

LAKE COUNTY BOARD OF COMMISSIONERS
Regular Meeting
August 28, 2013
10:30 a.m.

Chairman Walls called the meeting to order at 10:45 a.m.

Commissioner Carrington-Atkins gave the prayer and the Pledge of Allegiance was said.

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

Dan Sloan, Barb Stenger, Colleen Carrington-Atkins, John Fairbanks and Karl Walls.

Sandy Clarke and Robert Myers were both absent and excused.

Commissioner Fairbanks moved that the agenda be approved as presented, seconded by Commissioner Carrington-Atkins, and by voice vote carried.

Commissioner Fairbanks moved that the minutes from the August 14, 2013 regular meeting be approved as presented, seconded by Commissioner Sloan and by voice vote carried.

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

Michael Dermeyer was present and stated he understands that it is the Commissioners duty to watch the budget, but feels they are micro managing the conference and training requests. The Department Heads know what and who needs training and the Commissioners need to rely on the Department Heads and if they don't have faith in the Department Heads, they don't need to be here.

Christina Curell, MSU Extension, was present to report there will be a Bio Energy and Small Farm Day September 13th and 14th from 10:00 a.m. to 4:00 p.m. at the Baldwin Municipal Airport. Christina explained what will be done on these days and stated that the information will be the same on both days.

PERSONS SCHEDULED TO ADDRESS THE COMMISSIONERS

COMMITTEE REPORTS

PERSONNEL

Chairman Walls reported the Non-Union Personnel Policy was presented at the last meeting for all the Commissioners to review and then be approved at this meeting.

Commissioner Stenger reported she agrees with Mr. Dermeyer and we should have more confidence and trust when dealing with employees and conference and training requests and she for one does not want to micro manage the Department Heads or employees.

Chairman Walls explained why it was requested that conference and training request come before the board so they, as a board, can keep up with what is going on within the departments and why an employee is attending a conference and does not feel the board is micro managing.

Discussion followed.

LAKE COUNTY BOARD OF COMMISSIONERS

Regular Meeting

August 14, 2013 – Page 2

Commissioner Carrington-Atkins moved for approval to adopt the revised Non-Union Personnel Policy as presented, effective today August 28, 2013, seconded by Commissioner Stenger, roll call vote 5 yes and 2 absent and excused Commissioners Clarke and Myers.

Chairman Walls reported the Audio Recording Policy was also distributed to all for review for approval at this meeting.

Commissioner Sloan asked why there is no fee listed and Clerk/Register/CFO Myers stated per the Attorney we can't charge a fee other than the regular FOIA fee rates. Commissioner Sloan questioned if there was a FOIA request and Clerk/Register/CFO Myers stated, FOIA is FOIA and we charge a fee based on the State's fee schedule.

Discussion followed.

Commissioner Sloan moved for approval to adopt the Audio Recording Policy as presented, effective today August 28, 2013, seconded by Commissioner Fairbanks, roll call 5 yes and 2 absent and excused Commissioners Clarke and Myers.

Chairman Walls reported that at the Personnel meeting this morning, there was a vote of 2 – 1 for the Deputy 911 Director candidate to be James Anderlohr as proposed by the 911 Director.

Commissioner Stenger moved for approval of moving James Anderlohr to the Deputy 911 Director position, as presented by the Personnel Committee, effective September 1, 2013, seconded by Chairman Walls.

Commissioner Carrington-Atkins stated she will go with the majority despite her concerns of who had more employment time between the 2 candidates. She also mentioned her concerns of being consistent between departments on who is going to interview potential candidates, Department Heads or the Personnel Committee. It was stated that in the revised Non-Union Personnel Manual, the Personnel Committee will do the interviews.

Dave Sanders, 911 Director stated he was incorrect with the length of employment service between the two candidates and Mr. Anderlohr has 3 years seniority over the other candidate.

Discussion followed regarding how this position is being funded and once the funding is no longer available, this position may be eliminated.

James Anderlohr introduced himself.

Roll call vote 5 yes and 2 absent and excused, Commissioners Clarke and Myers.

Discussion followed regarding James Anderlohr and he gave a brief background of himself.

