

CALHOUN COUNTY
PROCEEDINGS OF THE
BOARD OF COMMISSIONERS

October 3, 2013

1. CALL TO ORDER/ROLL CALL

The Regular Session of the Calhoun County Board of Commissioners convened at 7:00 p.m., Thursday, October 3, 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 (arrived at 7:07), Frisbie, King, VanSickle and Kale

Staff Present: County Administrator/Controller Kelli Scott, 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 followed by Comr. King leading the Pledge of Allegiance.

4. APPROVAL OF AGENDA

"Moved Comr. King, supported by Comr. Frisbie to approve the agenda of the October 3, 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 September 19, 2013 Regular Session

"Moved Comr. VanSickle, supported by Comr. Dunn to approve the minutes of the September 19, 2013 Regular Session of the Calhoun County Board of Commissioners as presented."

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

6. CITIZENS' TIME

There was none.

7. ELECTED/APPOINTED COUNTY OFFICIALS' COMMENTS

There was none.

8. SPECIAL ORDER OF BUSINESS

A. 2013 Drain and Lake Level Projects Assessments Summary and Annual Report

Water Resources Commissioner Chris Kosmowski presented a review of the Water Resource Commissioner's annual report for October 1, 2012 through September 30, 2013.

Res. 171-2013

"Motion by Comr. Frisbie, supported by Comr. King to accept the 2013 Drain & Lake Level Projects Assessments Summary and Annual Report, and directs the Water Resources Commissioner to proceed as provided by law."

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

B. Election of Members of the County Board of Canvassers

Chair Kale presented the 2013 election of the County Board of Canvassers.

The four year terms of two members of the Calhoun County Board of Canvassers will expire on October 31, 2013. These two members are:

- Judy Byam representing the Republican Party

And

- Rick McKelvey representing the Democratic Party

(Republican Sally Massa and Democrat Marilyn Kosmowski have each completed two years and will remain on the Board for another two years.)

MCL 168.24c provides that the expired terms are to be filled as follows:

- The county committee of each party is required to provide the county clerk with the names of three nominees for the party's expiring seat on the board.
 - Republican Party submitted: Judy Byam, Sue Groth and Becky Marvin
 - Democratic Party submitted: Sarah Lawrence, Wyatt Ludman and David Morgan

- The County Board of Commissioners is required to fill the two vacancies on the board by electing a Democratic member and a Republican member from the names submitted. Michigan election law specifies that a ballot be used by the County Board of Commissioners in filling the seats. You will vote for one nominee in each party.

Michigan Election Law also gave the Commissioners authority to request that the nominee provide a letter indicating:

- Their interest in serving on the board;
- Their intent to discharge the duties of the position to the best of their ability;
- Their prior election experience and
- If they have been convicted of a felony or election crime.

Because the Open Meetings Act prohibits a “secret” balloting process at a public meeting, the votes you cast must be available to the public. The ballot you receive tonight has a number correlating to the district you represent. Unlike a real election, please **DO NOT** tear this numbered stub off your ballot! If a citizen inquires about your vote, the board secretary will have record of it.

Chair Kale appointed Human Resources Director Archambault and Corporation Counsel Lindsey to count ballots.

Corporation Counsel Lindsey announced the Republican electorate was Sue Groth with six votes and the Democratic electorate was Sarah Lawrence with five votes.

Res. 172-2013

“Motion by Comr. Kale, supported by Comr. Haadsma to approve the following: Resolved, that Sue Groth (Republican Party) and Sarah Lawrence (Democratic Party) have been duly elected by the Calhoun County Board of Commissioners and are hereby appointed to the Calhoun County Board of Canvassers for a term of four years beginning November 1, 2013, and ending October 31, 2017.”

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

9. CONSENT AGENDA

A. Petitions, Communications, Reports

1. Bay County Resolution Opposing House Bill 4785
2. Gratiot County Resolution Regarding Public Act 88
3. Lake County Resolution Supporting Senate Bill 395
4. City of Battle Creek Notice of Public Hearing Regarding Granting Bleistahl North America LP a Public Act 328 Exemption Certificate

5. City of Battle Creek Notice of Public Hearing Regarding Granting 25 Michigan Holdings, LLC an Obsolete Property Rehabilitation Act Tax Exemption Certificate
6. Village of Tekonsha Notice of Public Hearing Regarding an Industrial Facilities Exemption Certificate Application from Jorgensen Steel Machining and Fabrication, Inc.

B. Resolutions

There were none

Res. 173-2013

“Motion by Comr. VanSickle, supported by Comr. Dunn to approve the Consent Agenda of the October 3, 2013 Regular Session of the Calhoun County Board of Commissioners.”

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

10. SPECIAL COMMITTEE/ WORKSHOP/BOARD REPORTS

Comr. Todd stated he received an email from the Treasurer's office and the Land Bank stating they sent in for a grant from MSHDA for assistance with the blight problem in Albion. He stated our grant request had been forwarded for further review. He stated this grant would allow for the demolition of fifteen structures at a total request of \$155,790.

Comr. King stated the Parks and Recreation Commission met and got an update from Interim Community Development Director Bomba about the timbering in Kimball Pines and noted it would start on October 21. He stated MDOT was still having internal issues with the trailway paperwork and had announced it would be a November or December letting, and so construction would probably start in spring.

Comr. VanSickle stated the Planning Commission met with a very light agenda.

Comr. VanSickle stated the Homer Lake Board heard a report from Civil Engineers on the needs of the lake and the private weed harvesting that was done this summer. He stated they would hold their next meeting in January when they would receive a report that would have options for the board on how to restore the lake.

11. UNFINISHED AND OLD BUSINESS

There was none.

