

LAKE COUNTY BOARD OF COMMISSIONERS
Regular Meeting
May 27, 2015
10:30 a.m.

Chairman Walls called the meeting to order at 10:30 a.m.

Commissioner Stenger gave the prayer and the Pledge of Allegiance was said.

Deputy Clerk DeWolf called the roll with the following Commissioners present:

John Fairbanks, Dan Sloan, Barb Stenger, Chuck Vayda and Karl Walls.

Absent and excused: Colleen Carrington-Atkins and John Brunn

Commissioner Fairbanks moved that the agenda be approved, seconded by Commissioner Sloan, by voice vote carried.

Commissioner Sloan moved that the minutes from the May 13, 2015 regular meeting be approved, seconded by Commissioner Fairbanks and by voice vote carried.

BRIEF PUBLIC COMMENT – *Limited to 5 minutes each, please!*

There was no one present who wished to speak.

PERSONS SCHEDULED TO ADDRESS THE COMMISSIONERS

10:30 a.m. Lake County Road Commission, John Avery, Bill Atkinson, Rick Haslock and Jay Syrewicze were present to give the board their annual report. Mr. Syrewicze introduced the Road Commission Commissioners and himself as the Supervisor.

Mr. Syrewicze reported on what has been happening and what they are going to do in 2015. Mr. Syrewicze did report on Proposal A, which did not pass on this last election and the thought of adding a millage proposal specific for Lake County on an upcoming ballot, in 2016 and request 2 mills.

A lengthy discussion followed on options and if the State of Michigan would only do 1% proposal, specific for roads within the State. Mr. Syrewicze stated the millage they are requesting could be for road material alone and asked the board if they would support a 2 mil proposal. Commissioner Sloan stated for the record, he would support placing a millage on the ballot, but to wait until 2016.

Mr. Syrewicze stated he agrees with Commissioner Fairbanks on the 1% dedicated to county lane roads and have it based on a formula. Discussion followed regarding upcoming projects and the issue with brining township roads, with being down on staff and only two brine trucks are being used at this time.

Commissioner Avery stated he feels the Proposal on this last election would have passed, if all the additional wording was not included, which confused many state residents. Discussion followed regarding pushing the 1% dedicated sales tax to pay for lane mileage and that it go through the Act 51 formula, or lane miles only.

The board thanked the Road Commission Commissioners and Mr. Syrewicze for their update.

COMMITTEE REPORTS

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FINANCE

Commissioner Fairbanks moved for approval for the purchase requisition from Lake County Sheriff’s Department/ACO to D&M Heating to replace the lower burner, fan, control parts and labor for the panel on the incinerator for the total cost of \$1,850.00 and a budget amendment will be done today, seconded by Commissioner Sloan, roll call vote 5 yes and 2 absent Commissioners Brunn and Carrington-Atkins.

Commissioner Fairbanks moved for approval for the purchase requisition from Department of Human Services (DHS) Maintenance for a Lawn Tractor in the amount of \$2,639.95 and the old lawn mower will be sold at the auction, seconded by Commissioner Sloan, roll call vote 5 yes and 2 absent and excused Commissioners Brunn and Carrington-Atkins.

Commissioner Fairbanks moved for approval for Jim Kutchinski to receive an additional draw of \$15,000.00 for the renovations at the North EMS Station, seconded by Commissioner Vayda.

Discussion followed regarding the wording of the motion and Commissioner Sloan moved to amend the motion to read “approval for Jim Kutchinski to receive a draw of \$15,000.00 for the renovations at the North EMS Station, removing “additional”, seconded by Commissioner Fairbanks, roll call vote 5 yes and 2 absent and excused Commissioners Brunn and Carrington-Atkins.

Commissioner Fairbanks moved for payment of bills by fund, as follows:

General Fund	\$73,129.18
Road Patrol	2,263.80
E911	11,457.77
RRP Center	15,031.74
Friend of the Court	197.60
Building Inspection Department	3,918.60
Crime Victims Reimbursement	93.50
E911 Services Fund – Wireless	2,886.12
Law Library	4,059.55
Child Care-Probate	2,006.12
Veteran’s Trust	705.69
JABG Grant	316.88
Ambulance	15,000.00
D.H.H.S.	5,573.87
Commissary Fund	3,047.21
GRAND TOTAL	<u>\$139,687.63</u>

Seconded by Commissioner Vayda, roll call vote on the above motion is 5 yes and 2 absent and excused Commissioners Brunn and Carrington-Atkins.

