion CARRIED Unanimously

Comr. Segal thanked the Board of Health for working with the Commission, and Ms. Hentz for assuming the role. Chairman Miller echoed Commissioner Segal's appreciation.

Optical Scan Voting System Grant Application

Mr. Purcell advised that all of the cities and townships are required to enter into an agreement with the state to purchase this equipment. Mr. Purcell stated that the county is applying to purchase an optical scan tabulator and software. Mr. Purcell advised that no matching funds are required.

**Board of Commissioners
July 7, 2005**

Res. 110-2005

“Motion by Comr. Moore, supported by Comr. Todd, resolved by the Calhoun County Board of Commissioners adopt the following:

WHEREAS, the Calhoun County Board wishes to apply to the Secretary of State for a grant to purchase an optical scan voting system and related Election Management System (EMS) software to comply with the Help America Vote Act (HAVA); and

WHEREAS, the Calhoun County Board has chosen to submit a grant application for a new optical scan voting system in 2005.

NOW, THEREFORE, BE IT RESOLVED, that the Calhoun County Clerk is authorized to submit this grant application on behalf of Calhoun County on this seventh day of July 2005.”

Roll call vote: Yes - 7 Motion CARRIED Unanimously

Byrne Memorial Formula and Local Law Enforcement Block Grant Acceptance Authorization

Mr. Purcell advised that \$42,000 is available from the Office of Drug Control Policy, and that the ten percent match shall be shared between the county and the three cities.

Chief Deputy Weeks stated that the grant, along with the JAG and RAP grants, will fund the completion of the Livescan and Mugshot System, shall allow the Department to meet state recording requirements, assist with information sharing between various county agencies, and expedite the mugshot process.

Res. 111-2005

“Motion by Comr. Segal, supported by Comr. Todd, adopt the following: Resolved by the Calhoun County Board of Commissioners authorize the Office of the Sheriff to electronically accept the Byrne Memorial Formula and Local Law Enforcement Block Grant award in the amount of \$42,000 from the Office of Drug Control Policy.”

Comr. Strowbridge advised that he must abstain from voting on this grant and the Risk Avoidance Program Grant as he had been involved in the negotiations.

Roll call vote: Yes - 6 (Comrs. Segal, Solis, Todd, Bolger, Miller and Moore)
Abstain - 1 (Comr. Strowbridge)
Motion CARRIED

Risk Avoidance Program Grant Application

**Board of Commissioners
July 7, 2005**

Mr. Purcell advised that the grant in the amount of \$4,000 from the Michigan Municipal Risk Management Authority shall also be used for the Livescan and Mugshot System.

Res. 112-2005

“Motion by Comr. Moore, supported by Comr. Segal, adopt the following: Resolved by the Calhoun County Board of Commissioners approve the Risk Avoidance Program Grant Application for Criminal Justice Records Improvement in the amount of \$4,000 for the period of June 1, 2005 through September 30, 2005; further, authorize the Board Chairman to execute said Grant Application on behalf of Calhoun County for remittance to the Michigan Municipal Risk Management Authority.”

Roll call vote: Yes - 6 (Comrs. Solis, Todd, Bolger, Miller, Moore and Segal)
Abstain - 1 (Comr. Strowbridge)
Motion CARRIED

Emergency Management Performance Grant Agreement

Mr. Purcell advised that the annual grant is in the amount of \$29,761 and covers the period of October 1, 2004 through September 30, 2005.

Chief Deputy Weeks advised that the funds shall pay for the Interim Emergency Management Coordinator’s salary and fringe benefits.

Res. 113-2005

“Motion by Comr. Segal, supported by Comr. Bolger, adopt the following: Resolved by the Calhoun County Board of Commissioners approve the Emergency Management Performance Grant Agreement between the Michigan Department of State Police, Emergency Management Division, and Calhoun County Emergency Services in the amount of \$29,761 for the period of October 1, 2004 through September 30, 2005; further, authorize the Board Chairman to execute said Grant Agreement on behalf of Calhoun County and Calhoun County Emergency Services.”

Roll call vote: Yes - 7 Motion CARRIED Unanimously

Road Commission’s Michigan Transportation Fund Notes Issuance Authorization

Mr. Purcell advised that the bonding is for road improvements.

Deputy Managing Director Carole Tabiadon stated that from time to time the Road Commission must borrow to match funds for road projects for the townships. The last time was in 2003. Ms. Tabiadon addressed the list of projects provided.