12. NEW BUSINESS AND COUNTY ADMINISTRATOR'S REPORT

A. County Administrator/Controller's Report

Administrator/Controller Kelli Scott stated the Budget Committee met September 26 and reviewed the departmental budget requests. She stated the directive sent to the departments would have balanced the budget at \$38.4 million. She stated the departmental budget requests in fact totaled \$41.6 million. She stated we had brought the deficit down to \$2.4 million with these requests and so there was still the more difficult task ahead to balance the budget for 2014. She stated the committee also reviewed Capital Improvement Program (CIP) submissions and the need to explore some other long term financing as we continue to use CIP reserves for balancing the General Fund.

Scott announced she had just come back from a Municipal Employees Retirement System (MERS) conference. She stated she had learned a lot from MERS and other municipalities about options to address unfunded liabilities and got a lot of good information.

Scott explained that presently the Federal Government shutdown was not impacting county operations; however, if we get into next week there may be some problems. She explained some grant programs including those within our Drug Court may not have access to grant websites or support staff at state and federal offices, which may affect cash flow. She also mentioned that the state has indicated our Women, Infant and Children (WIC) program could have some impact with a looming possible shortage of funding from the federal government, and that she received an email noting the Veterans Affairs Medical Center would have to request assistance from the Prosecutor's Office for mental health hearings after next week.

B. New Business

1. Modified Duck Lake Outlet Drain Assessment

Water Resources Commissioner Kosmowski explained that her office had discovered an error in the assessment for three properties and this was to correct those assessments.

Doug Kelly, Clark Hill, stated they had a roll for the Duck Lake Drainage District signed in September 2012. He stated they were provided information from Clarence Township but there was a land exchange the township did not report and so the assessment was based on incorrect acreage. He explained the land transfer had taken place shortly before the tax rolls were sent in so there probably just wasn't enough time to record the transaction. He stated they needed to have the Board approve a resolution to correct the assessment, which only affected the three properties involved in the transfer.

Res. 174-2013

"Moved Comr. Haadsma, Supported by Comr. Frisbie to approve the following: Resolved the County Board of Commissioners do hereby amend the assessment roll for the Duck Lake Outlet Drain as presented in the exhibit provided and all other assessments in relation to the Duck Lake Outlet Drain shall continue in full force and effect. Further Be It Resolved that the modified Duck Lake Outlet Drain assessment roll shall be delivered to the County Clerk for correction of the Duck Lake Outlet Drain Special Assessment District.

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

2. Increase in the Drain Revolving Fund

Water Resources Commissioner Kosmowski stated the Drain Revolving Fund currently was at \$66,000. She explained that amount was not large enough to take care of the general maintenance that was too small to assess to land owners. She stated they were originally asking to increase the fund to \$250,000 but in discussions with county administration were now asking for a revised amount of \$200,000, and this was comparable to other counties. She stated this was an effort to minimize borrowing, minimize deficits in accounts and eliminate interest fees.

Res. 175-2013

“Moved Comr. VanSickle, Supported by Comr. Dun to approve the following:
Resolved the Calhoun County Board of Commissioners does hereby approve the Drain Revolving Fund authorized by Res. 111-1983, to be used solely for the purposes set forth in MCL 280.302 (Chapter 12, Section 302 of the Drain Code of 1956), shall be increased from Sixty Six Thousand Dollars (\$66,000.00) to Two Hundred Thousand Dollars (\$200,000.00). It is further resolved that the Calhoun County Treasurer may, in her discretion, charge up to one and one half percent (1.5%) interest on any interfund transfers to the Drain Revolving Fund.

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

13. CITIZEN’S TIME

There was none.

14. COMMISSIONERS TIME

Comr. Todd stated the Battle Creek NAACP will be holding its 80th Freedom Fund Banquet on October 25 at the Holiday Inn in Battle Creek. He stated he had information for anyone interested in sponsoring and he had tickets available for \$50 each.

Comr. King stated his daughter, who was his youngest, turned one year old on October 2.

15. CLAIMS PAYABLE

- A. Calhoun County Claims Payable for September 13 - 26, 2013 in the amount of \$4,094,644.69, Calhoun County P-Card purchases for August 2013 in the amount of \$100,892.16 and Road Department payables in the amount of \$169,647.59

Res. 176-2013

“Moved Comr. Haadsma, supported by Comr. Todd to approve the following: Resolved, the Calhoun County Board of Commissioners does hereby approve the Calhoun County Claims Payable for September 13 - 26, 2013 in the amount of \$4,094,644.69, Calhoun County P-Card purchases for August 2013 in the amount of \$100,892.16 and Road Department payables in the amount of \$169,647.59 as presented.”

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

16. ANNOUNCEMENTS

Comr. Haadsma announced there would be a river cleanup Saturday, October 5 at the CO Brown Stadium from 9-12 noon and the county had gathered volunteers to participate.

Comr. Todd announced the Good Food Battle Creek invited the public to their free program “How Institutional Racism Hurts our Food System” on October 18 from 9-3 pm, breakfast and lunch would be served. He stated people should rsvp at 269-965-7345 or goodfoodbattlecreek@gmail.com.

Corporation Counsel Lindsey announced the Calhoun County United Way campaign kicked off Tuesday, October 1 and we were off to a good start. He announced we would be having a cook out for employees at both the Marshall facility and the Justice Center and our Days of Caring Project was the river cleanup project. He invited all of the Commissioners to join staff at either event.

17. ADJOURNMENT

The meeting was adjourned at 7:47 p.m. at the call of the Chair.

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Chairman
Calhoun County Board of Commissioners

Clerk
Calhoun County

