

CALHOUN COUNTY
PROCEEDINGS OF THE
BOARD OF COMMISSIONERS

January 17, 2008

The Regular Session of the Calhoun County Board of Commissioners convened at 7:03 p.m., Thursday, January 17, 2008 in the Commissioners' Meeting Room, County Building, Marshall, Michigan.

Roll Call: Present: Comrs. Arnquist, Bolger, Moore, Rae, Segal, and Solis. Temporarily Excused: Comr. Todd (Arrived at 7:18 p.m.).

INVOCATION AND PLEDGE OF ALLEGIANCE:

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

APPROVAL OF AGENDA/ADDENDUM:

“Motion by Comr. Solis, supported by Comr. Arnquist, adopt the following: Resolved by the Calhoun County Board of Commissioners approve the January 17, 2008 agenda and addendum as presented.”

Voice Vote: Motion CARRIED

APPROVAL OF MINUTES:

Comr. Bolger requested correction to the Fourth Paragraph of Page 301 to reflect the speaker as Commissioner Solis rather than himself.

“Motion by Comr. Bolger, supported by Comr. Arnquist, adopt the following: Resolved by the Calhoun County Board of Commissioners approve the December 20, 2007 minutes, with correction.”

Voice Vote: Motion CARRIED

“Motion by Comr. Rae, supported by Comr. Moore, adopt the following: Resolved by the Calhoun County Board of Commissioners approve the January 3, 2008 minutes as presented.”

Voice Vote: Motion CARRIED

SPECIAL ORDER OF BUSINESS:

National Mentoring Month Proclamation and Presentation

Chairwoman Segal read and presented the following proclamation to Big Brothers Big Sisters Agency Executive Director Peter Tripp, Director of Partnerships Jim Edgerton and Project Manager Kenneth White.

Res. 8-2008

“Motion by Comr. Moore, supported by Comr. Rae, resolved by the Calhoun County Board of Commissioners approve the following proclamation:

WHEREAS, the health and educational well-being of children is the responsibility of all citizens; and

WHEREAS, by strengthening our children through mentoring, we are building a stronger future for them, our communities, and our state; and

WHEREAS, the efforts of one citizen mentoring through Big Brothers Big Sisters, A Community of Caring will help ensure that a child realizes his or her own personal value and potential, and instill within them the hope for a bright future; and

WHEREAS, relationships with caring Big Brothers Big Sisters offer youth valuable encouragement, motivation, and support to guide them in making positive choices; and

WHEREAS, Big Brothers Big Sisters’ success indicators show that youth with a Big Brother or a Big Sister in their lives are more likely to have a successful future and become a good citizen; and

WHEREAS, in connection with the national mentoring effort, our local Big Brothers Big Sisters Agency is challenging Calhoun County residents to step forward to volunteer to become a mentor.

NOW, THEREFORE, I, Kate S. Segal, Chairwoman of the Calhoun County Board of Commissioners, do hereby proclaim the month of January 2008, as

NATIONAL MENTORING MONTH

in Calhoun County and urge citizens to use this time to better understand and recognize the need to help guide a local child to reach his or her full potential. Further, I congratulate the *Big*

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Brothers Big Sisters Agency for its continued success in helping meet the mentoring needs of children in our community.”

Voice Vote: Motion CARRIED

Mr. Tripp advised that the Agency’s job is to bring together those children without adults to provide mentoring with those rewarding individuals in the community who can share their time with a child. Mr. Tripp thanked the Board for the proclamation to bring awareness to the need for mentors, and advised that the Agency hopes to have 500 mentors come forward this year.

Special Tribute to Byron McDonald

Chairwoman Segal read the following tribute into the official record.

Res. 9-2008

“Motion by Comr. Rae, supported by Comr. Arnquist, resolved by the Calhoun County Board of Commissioners approve the following tribute:

The Calhoun County Board of Health and Board of Commissioners acknowledge Mr. Byron McDonald for his 16 years of service on the Board of Health from January 1992 to December 2007. We extend our gratitude to you for:

- § Sharing your support for the mission and future of public health
- § Being a credible representative for public health in the community
- § Advocating for health in the community forum
- § Offering a voice to the public health discourse at the board level
- § Asking questions that lead to a more informed and focused governing body discussion
- § Representing the needs of rural and urban communities

We wish you well and hope you carry the mission of public health forward in all your endeavors.”

