

CALHOUN COUNTY
PROCEEDINGS OF THE
BOARD OF COMMISSIONERS

May 15, 2008

The Regular Session of the Calhoun County Board of Commissioners convened at 7:05 p.m., Thursday, May 15, 2008 in the Albion City Council Chambers, Albion City Hall, 112 West Cass Street, Albion, Michigan.

Roll Call: Present: Comrs. Arnquist, Bolger, Moore, Rae, Segal and Todd. Excused: Comr. Solis.

INVOCATION AND PLEDGE OF ALLEGIANCE:

A Moment of Silent Prayer was observed in memory of Elaine Furu-Baker; followed by the Pledge of Allegiance, led by Comr. Rae.

APPROVAL OF AGENDA/ADDENDUM:

“Motion by Comr. Rae, supported by Comr. Moore, adopt the following: Resolved by the Calhoun County Board of Commissioners approve the May 15, 2008 agenda and addendum as presented.”

Voice Vote: Motion CARRIED

APPROVAL OF MINUTES:

“Motion by Comr. Bolger, supported by Comr. Rae, adopt the following: Resolved by the Calhoun County Board of Commissioners approve the April 15, 2008 minutes, as amended with spelling correction of Mr. Craig Carrel’s name on Page70; further, approve the May 1, 2008 minutes as presented.”

Voice Vote: Motion CARRIED

CITIZENS’ TIME:

Mr. Gardy Berezonsky, Marengo Township resident, inquired who drafted the resolution of support for “Divided We Fail.”

Mr. Berezonsky inquired whether the Board intends to establish a committee to re-write the county cell phone policy, and volunteered to serve on that committee.

ELECTED/APPOINTED COUNTY OFFICIALS' COMMENTS:

Sheriff Allen Byam introduced Community Corrections Case Manager Jason Bradley.

Mr. Bradley advised that he began working at the Albion Community Corrections site on May 6. Mr. Bradley stated that Community Corrections currently has 31 clients who report to the Albion site. Mr. Bradley stated that the site is located at 101 North Albion Street in a facility that provides many services; e.g., Michigan Works, SPG Services and the Calhoun Health Plan.

SPECIAL ORDER OF BUSINESS:

Area Agency on Aging 2009 Annual Plan Presentation

Area Agency on Aging Director Karla Fales presented a summary of the Plan and addressed the major accomplishments during 2008; e.g., separation of Region IIIB activities from the Burnham Brook Center and reorganization of the Agency, restoration of the Agency's fund balance, hiring of a director, and transition of all non-access services from direct to contract; further, addressed goals for 2009; e.g., increased marketing, increased advocacy efforts, improving the availability of community-based long-term care and case management services, improved reporting of elder abuse and exploitation, and achievement of AIRS certification for all staff.

Ms. Fales requested the Board's support of the plan, either passive or active. Chairwoman Segal advised that the Board shall take action at its next Board meeting to allow time for review of the Plan.

Resolution of Support for "Divided We Fail"

Chairwoman Segal read and presented the following resolution of support to AARP Liaison Robina Quale-Leach.

Res. 83-2008

"Motion by Comr. Arnquist, supported by Comr. Moore, resolved by the Calhoun County Board of Commissioners approve the following Resolution of Support:

WHEREAS, access to health care and long-term financial security should be top priorities in our domestic agenda; and

WHEREAS, wellness and prevention efforts, including changes in personal behavior such as not smoking, limiting alcohol to a moderate level, a healthy diet, and frequent exercise, should be top national priorities; and

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WHEREAS, Americans should have choices when it comes to long-term care — allowing them to maintain their independence at home or in their communities; and

WHEREAS, government must take action to avert the impending financial crisis in the Medicare and Medicaid systems, and must also work to insure the solvency of the Social Security system; and

WHEREAS, workers should be encouraged and, where appropriate, incentivized to plan and save for the future, and should have access to a variety of effective retirement options as well as tools and information to help them increase their financial literacy and manage their money wisely; and

WHEREAS, individuals, businesses, health care providers, non-profit organizations, and government must work together to find solutions — personally, privately and publicly; and

WHEREAS, *AARP, the Business Roundtable, the Service Employees International Union and the National Federation of Independent Business* have committed to be champions for this new American Dream by launching *Divided We Fail*, an effort that engages millions of Americans to call their elected leaders to work together across party lines to provide answers, action and accountability on these issues.

