

CALHOUN COUNTY
PROCEEDINGS OF THE
BOARD OF COMMISSIONERS

January 17, 2013

1. CALL TO ORDER/ROLL CALL

The Regular Session of the Calhoun County Board of Commissioners convened at 7:00 p.m., Thursday, January 17, 2013 in the Commissioners' Meeting Room, County Building, Marshall, MI.

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

Present: Comrs. Dunn, Todd, Haadsma, Frisbie, King, 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 Commissioner Blaine VanSickle's wife, Sharon, who passed away January 11, 2013, followed by the Pledge of Allegiance led by Comr. Todd.

4. APPROVAL OF AGENDA

"Moved Comr. Haadsma, supported by Comr. VanSickle to approve the agenda of the January 17, 2013 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 January 3, 2013 Regular Session

"Moved Comr. Dunn, supported by Comr. Todd to approve the minutes of the January 3, 2013 Regular Session of the Calhoun County Board of Commissioners as presented."

On a voice vote, Motion **CARRIED**.

6. CITIZENS' TIME

Jessie Jacox commented on the oil spill and cleanup operations, stating he believed the river was better and cleaner than it was before. He stated he was happy to see the Board creating a Parks Board. He provided suggestions for improving the parks and for fundraising ideas.

James Coury thanked the Board for their representation at the Conservation District dinner, thanked Comr. VanSickle for his land donation to the District and then explained the Conservation District's mission. He recognized Mr. Jacox for his efforts for the parks and stated he appreciated the formation of the Parks Board as well.

7. ELECTED/APPOINTED COUNTY OFFICIALS' COMMENTS

There was none.

8. SPECIAL ORDER OF BUSINESS

There was none.

9. CONSENT AGENDA

A. Petitions, Communications, Reports

B. Resolutions

1. Administrator/Controller Evaluation Committee Appointments
(Terms to Expire December 31, 2014)

- {a} Steve Frisbie
- {b} Derek King
- {c} Art Kale
- {d} Richard Lindsey
- {e} Kim Archambault

2. Agricultural Preservation Board Appointment
(Term to Expire December 31, 2014)

- {a} Blaine VanSickle

3. AMSA Appointment
(Term to Expire December 31, 2014)

- {a} Steve Frisbie

4. Area Agency on Aging Appointment
(Term to Expire December 31, 2014)

 {a} Jim Haadsma

5. Battle Creek Area Transportation Study Appointment
(Term to Expire December 31, 2014)

 {a} Kathy-Sue Dunn

6. Battle Creek Downtown Development Authority Appointment
(Term to Expire December 31, 2014)

 {a} Terris Todd

7. Board of Health Appointment
(Term to Expire December 31, 2014)

 {a} Kathy-Sue Dunn

8. Budget Committee Appointments
(Terms to Expire December 31, 2014)

 {a} Art Kale
 {b} Steve Frisbie
 {c} Jim Haadsma

9. Building Authority Appointment
(Term to Expire December 31, 2014)

 {a} Derek King

10. Calhoun County Agricultural and Industrial Society Board Appointment
(Term to Expire December 31, 2014)

 {a} Blaine VanSickle

11. Calhoun County Consolidated Dispatch Authority Board Appointment
(Term to Expire December 31, 2014)

 {a} Steve Frisbie

12. Community Corrections Advisory Board Appointments
(Terms to Expire December 31, 2014)

 {a} Terris Todd
 {b} Derek King – Alternate

13. Drainage Board Appointments
(Terms to Expire December 31, 2014)
 - {a} Blaine VanSickle
 - {b} Art Kale

14. FireKeepers Local Revenue Sharing Board Appointments
(Terms to Expire December 31, 2014)
 - {a} Art Kale
 - {b} Derek King – Alternate

15. Friends of the Ott Board Appointment
(Term to Expire December 31, 2014)
 - {a} Derek King

16. Gougac Lake Board Appointment
(Term to Expire December 31, 2014)
 - {a} Kathy-Sue Dunn

17. Homer Lake Management Board Appointment
(Term to Expire December 31, 2014)
 - {a} Blaine VanSickle

18. Kalamazoo County Mental Health and Substance Abuse Services Board Appointments
(Terms to Expire December 31, 2014)
 - {a} Kathy-Sue Dunn
 - {b} Jim Haadsma

