

CALHOUN COUNTY
PROCEEDINGS OF THE
BOARD OF COMMISSIONERS

August 16, 2012

1. CALL TO ORDER/ROLL CALL

The Regular Session of the Calhoun County Board of Commissioners convened at 7:00 p.m., Thursday, August 16, 2012 in the Commissioners' Meeting Room, County Building, Marshall, MI.

Chairman Kale called the meeting to order and requested the Deputy Clerk call the roll.

Present: Comrs. Dunn, Todd (excused at 7:50 p.m.), Haadsma, Camp Seifke, Frisbie, VanSickle and Kale

Staff Present: County Administrator/Controller Kelli Scott, Assistant County Administrator Brad Wilcox, Corporation Counsel Richard Lindsey, Human Resources Director Kim Archambault and Deputy Clerk Chris McComb

2 and 3. INVOCATION AND PLEDGE OF ALLEGIANCE

The Board held a moment of silence in honor of Dr. Kirk Lee, former District 7 Calhoun County Commissioner, followed by the Pledge of Allegiance led by Comr. Frisbie.

4. APPROVAL OF AGENDA

"Moved Comr. Haadsma, supported by Comr. Todd to approve the agenda of the August 16, 2012 Regular Session of the Calhoun County Board of Commissioners as presented."

On a voice vote, Motion CARRIED

5. APPROVAL OF MINUTES

A. Minutes of the August 2, 2012 Regular Session

"Moved Comr. VanSickle, supported by Comr. Dunn to approve the minutes of the August 2, 2012 Regular Session of the Calhoun County Board of Commissioners as presented."

On a voice vote, Motion CARRIED

6. CITIZENS' TIME

Creighton Burrows, Marengo Township, expressed concerned about the safety of the people who live on B Drive North because of downed trees and believed the County should clean them up.

Brian Rhodes, a retiree from the Road Commission, would like the Commissioners to consider the impact dissolving the Road Commission Board would have on the retirees.

7. ELECTED/APPOINTED COUNTY OFFICIALS' COMMENTS

There were none.

8. SPECIAL ORDER OF BUSINESS

A. Presentation on the Revised Shared Law Enforcement Facility

Daniel Redstone, Redstone Architects, presented the scaled down revised concept of what they believed to be the first combined law enforcement agency in the State. He stated it was a revised plan, as the first plan included everything on all three agency's "wish" lists and would have been fiscally difficult to achieve. He stated it was a centralized law enforcement facility that provided additional storage for the Sheriff and Emergency Management as well as future flexibility for law enforcement. He noted that Emergency Services would have space in the outdoor storage. He stated consolidation was a big topic and Michigan was leading the way. He noted the State had opened up another Economic Vitality Incentive Program (EVIP) grant that would offer another opportunity to help the county pay up to \$10 million for the new facility. Redstone explained the City of Marshall expected to hear from the State within 60 days if are awarded the EVIP grant and then they would decide how to move forward, depending on what the County decides.

Administrator/Controller Scott stated when the FY2013 EVIP grant application was available, it would be brought to the Board for a decision on whether to apply. She stated when she and Sheriff Byam met with Redstone, they asked why they shouldn't build a simple building for just County law enforcement.

Redstone stated that he believed this was a relatively simple building and based on the program that was developed, the County would use the same dollars per square foot but they would also need to figure in property and infrastructure. He explained that public safety buildings were held to a higher building standard than regular buildings.

B. Public Hearing

"Moved Comr. Frisbie, supported by Comr. Dunn to approve the following: Resolved the Calhoun County Board of Commissioners do hereby open the Public Hearing to receive comment on the proposal of dissolving the Calhoun County Road Commission Board Per Public Act 14 and 15."

On a voice vote, Motion CARRIED.

Comr. Kale called for comment and received none.

“Moved Comr. Haadsma, supported by Comr. Dunn to approve the following: Resolved the Calhoun County Board of Commissioners do hereby close the Public Hearing to receive comment on the proposal of dissolving the Calhoun County Road Commission Board Per Public Act 14 and 15.”