THEREFORE, BE IT RESOLVED, that the Calhoun County Board of Commissioners support this *Divided We Fail* effort and urge our state and federal elected officials and candidates to do the same; and

BE IT FURTHER RESOLVED, that the Calhoun County Clerk is requested to forward copies of this resolution to the AARP, the Business Roundtable, the National Federation of Independent Business, the Service Employees International Union, the Michigan Association of Counties, and the National Association of Counties.”

Roll call vote: Yes - 6 (Comrs. Bolger, Moore, Rae, Segal, Todd and Arnquist)
Excused - 1 (Comr. Solis)
Motion CARRIED

Ms. Quale-Leach advised that she brought the resolution to the Board’s attention. Ms. Quale-Leach stated that the resolution comes from a coalition of business leaders, union leaders and AARP. Ms. Quale-Leach advised that the resolution does not endorse any candidate or any specific set of proposals; but urges those whom are elected in November to address quality and affordable health care for all Americans, and action to avert impending financial crisis in the Medicare and Medicaid systems, and to insure the solvency of the Social Security system.

“Armed Forces Day 2008” Tribute

Chairwoman Segal read the following tribute, and advised that she shall present the tribute tomorrow at the Air National Guard Base in Battle Creek.

Res. 84-2008

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

WHEREAS, the men and women of the U.S. Military Active, Reserve and Guard forces serve and respond whenever called upon to defend our State and Nation’s security at home and abroad; and

WHEREAS, our men and women in uniform put their lives at risk, placing their country’s safety and security above their own, seeking to secure freedom and liberty for oppressed people around the world; and

WHEREAS, the words of President Dwight D. Eisenhower written in 1953 remain true today: “It is fitting and proper that we devote one day each year to paying special tribute to those whose constancy and courage constitute one of the bulwarks guarding the freedom of this nation and the peace of the free world.” On Armed Forces Day, our grateful Nation salutes the brave men and women who protect our country, defend freedom, and help make our world a better place; and

WHEREAS, we are honored to have Rear Admiral Sean F. Crean, Deputy Assistant Secretary of the Navy for Acquisition and Logistics Management, come to Calhoun County **Friday, May 16, 2008** to pay tribute to our men and women in uniform at the Annual Armed Forces Day Ceremony at the 110th Air National Guard Base in Battle Creek.

NOW, THEREFORE, WE, the Calhoun County Board of Commissioners, do hereby thank and honor our men and women in uniform on **Saturday, May 17, 2008 - Armed Forces Day 2008** and call upon all citizens of the County of Calhoun to take a moment this day to join us and others in honoring them and remembering those that have given their lives to protect our freedoms in this great country, and encourage everyone to attend our local events in their honor.”

Roll call vote: Yes - 6 (Comrs. Moore, Rae, Segal, Todd, Arnquist and Bolger)
Excused - 1 (Comr. Solis)
Motion CARRIED

Special Tribute to the 2008 Albion Wildcats Basketball Team and Coach Durant Crum

Chairwoman Segal advised that Commissioner Solis apologizes that he could not be present to present the tribute himself; however, is awaiting a verdict in a murder trial. Chairwoman Segal read and presented the following tribute to Albion Wildcats Basketball Coach Durant Crum and team members.

Res. 85-2008

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

WHEREAS, the Albion High School Basketball Program finished with another outstanding season, a season that ranks as one of the best in Albion High School history; and

WHEREAS, after a loss to open the season, this year’s squad went on to win its next four games. The basketball team went into the Battle Creek Central Christmas Holiday Tournament with a 4-1 record. The squad left the tournament 4-3, following tough losses to two strong Class A opponents. As 2008 rolled in, “roll” is exactly what these Wildcats did. The team went on a seventeen game winning streak that ended with a loss in the Class C State Quarter Final game, just two games short of a State Championship; and

WHEREAS, the Wildcats finished ranked Number 4 in the Associated Press end of the year state rankings.

THEREFORE, IN RECOGNITION OF THE 2008 ALBION WILDCATS, and their outstanding Coach, Durant Crum, the Calhoun County Board of Commissioners join with the entire county and do hereby offer our Congratulations to the 2008 Albion Wildcat Basketball Team and Coach Durant Crum for an outstanding season and wish them continued success.”