19. Land Bank Authority Board Appointment
(Term to Expire December 31, 2014)
 - {a} Terris Todd

20. Legislative Liaison Appointments
(Terms to Expire December 31, 2014)
 - {a} Blaine VanSickle, Chair
 - {b} Derek King
 - {c} Art Kale

21. Local Emergency Planning Committee Appointment
(Term to Expire December 31, 2014)

 {a} Blaine VanSickle

22. MSU Extension Advisory Board Appointment
(Term to Expire December 31, 2014)

 {a} Jim Haadsma

23. Agricultural Preservation Board Appointment
(Term to Expire December 31, 2014)

 {a} Blaine VanSickle

24. Senior Millage Allocation Committee Appointments
(Terms to Expire December 31, 2014)

 {a} Kathy-Sue Dunn
 {b} Jim Haadsma
 {c} Art Kale

25. South Central Michigan Planning Committee Appointment
(Term to Expire December 31, 2014)

 {a} Kathy-Sue Dunn

26. Solid Waste Management Planning Committee Appointment
(Term to Expire December 31, 2014)

 {a} Terris Todd

27. United Way FEMA Board Appointment
(Term to Expire December 31, 2014)

 {a} Terris Todd

28. Calhoun County Visitors Bureau Appointment
(Term to Expire December 31, 2014)

 {a} Kathy-Sue Dunn

29. Workforce Development Chief Executive Officers Board Appointments
(Terms to Expire December 31, 2014)

- {a} Kathy-Sue Dunn
- {b} Steve Frisbie
- {c} Derek King

Kathy-Sue Dunn will also be authorized to sign all documents on behalf of Calhoun County as the Authorized Chief Elected Official, relative to the Workforce Development Board.

30. Hospital Finance Authority Appointments
(Term to Expire December 31, 2014)

- {a} Kelli Scott
- {b} John Byrd II
- {c} Jon Bartlett

31. Information Technology Executive Committee Appointments
(Terms to Expire December 31, 2014)

- {a} Brad Wilcox, Chair
- {b} Michelle Hill
- {c} Jeff Albaugh
- {d} Jim Rutherford
- {e} David Heiss
- {f} Tim Hurtt (replaces Tom Pope)
- {g} Jon Bartlett
- {h} Kelli Scott
- {i} David Hackett

32. Jail Population Management Committee Appointments
(Terms to Expire December 31, 2014)

- {a} Steve Frisbie, Chair
- {b} James Kingsley (replaces Allen Garbrecht)
- {c} Jeff Albaugh
- {d} James Peterson
- {e} John Holmes
- {f} Michelle Hill
- {g} Trina McGaffigan
- {h} Michael Jaconnette
- {i} Cindy Rude (replaces Mike Boltz)
- {j} Matt Saxton (replaces Al Byam)
- {k} Jim McDonagh (replaces Marshall Weeks)
- {l} David Gilbert (replaces Susan Mladenoff)
- {m} Patrick O'Connell
- {n} Richard Lindsey
- {o} Derek King
- {p} Kelli Scott

33. Risk Management Committee Appointments
(Terms to Expire December 31, 2014)

- {a} Brad Wilcox, Chair
- {b} Anne Norlander
- {c} Jim Rutherford
- {d} Durk Dunham
- {e} Mike Gillum
- {f} Steve Charron
- {g} Michelle Hill
- {h} Scott Losey
- {i} Richard Lindsey
- {j} Mike Horn
- {k} Cindy Rude (replacing Mike Boltz)
- {l} Matt Saxton (replacing Al Byam)
- {m} David Gilbert (replacing Susan Mladenoff)
- {n} Christine Schauer (replacing Ann Rosenbaum)

34. Veterans Affairs Committee Appointment
(Term to Expire December 31, 2016)

- {a} Samuel Gray

35. Community Action Agency Board Appointment
(Term to Expire December 31, 2014)

- {a} Steve Frisbie

Comr. Kale expressed his appreciation to the Board for the time and commitment they have to serve on all the boards.

Res. 5-2013

“Moved Comr. Haadsma, supported by Comr. Todd to approve the following: Resolved the Calhoun County Board of Commissioners do hereby approve the consent agenda of the January 17, 2013 meeting as presented.”

On a voice vote, Motion **CARRIED**.

10. SPECIAL COMMITTEE/ WORKSHOP/BOARD REPORTS

There was 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 gave an update on the Road Department transition.