On a voice vote, Motion CARRIED.

9. CONSENT AGENDA

A. Petitions, Communications, Reports

There were none.

B. Resolution

1. Summit Pointe Board of Directors Appointment

{a} Frank Letters

10. SPECIAL COMMITTEE/ WORKSHOP/BOARD REPORTS

There were none.

11. UNFINISHED AND OLD BUSINESS

There was none.

12. NEW BUSINESS AND COUNTY ADMINISTRATOR’S REPORT

A. County Administrator/Controller’s Report

Administrator/Controller Scott stated the department budget directives went out August 10. She stated they had used a similar process to what was used the last couple years, where they removed fixed costs then the remaining deficit was spread among all depts. She stated all departments would be looking at about a 4% cut, totaling approximately \$1 million, they would have until September 7 to submit and then budget hearings would be scheduled.

Scott stated she met with The Coordinating Council’s Substance Abuse Work Group for a PA2 budget discussion. She stated they knew who all of the providers would be for the next year, as all submitted requests. She noted the requests totaled about \$100,000 more than they had to work with but they would work on a balanced budget to bring in September.

Scott stated the County had done a guaranteed energy performance contract with Honeywell in 2010 but had deleted a section of the project, the air ventilation system. She stated the CO2 levels in the Marshall County building were fine at the current time but ventilation in the building needed work. She stated the second phase of the project would be funded by what was available in the Capital Fund and how much they have from future savings. She noted the financial advisors would be attending the next meeting to discuss the project. Scott stated the first year savings report from Honeywell's Phase 1 project would be in by the end of August and ready to present to the Board at a future meeting. She stated the estimated savings was expected to exceed original projections by about \$60,000.

B. New Business

1. Response to July 18, 2012 Notice of Intent to Withhold State Payments

Administrator/Controller Scott stated the State auditor identified a deficit fund balance on the lake level fund and in the Road Commission and requested a deficit elimination plan be submitted by August 18. She stated the Water Resources deficit would be taken care of over the next couple years as assessments come in. She stated the Road Commission Net Postemployment Benefit Obligation was a non-current liability, but the State listed it as a current liability. She stated having this corrected would give the Road Commission a positive liability and eliminate the deficit determination. She checked with Rehmann Robson and they agreed. This item is being presented to the Board because the State requires formal support. Scott confirmed the State Treasury requires the County to respond and we would have to pay a penalty if we didn't respond.

Res. 91-2012

"Moved Comr. Frisbie, Supported Comr. VanSickle to approve the following: Resolved the Calhoun County Board of Commissioners do hereby approve the new 2011 Lake Level Fund Deficit Elimination Plan, and the response regarding the Road Commission Fund's lack of deficit condition at 12/31/12, as presented, and hereby directs County Administration to submit by August 18, 2012 to the State of Michigan Department of Treasury the County's required responses to the Notice of Intent to Withhold State Payments dated July 18, 2012."

On a roll call vote, Yes – 7. Motion CARRIED.

2. New Position – School Wellness Director

Human Resources Director Archambault explained the request from Health Department to alter their staffing allocation and changes require Board approval. She explained the Health Department currently had a nurse practitioner over two departments but the State has recommended they consolidate to one person so the two positions would be eliminated and a new one created.

Res. 92-2012

“Moved Comr. Frisbie, Supported Comr. VanSickle to approve the following: Resolved the Calhoun County Board of Commissioners do hereby approve the new position of School Wellness Director at the Calhoun County Health Department and that the position be added to the Authorized Staffing Allocation list. In addition, a Nurse Practitioner (MNA) position will be removed from the Authorized Staffing Allocation list.”

On a roll call vote, Yes – 6, Excused – 1 (Todd). Motion CARRIED.