Voice Vote: Motion CARRIED

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CONSENT AGENDA:

County Administrator/Controller Greg Purcell recommended Larry Utterback be removed from the listing of proposed appointments to the Calhoun County Security Committee as he has resigned, and asked the Sheriff if he would rather Mr. Dunham be appointed.

Sheriff Allen Byam suggested that Mr. Dunham serve in an advisory capacity.

Res. 10-2008

“Motion by Comr. Arnquist, supported by Comr. Rae, adopt the following: Resolved by the Calhoun County Board of Commissioners approve the following January 17, 2008 Consent Agenda, as amended, removing appointment of Larry Utterback to the Calhoun County Security Committee:

A. Petitions, Communications, Reports:

- (1) Invitation received from the Calhoun Conservation District inviting the Board of Commissioners to the District’s 62nd Annual Meeting & Banquet on January 24, 2008. (Received and placed on file)
- (2) Communication received from Ms. Judith Williamson, Bedford Township resident, regarding snow plowing service. (Received and placed on file, with a copy remitted to Road Commission Chairman Scott Brown)
- (3) Invitation received from the Michigan Adoption Resource Exchange inviting the Board of Commissioners to attend a public reception for the Michigan Heart Gallery on January 13, 2008. (Received and placed on file)
- (4) Notice of a public hearing scheduled for February 7, 2008 regarding Subdivision of Land, Elevator Fees, and Manufactured Housing received from the Department of Labor & Economic Growth, Bureau of Construction Codes. (Received and placed on file)

B. Resolutions:

- (1) Greater Battle Creek/Calhoun County Visitor and Convention Bureau Appointment
 - {a} Greg Purcell -- Term Expires December 31, 2009

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- (2) Calhoun County Hospital Finance Authority Appointments
(Terms Expire January 1, 2010)
 - {a} John Byrd
 - {b} Mark Stuhldreher

- (3) Calhoun County Security Committee Appointments
(Terms Expire December 31, 2009)
 - {a} Michael Gillum, Juvenile Home Director
 - {b} Michelle Hill, District Court Administrator
 - {c} Michael Boltz, Probate Court Administrator
 - {d} Allen Byam, Sheriff
 - {e} John Hallacy, Prosecutor
 - {f} Ann Petredean, Treasurer
 - {g} Anne Norlander, County Clerk
 - {h} Dottie-Kay Bowersox, Health Officer
 - {i} Steve Charron, Facilities Manager
 - {j} Bradley Wilcox, Administrative Services Director
 - {k} Scott Losey, Office of Veterans Affairs
 - {l} Nancy Mullett, Corporation Counsel
 - {m} Rick Ozzello, Court Services Officer

- (4) Information Technology Executive Committee Appointments
(Terms Expire December 31, 2009)
 - {a} Mark Stuhldreher, General Representative
 - {b} Greg Purcell, County Administration Representative
 - {c} Michelle Hill, Court (Judicial Council) Representative
 - {d} Jeffrey Albaugh, Friend of the Court Representative
 - {e} Dottie-Kay Bowersox, Health Department Representative
 - {f} David Heiss, Prosecutor's Representative
 - {g} Tom Pope, Sheriff's Representative
 - {h} Jon Bartlett, Treasurer's Representative
 - {i} Bradley Wilcox, General Representative
 - {j} David Hackett, General Representative
 - {k} Rita Klavinski, General Representative

- (5) Road Commission Workshop Dissolution

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WHEREAS, the Road Commission Workshop, created on July 5, 2007, has completed its assignment.

BE IT RESOLVED, that the Road Commission Workshop is hereby dissolved.”

Voice Vote: Motion CARRIED

UNFINISHED AND OLD BUSINESS:

County Administrator/Controller’s Evaluation and 2006 Performance Compensation

Comr. Solis reported that the Administrator’s Review Workshop completed the performance review for 2006 utilizing a new tool, which the Commissioners completed. Comr. Solis stated that the score was 39, and that a perfect score is 70. Comr. Solis advised that the Workshop threw out the lowest and highest score, for a final score of 58, and recommends contingent compensation in the amount of \$3,500.