1. She had been working with Environmental Services Coordinator Tiffany Eichorst to finish the plan for Kimball Pines cleanup. She stated the foresters recommended most of the trees be removed because there was a beetle infestation killing the remainder of the standing timber.
2. She was working with Administration to finalize the position posting for the Road Department Managing Director.
3. A bargaining agreement had been reached with the UAW and was being presented to the Board for approval on this agenda.
4. Assistant Administrator Wilcox was working with employees on bids for major purchases and with MDOT on a new salt shed.
5. Absent a Managing Director, she had been asking for employees to step up and take on more. She stated they had been coming up with great ideas and she appreciated their help to move in a new direction.
6. Administration was working on a task force to create a better road plan and more effective partnering with the townships.

Assistant Administrator Wilcox updated the Board on the clean-up of the flood damage to the first floor of the Marshall County building. He explained that on January 5, a main water line was found to have burst the night before, spilling a significant amount of water that spread throughout the first floor. He stated ServPro, a disaster recovery company, was called in and they immediately began clean-up efforts. He stated there would be a clean-up phase then they would move on to removal of damaged walls and flooring, super drying of walls and flooring, testing for and removing water pockets then on to replacement of damaged materials. He stated they had done air quality readings and environmental testing on all three floors to be sure no employees or citizens were subjected to anything harmful. He noted there was a 6-8 week timeline for project completion, barring complications.

B. New Business

1. Appointment of Water Resources Commissioners to Carry out Public Works Function

Administrator/Controller Scott stated the Water Resources Commissioner had agreed to assume the public works function, as they were related to the functions of the Water Resources Department. She stated the recommendation was not to form a new Public Works Board but to assign the duties to the Water Resources Commissioner.

Comr. VanSickle inquired if there had been consideration for soil erosion and sedimentation control functions to be given back to the Water Resources Commissioner as well.

Scott stated she had discussed this issue with the DEQ representative. She stated they were trying to isolate the Road Department to just handling road issues and when Environmental Coordinator Eichorst was relocated to the Marshall County building, those discussions would be held.

Comr. Todd inquired if the Board could anticipate additional staff for the Water Resources office for the additional duties.

Water Resources Commissioner Kosmowski stated her office was willing to assume the duties, they were related to functions they already had and no additional staff would be required at this time.

Res. 6-2013

“Moved Comr. King, Supported Comr. Todd to approve the following: The Calhoun County Board of Commissioners does hereby approve the resolution to designate the Water Resources Commissioner to carry out the functions of the Department of Public Works as presented.”

WHEREAS, as provided by MCL 123.732(3)(a), pursuant to Resolution 656-1992, the duties and functions of the board of public works, as provided by PA 185 of 1957 (MCL 123.731 et. seq.) were transferred to the Calhoun County Board of Road Commissioners by the Calhoun County Board of Commissioners; and

WHEREAS, the Calhoun County Board of Road Commissioners was dissolved by resolution of the Calhoun County Board of Commissioners, effective November 1, 2012; and

WHEREAS, pursuant to MCL 123.732(3)(a), the Drain Commissioner (designated the Water Resources Commissioner in Calhoun County), can be designated to hold the authority, powers, and duties conferred by law upon the Board of Public Works,

NOW THEREFORE, it is hereby resolved that the Calhoun County Water Resources Commissioner, effective January 4, 2013, is designated the Board of Public Works for Calhoun County with all the authority, powers and duties conferred by law upon the Board of Public Works.

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

2. Creation of Parks and Recreation Commission

Administrator/Controller Scott stated the Road Commissioners used to make up the Parks Trustee Board and when the Road Commission was dissolved the choices were to create another Parks Trustee Board or a Parks and Recreation Commission. She stated Administration was recommending a Parks and Recreation Commission and having a larger board with 10 members, 3 designated and 7 at-large. She stated the statute specifies one Commissioner, one person from the Water Resources Office, one from the Planning Commission and another county appointment but not more than three Board members. She stated this model would get more people involved to help manage the parks, as the parks were in transition now. She noted the creation of the commission was effective February 1 and could be reversed any time.

Corporation Counsel Lindsey stated the formation of this Commission would allow for more involvement and fundraising efforts.

Scott stated Engineer Kline and Environmental Coordinator Eichorst would help provide administrative support for the board.