PERSONNEL – Commissioner Sloan reported on the following:

1. Director of the Building Department, Tony Gagliardo requested the part time personnel go to full time and explained that the building department has substantially increased their permit revenue

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and with the re-opening of GEO and the anticipation of increase in revenues, the Personnel Committee moved to approve this request.

Commissioner Sloan moved for approval to allow the Part Time position to go back to the Full Time budgeted position in the Building Department, effective immediately as recommended by the Personnel Committee, seconded by Commissioner Fairbanks, roll call vote 5 yes and 2 absent and excused Commissioner Brunn and Carrington-Atkins.

2. Interim Equalization Director Motzer requested his contract be amended to go down to work 1 day a week and on call the other 4 days beginning July 1, 2015 with a salary of \$1,125.00 per month.

Commissioner Sloan moved for approval that the current contract between the County of Lake and Gus Motzer be amended so that beginning on July 1, 2015, the Interim Equalization Director salary will be \$1,125.00 per month, with his attendance in the office one (1) day per week, the other four (4) days per week, available by phone, with the contract terminating on July 31, 2015, as recommended by the Personnel Committee, seconded by Chairman Stenger, roll call vote 5 yes and 1 absent and excused Commissioner Brunn and Carrington-Atkins.

3. Sheriff Hilts requested to move a part time road officer to full time to fill a vacant position, and he has 7 years' experience as a road office and requested to start him at the 2 year level.

Commissioner Sloan explained why he approves this request.

Commissioner Sloan moved for the approval for the Sheriff to hire the current part time employee, Mr. Maddox, full time at a 2 year rate, as recommended by the Personnel Committee seconded by Chairman Fairbanks. Discussion followed regarding prior officers being part time and not receiving the 2 year rate when going to full time. Roll call vote on the above motion is 4 yes, 1 NO Commissioner Vayda and 2 absent and excused Commissioner Brunn and Carrington-Atkins.

4. Last week Commissioner Sloan forwarded to all the draft job description and draft announcement for the Administrator search and the salary range was \$60,000 - \$70,000, but during the Personnel meeting it was discussed to lower the start rate to \$55,000 so we can move forward for this position to be posted.

Commissioner Sloan moved for approval to accept the Draft Job Description/Position along with a Draft announcement with the salary start rate being changed to \$55,000 to \$70,000 as presented and recommended by the Personnel Committee, seconded by Chairman Stenger.

Chairman Walls stated he was not in favor of the salary, but we will not get anyone to fill this position for \$50,000. Commissioner Sloan stated no commitments have been made, that this is only to begin the search process. Roll call vote on the above motion is, 5 yes and 2 absent and excused Commissioners Brunn and Carrington-Atkins.

5. Chairman Walls reported on the Draft copy of an agreement with Mr. Enciso for the Equalization Department Director. He stated this could either be a contractual position where Mr. Enciso would receive a 1099 or be on payroll and receive a W-2, but Mr. Enciso does not want a W-2, he wants to receive a 1099 and provide his own liability insurance. Chairman Walls asked

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Clerk/Register/CFO Myers to send the contract to Lake County Attorney as it was done by Emmett County's Attorney. There are some issues that would need to be re-worded and clarified. Chairman Walls stated he invited Mr. Enciso to the June 10, 2015 meeting and asked him to be here at 11:00 a.m.

Discussion followed and Clerk/Register/CFO Myers asked Chairman Walls to send her the agreement, so she can send on to the County Attorney.

6. Commissioner Sloan reported the Lake County Emergency Manager Director resigned due to medical issues and for an interim basis, 911 Director Dave Sanders and 911 Deputy Director James Anderlohr will step in and this will be discussed at the next Personnel Meeting on June 2, 2015 and the State Police, Lt. Mark Russo will be at this meeting and will have a recommendation for the June 10, 2015 meeting. Commissioner Stenger stated she is unable to attend this meeting, and knows this needs to be addressed, and would like a copy of the job description. Commissioner Sloan stated Clerk/Register/CFO Myers has sent everything to all.

The board convened for lunch at 11:41 a.m.

The board reconvened at 1:15 a.m.

Commissioner Carrington-Atkins was present for the afternoon session.

COMMITTEE REPORTS cont.