FINANCE

Commissioner Carrington-Atkins moved for approval for the conference and training request for Michael Applewhite, Emergency Management Director, to attend the Michigan Core Emergency Management Knowledge Requirements in Lansing, MI from September 16th through September 19th, for the cost of

LAKE COUNTY BOARD OF COMMISSIONERS

Regular Meeting

August 14, 2013 – Page 3

lodging \$225.00, meals \$126.00 for a total cost of \$351.00, seconded by Commissioner Stenger, roll call vote 5 yes and 2 absent and excused Commissioners Clarke and Myers.

Commissioner Carrington-Atkins moved for approval for the conference and training request for John Kovalcik, IT Coordinator, to attend the GrrCON Midwest Information Security & Hacker Conference in Grand Rapids, MI from September 12th through September 13th for the cost of registration \$122.32, hotel cost \$90.00, meals \$84.00, mileage \$100.00 for a total cost of \$396.32, seconded by Commissioner Stenger, roll call vote 5 yes and 2 absent and excused, Commissioners Clarke and Myers.

Commissioner Carrington-Atkins moved for approval for the conference and training request for Micheal Applewhite, Emergency Management Director, to attend the Excel Basics and Excel Beyond the Basics in Grand Rapids from October 8th through October 9th for registration cost \$128.00, meals \$40.00 for a total cost of \$168.00, seconded by Commissioner Stenger.

Commissioner Sloan moved to lift the motion he tabled at the last meeting regarding this conference, seconded by Commissioner Stenger and by voice vote, carried.

Roll call on the approval of the conference for Michael Applewhite, 5 yes and 2 absent and excused, Commissioners Clarke and Myers.

Commissioner Carrington-Atkins moved for approval for the conference and training request for Kim Loop, Juvenile Court to attend the Northern MI County Juvenile Officers Fall Conference in Traverse City from September 26th through September 27th for registration cost \$35.00 and travel \$155.00 for a total cost of \$190.00, seconded by Commissioner Stenger, roll call vote 5 yes and 2 absent and excused Commissioners Clarke and Myers.

Commissioner Carrington-Atkins moved for approval for the conference and training request for Harold Nichols, George Merz, Don Maiville, Chad Hurrle and Brad Nixon, Lake County Road Patrol Officers to attend Fingerprint Development in Big Rapids, MI September 11th, September 13th, October 9th and October 13th, for the cost of meals only \$50.00, seconded by Commissioner Stenger, roll call vote 5 yes and 2 absent and excused, Commissioners Clarke and Myers.

Commissioner Carrington-Atkins moved for approval for the conference and training request for Tony Gagliardo, Building Inspector to attend the Code Officials Conference of Michigan at Crystal Mountain in Thompsonville from October 15th through October 18th for the cost of registration only \$225.00, seconded by Commissioner Stenger, roll call vote 5 yes and 2 absent and excused, Commissioners Clarke and Myers.

Commissioner Stenger moved for approval for the purchase requisition from Lake County Sheriff's Department/Road Patrol to Gingrich Tire Center for 16 tires in the total amount of \$2,158.08, seconded by Commissioner Carrington-Atkins, roll call vote 5 yes and 2 absent and excused, Commissioners Clarke and Myers.

Commissioner Stenger moved for approval for the purchase requisition from Lake County Sheriff's Department/Road Patrol to Michigan Taser Distributions for 8 Tasers in the total amount of \$6,754.88 with approximately a 53% reimbursement from MMRMA, totaling \$3,554.88, seconded by Commissioner Fairbanks, roll call vote 5 yes and 2 absent and excused Commissioners Clarke and Myers.

LAKE COUNTY BOARD OF COMMISSIONERS

Regular Meeting

August 14, 2013 – Page 4

Commissioner Stenger moved for approval for the purchase requisition from Lake County Sheriff's Department/Road Patrol to Michigan Police Equipment for the purchase of ammunition in the total cost of \$1,405.00, seconded by Commissioner Fairbanks, roll call vote 5 yes and 2 absent and excused, Commissioners Clarke and Myers.

Commissioner Stenger moved for approval for the recommendation from IT to continue our internet service through AT&T with an upgrade to 18/6 mg downloading and uploading speed with a cost of \$170.00 per month for both lines as opposed to the \$200.00 charge from Carr Internet, seconded by Commissioner Carrington-Atkins, roll call vote 5 yes and 2 absent and excused, Commissioners Clarke and Myers.