Res. 7-2013

“Moved Comr. King, Supported Comr. Todd to approve the following: The Calhoun County Board of Commissioners does hereby approve the creation of the Calhoun County Parks and Recreation Commission effective February 1, 2013, and shall have the powers and duties set forth in PA 261 of 1965, MCL 46.351, et. seq.

It is further resolved that the organizational meeting of the Parks and Recreation Commission shall be held on February 21, 2013, and the Deputy Clerk shall post the notice of that meeting in accordance with the Open Meetings Act.

It is further resolved that the Parks and Recreation Commission shall elect from its membership at the organizational meeting a president, secretary, and other officers as it considers necessary.”

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

3. Approval of FireKeepers Local Revenue Sharing Board Administrative Services Agreement

Administrator/Controller Scott stated this would be the third year the County had an Administrative Agreement with the FireKeepers Local Revenue Sharing Board. She stated the agreement was for a fixed fee of \$25,000, which reimburses for administrative salaries, time and supplies and was an excellent example of intergovernmental cooperation. She noted the FireKeepers Local Revenue Sharing Board would receive the 2012 revenue sharing payment from the Nottawaseppi Huron Band of the Potawatomi on February 14.

Res. 8-2013

“Moved Comr. VanSickle, Supported Comr. Dunn to approve the following: The Calhoun County Board of Commissioners does hereby approve the 2013 Administrative Services Agreement with the FireKeepers Local Revenue Sharing Board as presented and the Board Chair is authorized to sign the same on behalf of Calhoun County.”

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

13. CITIZEN’S TIME

Jessie Jacox expressed his appreciation of the handicap accessible ramps Enbridge put in the parks.

14. COMMISSIONERS TIME

Comr. Frisbie stated he appreciated the support of his fellow Commissioners for electing him to be Vice Chair.

Comr. Dunn commented there was discussion of closing the Battle Creek Air National Guard Base in Battle Creek and there were many people working to keep the base open. She stated she had information on where to send letters of support if anyone was interested.

Comr. King commented he was looking forward to the development of the Parks and Recreation Commission. He stated the first meeting would be at the Marshall County Building on February 21 at 4pm and invited Mr. Jacox to join the meeting.

Comr. King stated his heart went out to Blaine (VanSickle) after the loss of his wife, Sharon. He and the Board shared their sympathies with Comr. VanSickle.

Comr. Kale stated the opening of the Road Department’s Managing Director’s position shouldn’t be taken lightly. He stated he was thankful the employees were willing to step forward and offer information and suggestions.

Comr. Kale noted the Jackson County Board of Commissioners dissolved their Road Commission too.

15. CLAIMS PAYABLE

- A. County Claims Payable for December 28, 2012 – January 10, 2013 in the Amount of \$1,194,600.69 and Road Department Claims Payable for January 3 – 10, 2013 in the Amount of \$195,410.61.

Res. 9-2013

“Moved Comr. Todd, supported by Comr. Dunn to approve the following: Resolved the Calhoun County Board of Commissioners does hereby approve the County Claims Payable for December 28, 2012 – January 10, 2013 in the Amount of \$1,194,600.69 and Road Department Claims Payable for January 3 – 10, 2013 in the Amount of \$195,410.61.”

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

16. ANNOUNCEMENTS

Comr. Haadmsa announced JONAH would be hosting their 8th Annual Prayer Breakfast on Saturday, January 19, 2013 from 9 - 11 a.m. at First Congregational Church.

17. CLOSED SESSION FOR DISCUSSION OF PENDING LITIGATION AND LABOR NEGOTIATIONS

Res. 10-2013

“Moved Comr. Haadsma, supported by Comr. Todd to approve the following: Resolved the Calhoun County Board of Commissioners does hereby retire to closed session for the purpose of discussing labor negotiations.”

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

The Calhoun County Board of Commissioners returned to open session at 8:00 p.m.

- A. Authorization to Settle Lawsuit

Res. 11-2013

“Moved Comr. Haadsma, supported by Comr. Todd to approve the following: Resolved the Calhoun County Board of Commissioners does hereby approve settle the lawsuit as presented by Corporation Counsel Lindsey in Closed Session.”

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

B. Approval of the UAW Road Department Collective Bargaining Agreement

Res. 12-2013

“Moved Comr. VanSickle, supported by Comr. Frisbie to approve the following: Resolved the Calhoun County Board of Commissioners does hereby approve the UAW Road Department Collective Bargaining Agreement as presented.”

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

18. 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