PERSONNEL – Chairman Walls reported he did receive an email from Clerk/Register/CFO Myers on the work 44 North did regarding the non-Union and Elected Officials Retirement Medical Insurance benefit and is still waiting for the actuarial the board approved to have done. He stated the Non-Union employees did request to be on the Full Board agenda, but the information received does not give overall totals, so they were not approved to be on the agenda. He stated he did not want the employees to think they were forgotten. They also requested to be on the Personnel Agenda and were told no. Once the actuarial is done, it will go to the Personnel Committee for review, then onto the Full Board.

PERSONS SCHEDULED TO ADDRESS THE COMMISSIONERS

1:20 p.m. **Marilyn Burns, Area Agency on Aging** was present to update the board on their annual report. Ms. Burns gave an overall review of their annual funding and programs. Ms. Burns reported Governor Snyder did cut approximately \$206 Million. She stated there were no cuts to the Michigan Choice Medicaid Waivers. This is to get the elderly back into their homes.

Ms. Burns reported there will be funding for the elder seniors to receive education and if there are funds remaining from one entity, it can be transferred to another entity that is in need of the funds.

Commissioner Sloan left the room at 1:31 p.m.

Commissioner Sloan returned at 1:33 p.m.

Questions and answers followed and the board thanked Ms. Burns for her update.

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AGENCY REPORTS

BUILDING AUTHORITY – Commissioner Fairbanks reported on the recent meeting where an architect was hired, Trinity Architect, for the Road Patrol offices. He stated he did not see the agreement and doesn't know where they are from. Commissioner Fairbanks stated, he heard the board discuss a flat roof and other things were mentioned and feels that they are changing what Sheriff Hilts and himself did to put together a drawing and cut costs. Sheriff Hilts stated he was not aware of the changes and thought they were going with what himself and Commissioner Fairbanks drew up.

Discussion followed.

Commissioner Sloan left the room at 1:54 p.m.

It was stated if the Building Authority moves forward with this, Commissioner Fairbanks should be contacted as he is the Commissioner Liaison.

Commissioner Sloan returned at 1:55 p.m.

Sheriff Hilts will contact Chief Deputy Dagen and ask that he send everything to Commissioner Fairbanks regarding this project.

COUNCIL ON AGING – Commissioner Carrington-Atkins reported St. Ann's has the Curves Equipment and is available for use. There is a "get out and work" day with Smokey the Bear. There is an upcoming "mindfulness class" where stress deals with past or future, not the present and this class is to help with stress in the present.

ECONOMIC DEVELOPMENT COMMITTEE – Commissioner Sloan reported they are still working on the grant and the preliminary application was sent last week and suggestions will be made prior to the final application going out. As of now, they have \$195, 550 from local sources for a match. He reported Erin Kuhn from West Michigan Shoreline Regional Development Commission is writing the grant and the final application is due June 12, 2015.

MENTAL HEALTH – Commissioner Stenger reported the budgets are done and three people were laid off. She reported they are taking measures to cut more, but the services will not be cut. There is a hiring freeze and they have reduced the mileage rate. They are doing more "teleconferences" instead of traveling. Commissioner Stenger reported on the services in Lake County in FY 2013-2014 being as follows:

Adult Programs	295
Child Programs	75
Developmental Disabilities Programs	50
Substance Use Disorders	26
Site Totals	446

19% of the three counties are being spent in Lake County. They are doing a lot of good things and Lisa Hotovy is scheduled to be here on June 10th.

MICHIGAN NORTHERN COUNTIES – Commissioner Fairbanks reported on their recent meeting and there were 2 Representatives from Gaylord there and he asked them, "if they don't get anything done before their summer break, do they still go on their break" and they answered yes they do. He stated the

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main topic of discussion was transportation. Commissioner Fairbanks reported that “road warranties” are put on the contractors, but MDOT sets the specs.

Commissioner Stenger left the room at 2:11 p.m.

Commissioner Fairbanks reported the inspectors are onsite during these road projects to make sure the jobs are being done right. No Fault Insurance is stalled in the House, which is mainly for downstate. Commissioner Fairbanks reported on the “Big Box Stores and Taxes” and explained such.

Commissioner Stenger returned at 2:13 p.m.

Commissioner Fairbanks explained these larger stores that close and sell the property, there are restrictions in the deed that the new owners can’t use that store for the same type of business that just closed. Discussion followed.