**Board of Commissioners
July 7, 2005**

Res. 114-2005

“Motion by Comr. Bolger, supported by Comr. Segal, adopt the following: Resolved by the Calhoun County Board of Commissioners approve the Resolution Authorizing The Board Of County Road Commissioners To Issue Notes in an amount not to exceed \$650,000 (ATTACHMENT A).”

Comr. Bolger noted that the issue is not guaranteed by the county’s full faith and credit. Ms. Tabiaddon responded “Correct,” advising that repayment is the responsibility of the Road Commission.

Roll call vote: Yes - 7 Motion CARRIED Unanimously

Area Agency on Aging Annual Implementation Plan

Mr. Purcell recommended approval of the FY 2006 Implementation Plan, advising that it is consistent with the three-year plan previously approved. Mr. Purcell advised that the Plan is available for inspection within the Clerk’s Office.

Comr. Segal advised that the 2006 Implementation Plan is the third year of the three-year plan which provides seniors with congregate and home delivered meals, the restaurant program, chore services, legal services, information assistance, home repairs, guardianship services; and provides funding for the Marian Burch Day Care Center, the Respite Caregiver Program and the disease prevention health promotion. Comr. Segal further advised that there is no longer funding for senior center staffing within the 2006 Plan, however, that there are two new areas; e.g., nutritional education and housing development cooperation. Comr. Segal stated that the Area Agency on Aging Governing Board shall be working on a new three-year plan, and advised that she shall keep the Commission apprized.

Res. 115-2005

“Motion by Comr. Segal, supported by Comr. Moore, adopt the following: Resolved by the Calhoun County Board of Commissioners approve the FY 2006 Region IIIB Area Agency on Aging Area Implementation Plan, as presented by the Burnham Brook Center that serves the planning and service areas of Barry and Calhoun, and its submission to the Michigan Office of Services to the Aging.”

Roll call vote: Yes - 7 Motion CARRIED Unanimously

COMMISSIONERS’ TIME:

Comr. Bolger advised that Prosecutor Hallacy telephoned him and requested that he announce that Congressman Schwarz shall be speaking regarding Men For Change on July 13 from 8:30 a.m. to 9:30 a.m. at the Burnham Brook Center.

**Board of Commissioners
July 7, 2005**

Comr. Moore invited everyone to attend the Taste of Battle Creek on July 16, and Athen's Homecoming on Friday night. Comr. Moore reminded everyone of Athen's pancake breakfast fund raiser for the fire department and the parade.

Chairman Miller announced that Ms. Tabiaddon is retiring after many years at the Road Commission. Ms. Tabiaddon advised that she has been with the Road Commission for eleven years. Chairman Miller recognized Ms. Tabiaddon for her work, wished her well in her retirement, and thanked her for her service to Calhoun County.

Chairman Miller congratulated Commissioner Segal upon her pregnancy. Comr. Segal stated that she and her husband are very happy and are expecting a Christmas baby.

CLAIMS PAYABLE LISTINGS:

Res. 116-2005

“Motion by Comr. Segal, supported by Comr. Todd, adopt the following: Resolved by the Calhoun County Board of Commissioners approve payment of the list of claims against the county in the total amount of \$669,375.78 for the week of June 14, 2005; further, approve payment of the list of claims against the county in the total amount of \$233,533.61 for the week of June 21, 2005; and finally, approve payment of the list of claims against the county in the total amount of \$740,544.00 for the week of June 28, 2005.”

Chairman Miller advised that he served half a day on jury duty and is not aware whether payment for his service is included within the claims listings.

Ms. Woods advised Chairman Miller that as a county employee he will not receive payment for jury duty.

Roll call vote: Yes - 7 Motion CARRIED Unanimously

ANNOUNCEMENTS:

Comr. Bolger reminded everyone of the Marshall Bluegrass Festival, which “kicked off” today at the fair grounds and runs through July 9; the Art Fair on Saturday, July 9, from 10:00 a.m. to 5:00 p.m. at Ketchem Park in Marshall; and the Marshall Garden Tour on Saturday and Sunday, July 9 and 10, from 10:00 a.m. to 4:00 p.m.

Comr. Bolger further announced that next Saturday, July 16, is Marshall's Main Street Blues Festival from noon until 11:00 p.m.

Comr. Todd announced that this Saturday and Sunday the Health Partnership and the Battle Creek Urban League are sponsoring a Family Fun and Fitness Jam Day at Claude Evans Park in Battle Creek. Comr. Todd

**Board of Commissioners
July 7, 2005**

advised that there shall also be a carnival set up for the kids, and encouraged everyone to attend.

RECESS:

The meeting recessed at 8:19 p.m. at the call of the Chair.

mlb