Commissioner Stenger moved for approval for the recommendation from IT to allow the County to apply for Microsoft Home for the employees to receive the Microsoft Office package at a cost of \$9.95, which the employee is responsible for and there is no cost to the County, seconded by Commissioner Fairbanks, roll call vote 5 yes and 2 absent and excused, Commissioners Clarke and Myers.

Commissioner Stenger moved for approval for the new fee schedule for the Equalization Department as presented by Jeannie Hall, Equalization Field Appraiser, seconded by Commissioner Carrington-Atkins, roll call vote 3 yes, 2 NO Commissioners Fairbanks and Sloan and 2 absent and excused Commissioners Clarke and Myers.

Commissioner Carrington-Atkins moved for payment of bills by fund as follows:

General Fund	\$25,722.94
Road Patrol	4,667.30
E911	278.84
RRP Center	12,073.52
Friend of the Court	1,122.26
Council on Aging	.28
Building Inspection Dept.	2,878.53
E911 Service Fund-Wireless	1,315.00
Child Care-Probate	5,813.88
JAIBG Grant 2012-2013	485.58
Ambulance	.43
D.H.S. Building	800.00
Commissary Fund	<u>10,363.67</u>
GRAND TOTAL	<u>\$65,522.23</u>

Seconded by Commissioner Stenger, roll call vote 5 yes and 2 absent and excused Commissioners Clarke and Myers

PROPERTY/SAFETY

Commissioner Fairbanks asked if there was an estimate on the repairs for the camera's at the RRP. Clerk/Register/CFO Myers explained that with the recent storm, lightning struck at the RRP and also at the DHS Building and is waiting for the cost for the damages and will send a claim to our Insurance Company.

Discussion followed regarding the schedule for the Properties/Safety meetings and the Safety portion is quarterly per recommendation from our Workers Comp Representative and Properties is as needed.

LAKE COUNTY BOARD OF COMMISSIONERS

Regular Meeting

August 14, 2013 – Page 5

Discussion followed regarding the demolition of the buildings at the fair grounds and if we can't do this soon, then we should wait and budget for this in the 2014 budget.

AGENCY REPORTS

BUILDING AUTHORITY

Clerk/Register/CFO Myers reported there was a Variance Hearing Monday with the Village of Baldwin and Sharyn McGreehan was the only one present from the Building Authority and it did not go well. Ms. McGreehan has spoken to our Prosecuting Attorney and he will be working on something regarding this issue.

Discussion followed regarding the Variance, which concerns the Life EMS driveway and the location.

Clerk/Register/CFO Myers stated she had told Ms. McGreehan that if this ends up in court, it will be the Building Authority that will be going to court and will be responsible for it.

Discussion followed regarding Mr. Toland stating he never received the plans back that Commissioner Fairbanks reviewed, but Commissioner Fairbanks has a signed receipt that he returned the plans and Mr. Toland said he did not receive payment for the variance hearing, but Ms. McGreehan has a receipt for it.

Clerk/Register/CFO Myers reported she has requested the Building Authority stop and hold off on the Road Patrol office project and they are seeking legal advice.

The Board recessed for lunch at 11:45 a.m.

The Board reconvened at 1:15 p.m.

AGENCY REPORTS cont.

ECONOMIC DEVELOPMENT AD-HOC COMMITTEE

Commissioner Sloan reported since they took testimony at the last meeting, and at the next meeting they are going to schedule four (4) meetings throughout the County to get ideas from residents, etc. on where to go with the Economic Development Committee (EDC). Susan Dennis from USDA has agreed to run these meetings after the committee members have opened the meeting and would like support from the Board of Commissioner. There will be two (2) meetings in September and two (2) meetings in October. Once these meetings are completed, the AD-HOC Committee will draft a report and bring it to the Lake County Board of Commissioners, and hope to be done with this AD-HOC Committee by November.

Discussion followed regarding Ms. Dennis and her position with this committee and Commissioner Sloan stated she has helped the Planning Commission and has offered to help.

Discussion followed regarding per diem and mileage being approved for the three (3) committee members who attend these four (4) meetings.