3. Contract Award for Preparation of a Central Service Cost Allocation Plan

Administrator/Controller Scott stated the cost allocation plan was a complex plan that took central service costs and spreads the charges back to the departments. She stated the Federal Government requires it for grants and typically the bids were for a long term program.

Assistant County Administrator Wilcox stated they had contacted over 30 bidders, about one third of which were local auditing firms. He stated the cost allocation plan is specialized and few firms have the experience to do the project. He stated they had two final bidders, MGT was the lowest and most qualified and staff would like to award them the 5 year, \$45,000 contract, which was a 7% reduction from the current contract.

Res. 93-2012

“Moved Comr. Camp Seifke, supported by Comr. Frisbie to approve the following: Resolved, the Calhoun County Board of Commissioners do hereby approve the contract agreement with MGT of America to prepare a Central Services Cost Allocation Plan for 5 years in an amount not to exceed \$45,000 and authorize the Board Chair to sign on behalf of the Board.”

On a roll call vote, Yes – 6, Excused – 1 (Todd). Motion CARRIED.

4. Resolution to Reorganize Regional Planning Commission

Administrator/Controller Scott stated the resolution was follow up to the presentation on the Regional Planning Commission given at the August 2 Board meeting. She stated there are five counties in our economic development region wanting to disavow affiliation with the former South Central Planning Commission. She stated the resolution recognized the County’s acceptance of the new commission and one Board member would need to be appointed. She stated St. Joseph County had passed the resolution on August 7, Kalamazoo County would on August 21, Branch County would in September but she was not sure about Barry County.

Comr. VanSickle stated he had listened to the presentation but wasn't clear about the powers of this organization, what are their functions.

Administrator/Controller Scott stated the Regional Planning Commission had powers relative to planning but local planning commissions would still create plans as well as advise and be represented on the regional commission. She stated the State required these commissions to interact with them about transportation funds, as local bodies are not recognized by the State or Federal government.

Res. 94-2012

“Moved Comr. Dunn, supported by Comr. VanSickle to approve the following: Resolved the Calhoun County Board of Commissioners do hereby approve the following resolution:

WHEREAS, MCL 125.11, et. Seq., Regional Planning, allows the creation by resolution of a regional planning commission; and

WHEREAS, Region 3 regional planning commission as created as the Southcentral Michigan Planning and Development Council (“SMPC”) on June 13, 1973; and

WHEREAS, SMPC included the counties of Barry, Branch, Calhoun, Kalamazoo and St. Joseph, (“Member Units”); and

WHEREAS, upon the creation of the SMPC, each Member Unit was required to appoint one or more representative(s) to the SMPC; and

Whereas, there have been no appointments of representatives to the SMPC for at least the last 10 years; and

WHEREAS, the SMPC is required to complete certain tasks pursuant to MCL 125.19, including but not limited to, giving an annual report to the legislative bodies of Member Units; and

WHEREAS, the SMPC has not provided any reports to any of the Member Units for at least the last 10 years as required by statute; and

WHEREAS, the SMPC is expected to complete a Comprehensive Economic Development Strategies (“CEDS”) document in order for Member Units to be eligible for United States Economic Development Administration (“EDA”) grants and assistance; and

WHEREAS, a CEDS is not presently constituted for the region; and

WHEREAS, unlike similar regions in Michigan, the SMPC currently does not have a CEDS, a Regional Transportation Plan, a Regional Housing Strategy and Regional Recreation Plan, a Regional Growth Policy, nor a Regional Wastewater Treatment Management Plan; and

WHEREAS, the US-EDA currently does not recognize the SMPC as a viable entity eligible for CEDS planning money; and

WHEREAS, the Michigan Department of Transportation (“MDOT”) provides funds for asset management accounting; and

WHEREAS, Calhoun County has not participated in any asset management review completed by SMPC nor has it received any monies from SMPC to complete an asset management review in house for at least the last four years; and

WHEREAS, the most recent meeting of the SMPC, pursuant to documentation obtained by a Freedom of Information Act request, occurred in August of 2008; and