MSU DISTRICT 5 EXTENSION COUNCIL – Commissioner Fairbanks requested someone else be appointed to this committee and Chairman Walls asked if someone could attend the next meeting as an alternate at this time and Commissioner Fairbanks stated the next one is June 1st in Fremont. Commissioner Carrington-Atkins stated she would attend for meeting.

ORV PROMOTIONAL GRANT COMMITTEE – Commissioner Sloan reported this past weekend was their “kick-off weekend”. There was a film group out and interviewed Sheriff Hilts and a member of the Forest Services, but the DNR could not be interviewed. Commissioner Sloan reported their website has picked up and is growing and several businesses have put together packages and there is a contest on the website. Commissioner Sloan stated if we receive the EDA grant, then we will have four season platforms.

CORRESPONDENCE – *see Exhibit “A”*

CFO REPORT – Clerk/Register/CFO Myers was present and reported on the following:

1. Has 2 Budget Amendments #13189 and #13215

Commissioner Sloan moved for approval Budget Amendments #13189 and #13215 as follows:

BA #13189

Debit	292-000.00-583.002	Credit	292-664.00-980.008	\$2,000.00
Description:	to amend the budget for the receipt of a \$2,000 Trauma Grant received from West Michigan University			

BA #13215

Debit	101-890.00-955.000	Credit	101-430.00-931.000	\$1,900.00
Description:	to amend Animal Control budget for the repairs of the incinerator.			

Seconded by Commissioner Fairbanks, roll call vote 6 yes and 1 absent and excused Commissioner Brunn.

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2. Mecosta and Osceola-Lake Hazardous Waste Agreement and need approval and authorization for signature.

Commissioner Sloan moved for approval and authorization for signature on the Mecosta and Osceola-Lake Hazardous Waste Agreement in the amount of \$1,000.00, seconded by Commissioner Vayda. Discussion followed on what a good program this is to the residents of Lake County. Roll call vote on the above motion is 6 yes and 1 absent and excused, Commissioner Brunn.

3. The copy machine located in the Commissioners Room does not turn on, so it can be taken to auction.

Discussion followed regarding the difference between the Conservation Appropriations vs. Hazardous Waste Agreement.

OLD BUSINESS – Commissioner Carrington-Atkins reported she received a call from the State UAW and they will not be closing Lake County’s DHHS Offices.

RESOLUTIONS- See Exhibit “B”

Commissioner Carrington-Atkins moved for approval Resolution #05/27/15 1331 as presented for the collection of the Summer Taxes, seconded by Commissioner Vayda, roll call vote 6 yes and 1 absent and excused Commissioner Brunn.- ***Correction (when the CFO was asked if the Resolution raised taxes, her response was no).

BRIEF PUBLIC COMMENT – Limited to 5 minutes each, please!

There was no one present who wished to speak

COMMISSIONERS PERSONAL PRIVILEGE

Commissioner Stenger reported she was reading an email from a resident of Dover Township regarding their new township hall they are building.

Commissioner Sloan thanked his colleagues for being done before 3:00 p.m.

There being no further business, the meeting was adjourned at 2:47 p.m.

Shelly Myers, Clerk of the Board

Karl Walls, Chairman of the Board

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Exhibit “A”

NUMBERED CORRESPONDENCE

- #1 State of Michigan Department of Treasury (FULL CORRESPONDENCE IN CLERKS OFFICE)**
- #2 Letter to Department of Human Services RE: DHS Board Appropriations**

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Exhibit “B”

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Summer Tax Collection Resolution

#05/27/2015 1331

WHEREAS, Public Act 2 of 1968 as amended by Public Act 41 of 1995 required the adoption of a Truth in Budgeting Act; and

WHEREAS, the Truth in Budgeting Act requires the approval of all mills of Ad Valorem property taxes to be levied and the purpose for same; and

NOW THEREFORE BE IT RESOLVED that the Lake County Board of Commissioners hereby adopts the following millage rates for the summer collection with a total of 6.0397 mills.

BE IT FURTHER RESOLVED that the above millages levy will be spread to support the 2015 General Appropriations Act.

STATE OF MICHIGAN)

) **SS**

COUNTY OF LAKE)

I, Shelly Myers, Clerk of the Board of Commissioners for the County of Lake, do hereby certify that the above and foregoing is a true and correct copy of a resolution passed by the Lake County Board of Commissioners at a regular meeting held on May 27, 2015.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the official seal at Baldwin, Michigan, this 27th day of May 2015.

Shelly Myers, Clerk of the Board