Commissioner Sloan reported the testimony strongly encouraged Lake County to apply for a grant to advertise and brand Lake County as an ORV destination and we are open year-round and all the townships are involved with the over 300 plus miles we have. It could be for \$100,000 or less and is in the works and they are working with a private company. If the County is not eligible for 501 (c) (4) status, there is a backup plan.

Discussion followed regarding where these four meetings may be held within the County and how to publish for these meetings.

LAKE COUNTY BOARD OF COMMISSIONERS

Regular Meeting

August 14, 2013 – Page 6

Commissioner Fairbanks moved for approval that per diem and mileage is paid to the three Commissioners representing the Economic Development AD-HOC Committee for attending the four meetings planned throughout the County in September and October, seconded by Chairman Walls, roll call vote 5 yes and 2 absent and excused, Commissioners Clarke and Myers.

IT

Chairman Walls reported that John Kovalcik is isolated to do all IT work throughout the courthouse and have asked Dave Sanders not to do any IT work with the exception of the Road Patrol.

LAKE COUNTY FAMILY & YOUTH PROGRAMS

Commissioner Sloan reported the committee will be looking at doing a Farm Day in the Spring.

MENTAL HEALTH

Clerk/Register/CFO Myers reported we have received the signed lease agreement, but have not received a rent check.

Commissioner Fairbanks asked where this revenue will go and Clerk/Register/CFO Myers stated it will be held in Fund 403, Other County Property.

ORV COMMITTEE

Commissioner Fairbanks reported he has not heard any complaints or ORV issues from Lake Township since the last meeting and Commissioner Sloan stated Jim Faiella may be contacted from several Townships requesting signs.

PERE MARQUETTE ZONING VARIANCE BOARD

Commissioner Carrington-Atkins reported that at their meeting on September 9th, Whirlpool Corporation will be requesting a variance to add a kitchen/dining hall to the Dunrovin Conference Center.

PLANNING COMMISSION

Commissioner Carrington-Atkins reported they are moving along with the Recreation Plan and will be voting on a new Chairperson at the next meeting.

APPOINTMENTS WITH THE BOARD

There were none scheduled.

CORRESPONDENCE – see Exhibit “A”

Commissioner Stenger reported on the correspondences that refer to Revenue Sharing.

Item #5 Commissioner Stenger asked if the board should acknowledge it was received and it does not involve the Lake County Board of Commissioners.

Commissioner Carrington-Atkins explained what this is about and the Lake County Board of Commissioners should not have been involved and received a letter about such.

LAKE COUNTY BOARD OF COMMISSIONERS

Regular Meeting

August 14, 2013 – Page 7

Discussion followed.

It was stated to have a Resolution from this board regarding Revenue Sharing and Clerk/Register/CFO Myers stated she will have one prepared for the next meeting.

APPOINTMENTS

Chairman Walls re-appointed Gary Johnson to the Construction Board of Appeals with a term ending August 1, 2016.

CFO REPORT

Clerk/Register/CFO Myers was present to report on the following:

1. Budget Amendments #10715, #10717, #10719, #10720, #10721, #10724 and a Transfer Authorization #10725:

It was requested to approve the first 5 Budget Amendments and then do the sixth one by itself.

Commissioner Fairbanks moved for approval Budget Amendments #10715, #10717, #10719, #10720 and #10721 as follows:

BA #10715

Debit 101-351.00-681.014 Credit 101-430.00-744.001 \$3,772.00

Debit 101-351.00-681.013 Credit 101-430.00-733.000 \$4,956.00

Description: to carry forward the balance of donated funds from December 2012 for Animal Control Food Supplies and Building Maintenance.

BA #10717

Debit 207-000.00-681.023 Credit 207-301.00-980.023 \$4,563.00

Description: to carry forward the balance of D.A.R.E. donations from December 2012

BA #10719

Debit 211-000.00-683.034 Credit 211-362.00-932.005 \$32,328.00

Description: to carry forward the balance of funds remaining from 2012 for the inmate phones signing bonus received

BA #10720

Debit 211-000.00-683.034 Credit 211-362.00-932.005 \$100,000.00

Description: to recognize the signing CTI bonus received for the inmate phones with IC Solutions.