WHEREAS, there exists a desire to reorganize the SMPC;

NOW THEREFORE, be it resolved the Calhoun County Board of Commissioners repudiates and disavows any alleged representation by SMPC, its agents or other representatives, since Calhoun County is not and has not been an active member for the past 10 or more years; and

BE IT FURTHER RESOLVED, that the Calhoun County Board of Commissioners hereby requests that the appropriate US-EDA representative, the MDOT, State of Michigan, recognize the reorganization of, and new representation to, the Southcentral Michigan Planning Council. The Calhoun County Board of Commissioners will appoint one member to the new SMPC board to act on the county's behalf during the SMPC transition period."

On a roll call vote, Yes – 6, Excused – 1 (Todd). Motion CARRIED.

5. Acquisition of Easement for Trailway Project

Administrator/Controller Scott stated the request was for the approval of one of the final easements that Corporation Counsel had been helping the Trailway Alliance retrieve. She stated the original agreement was allowable for up to \$10,000, but this revised agreement was for \$15,000.

Corporation Counsel Lindsey stated that of the five easements needed, this was the fourth and work was still being done on the fifth.

Res. 95-2012

"Moved Comr. Camp Seifke, supported by Comr. VanSickle to approve the following: Resolved the Calhoun County Board of Commissioners do hereby approve the Purchase Agreement for the purchase of an easement from Mr. and Mrs. Pajak and the Board Chair is authorized to sign the Agreement and any other documents necessary to transfer the Easement to Calhoun County."

On a roll call vote, Yes – 6, Excused – 1 (Todd). Motion CARRIED.

6. Medicare Advantage PPO Schedule A Renewal

Human Resources Director Archambault stated the retiree health plan was a fully insured plan and they had received the 2013 rates. She stated they were expecting an increase of 3.6%, which was better than what was budgeted. She stated the increase was \$15.95 per retiree and costs were fixed based on years of service. She noted the 3.6% increase will be passed along to retirees.

Res. 96-2012

“Moved Comr. VanSickle, approved Comr. Frisbie to approve the following: Resolved the Calhoun County Board of Commissioners do hereby approve the Medicare Advantage Group Contract rates for 2013 and sign the Schedule A agreement as presented.”

On a roll call vote, Yes – 6, Excused – 1 (Todd). Motion CARRIED.

7. July 2012 Financial Statements

Administrator/Controller Scott stated there were no new items to report and they were still doing a close review on certain items in public safety.

“Moved Comr. Haadsma, supported by Comr. VanSickle to approve the following: Resolved the Calhoun County Board of Commissioners do hereby approve the July 2012 Financial Statements as presented.”

On a roll call vote – Yes – 6, Excused – 1 (Todd). Motion CARRIED.

13. CITIZEN’S TIME

Creighton Burrows inquired who made the determination to close roads and expressed concern about the road next to the fairgrounds.

14. COMMISSIONERS TIME

Comr. Camp Seifke thanked everyone who voted for her.

15. CLAIMS PAYABLE

- A. Claims Payable for July 27 – August 9, 2012 in the Amount of \$1,636,640.05

Res. 97-2012

“Moved Comr. Dunn, supported by Comr. Frisbie to approve the following: Resolved the Calhoun County Board of Commissioners does hereby approve the Claims Payable Listing for July 27 – August 9, 2012 in the amount of \$1,636,640.05.”

On a roll call vote, Yes –6, Excused – 1 (Todd). Motion CARRIED

16. ANNOUNCEMENTS

Comr. Haadsma thanked Deputy Treasurer Jon Bartlett for reviewing with him the properties the Land Bank and the Treasurer owned and what would be renovated or demolished.

17. ADJOURNMENT

The meeting was adjourned at 8:15 p.m. at the call of the Chair.

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Chairman
Calhoun County Board of Commissioners

Clerk
Calhoun County Board of Commissioners