Res. 11-2008

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

WHEREAS, the County Administrator’s Review Workshop has met and reviewed the performance of the County Administrator for 2006; and

WHEREAS, the contract with the County Administrator/Controller authorizes an award of not more than Four Percent (4.0%) of base salary in the form of Contingent Compensation.

NOW, THEREFORE, BE IT RESOLVED, that the County Administrator/Controller shall be awarded contingent compensation in the amount of \$3,500 for the evaluation period.”

Roll call vote: Yes - 7 Motion CARRIED Unanimously

PETITIONS AND NEW BUSINESS:

County Administrator/Controller’s Report

FY 2008 Friend of the Court Budget Adjustment/Equipment Purchase Request

Mr. Purcell advised that the budget adjustment is in the amount of \$37,800.

Circuit Court Administrator Jeffrey Albaugh stated that the adjustment is requested to purchase additional work stations within the Friend of the Court/Family Division. Mr. Albaugh advised that due to a retirement a non-

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attorney Juvenile Case Referee position was filled through the hiring of an attorney who can handle all Family Division cases, including Friend of the Court cases; and it is the Court's intent to get all referee operations located on the second floor to share clerical services rather than to hire an additional clerical position.

Mr. Albaugh advised that the proposed budget adjustment utilizes the Friend of the Court Fund Balance to initially cover the expense of the project, pointing out that expenses of the Fund are subject to IV-D reimbursement and it is estimated that up to \$22,149 of the expense will be reimbursed under the existing Cooperative Reimbursement Program agreement.

Res. 12-2008

“Motion by Comr. Rae, supported by Comr. Solis, adopt the following: Resolved by the Calhoun County Board of Commissioners amend the 2008 Friend of the Court budget for 215.2143 as follows to permit issuance of a purchase order to add and change work stations within the Friend of the Court/Family Division as outlined by the Circuit Clerk:

1. Increase revenue estimate for Revenue Account 40050, Use of Fund Balance in the amount of \$37,800.
2. Increase expense estimate for Expense Account 98000, Equipment Purchases, by \$37,800.”

Roll call vote: Yes - 7 Motion CARRIED Unanimously

Purchase of Service Credit Request by James McDonagh

Asst. County Administrator Wendee Woods advised that a request for purchase of 3 years and 3 months of additional service credit has been received from Captain McDonagh of the Sheriff Department. Ms. Woods advised that the Michigan Employees' Retirement System allows purchase of service credits. Ms. Woods pointed out that the employee must pay 100 percent of the cost and has agreed to pay the cost.

Res. 13-2008

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

RESOLVED, that the Calhoun County Board of Commissioners approve the Application for Additional Credited Service for James B. McDonagh; and further, authorize the Board Chairwoman to sign said Application on behalf of Calhoun County; and

BE IT FURTHER RESOLVED, that Captain James B. McDonagh shall pay 100% of the cost to purchase 3 years and 3 months of generic credited service as determined by the Municipal

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Employees' Retirement System of Michigan's actuarial valuation, calculation date December 1, 2007; and

BE IT FURTHER RESOLVED, that Captain James B. McDonagh shall make payment to the Municipal Employees' Retirement System of Michigan on or before February 1, 2008 in the amount of \$53,699.00; and

BE IT FURTHER RESOLVED, that upon receipt of the payment from Captain James B. McDonagh, the Municipal Employees' Retirement System of Michigan will grant 3 years and 3 months of generic credited service to Captain McDonagh."

Roll call vote: Yes - 7 Motion CARRIED Unanimously

Purchase of Service Credit by Gregory Ham

Ms. Woods advised that Sergeant Ham is requesting to purchase 1 year and 7 months of service credit and has agreed to pay 100 percent of the costs.

Res. 14-2008

"Motion by Comr. Solis, supported by Comr. Rae, resolved by the Calhoun County Board of Commissioners adopt the following:

RESOLVED, that the Calhoun County Board of Commissioners approve the Application for Additional Credited Service for Gregory D. Ham; and further, authorize the Board Chairwoman to sign said Application on behalf of Calhoun County; and

BE IT FURTHER RESOLVED, that Sergeant Gregory Ham shall pay 100% of the cost to purchase 1 year and 7 months of generic credited service as determined by the Municipal Employees' Retirement System of Michigan's actuarial valuation, calculation date January 1, 2008; and

BE IT FURTHER RESOLVED, that Sergeant Gregory Ham shall make payment to the Municipal Employees' Retirement System of Michigan on or before March 1, 2008 in the amount of \$24,481.00; and

BE IT FURTHER RESOLVED, that upon receipt of the payment from Sergeant Gregory Ham, the Municipal Employees' Retirement System of Michigan will grant 1 year and 7 months of generic credited service to Sergeant Ham."