BA #10721

Debit 211-000.00-670.003 Credit 211-362.00-932.006 \$19,666.00

Description: to carry forward the balance of Capital Improvements not spent in 2012 for the RRP.

Seconded by Commissioner Stenger, roll call vote 5 yes and 2 absent and excused Commissioners Clarke and Myers.

Commissioner Stenger moved for approval Budget Amendment #10724 as follows:

BA #10724

Debit 101-202.01-802.027 Credit 101-965.00-999.007 \$2,500.00

LAKE COUNTY BOARD OF COMMISSIONERS

Regular Meeting

August 14, 2013 – Page 8

Debit 210-000.00-684.000 Credit 210-325.00-706.003 \$2,500.00
Description: to adjust the budget for a onetime payment for IT work done for Courthouse issues from January 1, 2013 through August 1, 2013.

Seconded by Commissioner Carrington-Atkins, roll call vote 3 yes, 2 NO Commissioners Fairbanks and Sloan and 2 absent and excused Commissioners Clarke and Myers.

Commissioner Fairbanks moved for approval Transfer Authorization #10725 as follows:

BA #10725			
Debit	101-965.00-999.007	Credit	101-000.00-001.000 \$2,500.00
Debit	210-000.00-001.000	Credit	210-000.00-684.000 \$2,500.00

Seconded by Commissioner Stenger, roll call vote 4 yes, 1 NO Commissioner Sloan and 2 absent and excused Commissioners Clarke and Myers.

OLD BUSINESS

None

NEW BUSINESS

Commissioner Stenger acknowledged the email sent by Clerk/Register/CFO in regards to consolidating all committee meetings to the Committee of the Whole.

Discussion followed and Chairman Walls stated his opinion he would like to keep on a regular basis and if a Committee of the Whole meeting is necessary, then we could schedule one.

Commissioner Fairbanks asked that this be added to the next meeting’s agenda under Old Business.

Discussion followed regarding the committee structure as it is and those members reporting back to the full board to discuss in full along with strong committees vs. weak committees.

Clerk/Register/CFO Myers stated if there is a strong Department Head who knows what to do, the Commissioners need to rely on that Department to make decisions and the Commissioners need to stop micromanaging and she will need help as she is overwhelmed and can’t keep track of all that is being done.

A lengthy discussion followed regarding the three main standing committees holding as Committee of the Whole.

RESOLUTION – see Exhibit “B”

Commissioner Sloan moved for approval to adopt Resolution #08/28/13 1296, Supporting the Reopening of the North Lake Correctional Facility in Baldwin Michigan, as presented, seconded by Commissioner Carrington-Atkins, roll call vote 4 yes, 1 NO Commissioner Fairbanks and 2 absent and excused Commissioners Clarke and Myers.

Clerk/Register/CFO Myers reported on the meeting that was held Monday regarding the North Lake Correctional Facility and all were geared towards the reopening of this facility here in Baldwin. She explained she forwarded all the information to the Commissioners with the exception of the 40+ page document so all could get this information to their townships and they can write letters of support. She also stated she felt all this information pertained to the past reopening for Non US Citizens and wants to focus on placing Michigan Department of Corrections (MDOC) Inmates in this facility and the letters of support should gear more towards placing MDOC

LAKE COUNTY BOARD OF COMMISSIONERS

Regular Meeting

August 14, 2013 – Page 9

Inmates in this facility. Commissioner Carrington-Atkins stated she did not hear this in the meeting, but it could have been stated and did not hear it.

Ernie Dickson, Director of Operations with GEO group, was present and stated he was not at the meeting, but there is an active procurement to work with Michigan Department of Corrections and have bids solely for that purpose.

EXTENDED PUBLIC COMMENTS

Larry Collier was present and stated that going to a Committee of the Whole is a good idea and would save the County money and if you can't trust your fellow Commissioners with their advisement, then you need to go with Committee of the Whole and discuss it with all present. Mr. Collier continued to report that the Emergency Management Director of the Counties is a position nobody sees, until something happens and in the past is always recommend that the elected officials take the NIMS Classes, at least ICS 100 and 300 should be taken. He continued to explain the importance of taking these classes.

Sheriff Hilts stated these classes can be taken online and Mr. Collier stated all with the exception of 300 and 400, which need to be taught from Homeland Security. Discussion followed regarding Michael Applewhite being capable of teaching these classes.

Discussion followed regarding the Lake County's Local Emergency Planning Commission (LEPC) and the need for both Emergency Management and 911 being present at these meetings.

Mr. Dickson thanked the Commissioners for their support and the resolution and hopes that the facility will be filled.

Sheriff Hilts reported he just got back from a training program concerning additional training for the road deputies and it could be a mass training for the northern part of Michigan.

COMMISSIONERS PERSONAL PRIVILEGE

Commissioner Stenger gave her best wishes for Commissioner Myers and that he gets well soon.

Commissioner Carrington-Atkins reported Susan Dooley was involved in the accident on Sunday and she passed away and with all her work she has done, Commissioner Carrington-Atkins asked if a resolution could be done in her name. Clerk/Register/CFO Myers stated the Township should do the resolution.

There being no further business, the meeting was adjourned at 2:34 p.m.

Lori R. DeWolf, Deputy Clerk

Karl Walls, Chairman of the Board

LAKE COUNTY BOARD OF COMMISSIONERS

Regular Meeting

August 14, 2013 – Page 10

Exhibit "A"

NUMBERED CORRESPONDENCE

- #1 MAC Legislative Update- August 19, 2013
- #2 Chippewa County Resolution No. 13-14
- #3 Cheboygan Resolution No. 13-16
- #4 Huron County Resolution No. 13-130c
- #5 FOIA Request For Yates Township Minutes
- #6 WMSRDC- August 21, 2013
- #7 Mason-Lake Conservation District Newsletter
- #8 Alger County Resolution #2013-11

LAKE COUNTY BOARD OF COMMISSIONERS

Regular Meeting

August 14, 2013 – Page 11

Exhibit “B”

**LAKE COUNTY BOARD OF COMMISSIONERS
RESOLUTION
SUPPORTING THE REOPENING OF THE
NORTH LAKE CORRECTIONAL FACILITY IN BALDWIN MICHIGAN
#08/28/13 1296**

WHEREAS, the North Lake Correctional Facility provides Lake County with over 50% of the commercial taxable value for the entire county while paying taxes to the General Fund, and the Ambulance Fund, 911 Central Dispatch, Road Patrol, Senior Citizens, and Transportation Millages, and,

WHEREAS, the Re-Opening of services from the North Lake Correctional Facility holds a great impact on the housing market, the school system, area businesses, and vendors who supply the facility, not only in Lake County for from all surrounding counties, and

WHEREAS, Webber Township alone has seen severe financial disruptions die to the lack of revenues from the North Lake Correctional Facility, including the Waste Water Treatment Plant and Webber Water Systems, which were expanded to serve the increasing population that were proposed, along with the construction of the new Fire Station to house the recently purchased Fire/Rescue vehicles, and,

WHEREAS, the opening of the North Lake Correctional Facility will provide us with the 150 – 200 additional jobs for the community, with anticipation of numerous additional jobs, and,

WHEREAS, with Governor Rick Snyder’s outlook to the future to save the Michigan Taxpayers as much of their hard earned dollars as possible by re-opening, again, the closed North Lake Facility in Lake County by allowing Michigan Department of Corrections Inmates to be housed in the first Privatized Prison in Michigan, and by using private capital for Corrections costs, more public funds will be available for other program priorities, and

THEREFORE BE IT RESOLVED, the Lake County Board of Commissioners supports ALL efforts by Governor Rick Snyder and highly recommends the opening of the North Lake Correctional Facility by the placing of Michigan Department of Corrections Inmates within that Facility, and

BE IT FURTHER RESOLVED THAT, this Resolution be sent to Governor Rick Snyder, Senator Darwin Booher, Senator John Proos, Representative Greg McMasters, Representative Jon Bumstead, Director Dan Heyns, MDOC, the Michigan Association of Counties, all other 82 counties, Michigan WORKS, and all House and Senate Appropriations Committee Members.

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 August 28, 2013.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the official seal at Baldwin, Michigan, this 28th day of August, 2013.

Shelly Myers, Clerk of the Board