Roll call vote: Yes - 7 Motion CARRIED Unanimously

Casino Baseline Study Committee Creation/Appointments

Mr. Purcell advised that Mr. Eriчек will be doing the study which will look at social, economic and criminal impacts both positive and negative of the casino.

Res. 15-2008

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

RESOLVED, that the Calhoun County Board of Commissioners create a Casino Baseline Study Committee for the purpose of working with the Upjohn Institute to determine social and economic characteristics that may be impacted by the new casino. The Committee shall continue its work for a five {5} year period and shall automatically dissolve on December 31, 2012; and

BE IT FURTHER RESOLVED, that the Board of Commissioners appoint Kate Segal as Chairwoman to a one {1} year term expiring December 31, 2008; further, appoint James Demarest, Ron Ivey, Greg Purcell, Laura Spurr or designee, and Mike Rae to a two {2} year term expiring December 31, 2009; and Jan Burland, Rita Klavinski, and Greg Moore to a one {1} year term expiring December 31, 2008.”

Chairwoman Segal advised that the Committee is an advisory body to conduct the study and is not the allocation committee. Chairwoman Segal stated that the allocation committee shall use the study for allocations in the future.

Roll call vote: Yes - 7 Motion CARRIED Unanimously

Interim Emergency Services Coordinator Appointment

Sheriff Byam advised regarding the complexities and responsibilities of the position. Sheriff Byam advised that Mr. Dunham has been involved with emergency services work as a volunteer and is familiar with the position and the organization, and possesses a great management background.

Res. 16-2008

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“Motion by Comr. Rae, supported by Comr. Arnquist, adopt the following: Resolved by the Calhoun County Board of Commissioners appoint Durk Dunham Interim Emergency Services Coordinator.”

Roll call vote: Yes - 7 Motion CARRIED Unanimously

CITIZENS' TIME:

Mr. Gardy Berezonsky, Marengo Township resident, advised that the Road Commission meeting last night was packed with employees, however, that not one township supervisor attended.

Mr. Jerry Keller, Battle Creek resident, advised that he has attended a number of meetings at which each entity is conducting a study regarding the casino, and questioned why the units of government do not come together to conduct one study instead of wasting the taxpayers' money conducting one study after another.

COMMISSIONERS' TIME:

Comr. Todd thanked Board members for their understanding his tardiness tonight to attend his six year old daughter's first piano recital.

Chairwoman Segal announced that a Martin Luther King's Legacy Celebration shall be conducted Saturday at the Battle Creek Country Club at 8:00 a.m.; further, that the Battle Creek community celebration shall be this Sunday at the Kellogg Auditorium, and there will be a corresponding celebration in Albion at 7:00 p.m. Chairwoman Segal further announced that Monday night is the Urban League's celebration and dinner to raise funds.

Chairwoman Segal advised that she has been working at cable access over the past several months and will have a show entitled "The County Report" expressing her views and issues addressed by citizens which shall commence airing on January 31.

Comr. Bolger invited everyone to go to Cornwalls Turkeyville U.S.A. tomorrow for the annual fund raiser for the Fairgrounds from 12:00 p.m. to 1:30 p.m. Comr. Bolger advised that he shall be a waiter and shall provide exceptional service.

CLAIMS PAYABLE LISTINGS:

Res. 17-2008

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“Motion by Comr. Solis, supported by Comr. Rae, 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 \$522,909.31 for the week of January 8, 2008.”

Roll call vote: Yes - 7 Motion CARRIED Unanimously

ANNOUNCEMENTS:

Mr. Purcell announced that the new Mayor of Battle Creek, Robert Behnke, shall be giving the State of the City Report at Rotary this forthcoming Monday at 12:00 p.m. in the Atlas Warehouse Conference Room.

ADJOURNMENT:

The meeting adjourned at 7:41 p.m. at the call of the Chair.

mlb