Roll call vote: Yes - 6 (Comrs. Rae, Segal, Todd, Arnquist, Bolger and Moore)

Excused - 1 (Comr. Solis)

Motion CARRIED

Comr. Rae advised that he had the real joy of watching the team play against Kalamazoo Christian. Comr. Rae stated that the team played a terrific game and that he believes the team would have won if not for the bad bounce. Comr. Rae stated that Albion is lucky to have such fine young men as those on the team.

CONSENT AGENDA:

Res. 86-2008

“Motion by Comr. Moore, supported by Comr. Rae, adopt the following: Resolved by the Calhoun County Board of Commissioners approve the following May 15, 2008 Consent Agenda as presented:

A. Petitions, Communications, Reports:

- (1) Public Notices received from Albion Township of the Public Accuracy Test for the May 6, 2008 Election scheduled for April 28, 2008, and of a Public Hearing scheduled for May 12, 2008 regarding an Industrial Facilities Exemption Certificate Application. (Received and placed on file, with a copy remitted to Equalization Director David Jager)
- (2) Resolution received from Kalkaska County urging Legislators to insure reasonable use of common water resources. (Referred to the Legislative Liaisons)
- (3) Resolutions received from Huron County { 1 } supporting Bay County’s desire to obtain the ship USS Edson from the federal government, and { 2 } supporting legislation to prohibit phosphorus in lawn fertilizers and its application in Michigan. (Referred to the Legislative Liaisons)”

Voice Vote: Motion CARRIED

SPECIAL COMMITTEE/WORKSHOP/BOARD REPORTS:

Emergency Telephone District Board

Comr. Bolger reported that the Board met this week and continue to plan as if the Michigan Public Service Commission shall rule in the county’s favor. Comr. Bolger advised that only four counties submitted an appeal, and that only three counties’ appeals are being considered. Comr. Bolger stated that 22 other counties have taken the issue to court. Comr. Bolger advised that Calhoun County’s appeal has gone through the staff work and has gone on to the commissioners.

PETITIONS AND NEW BUSINESS:

County Administrator/Controller’s Report

Flexible Benefit Plan Document Amendment

County Administrator/Controller Greg Purcell advised that the amendment to the Plan Document is required to bring the Plan into compliance with Internal Revenue Service regulations.

Finance Director Mark Stuhldreher advised that adoption of the resolution shall allow for pre-tax dollars to be used for reimbursement of orthodontia services before the service is actually provided, and allow for the purchase of durable medical equipment within the Flexible Spending and Dependant Care Spending accounts.

Res. 87-2008

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

WHEREAS, the Employer previously adopted a Code Section 125 plan and a Code Section 105 Health Flexible Spending Account (“Health FSA”), and a Code Section 129 Dependant Care Flexible Spending Account (Dependant Care FSA) collectively referred to as the Flexible Benefit Plan (the “Plan”); and

WHEREAS, effective immediately, the Proposed Cafeteria Plan Regulations and other guidance make available certain plan features that the Employer wishes to incorporate in the Plan; and

WHEREAS, effective January 1, 2008, the Employer desires to amend the Plan as set forth in the attached Summary of Material of Modifications to reflect this option.

NOW, THEREFORE, BE IT RESOLVED, that the Calhoun County Board of Commissioners has hereby reviewed the attached Summary of Material Modifications (ATTACHMENT A) and does hereby approve its adoption as set forth therein; and

BE IT FURTHER RESOLVED, that the County Administrator is authorized and directed to take any and all action as may be necessary to effectuate this Resolution.”

Roll call vote: Yes - 6 (Comrs. Segal, Todd, Arnquist, Bolger, Moore and Rae)
Excused - 1 (Comr. Solis)
Motion CARRIED

Juvenile Home CrimeCog Technologies Integrated Information System Grant Agreement

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Mr. Purcell advised that Ms. Woods led the way in this grant effort.

Asst. County Administrator Wendee Woods advised that the W.K. Kellogg Foundation has awarded a grant in the amount of \$63,855 for the purchase of CrimeCog hardware and software for the Juvenile Home. Ms. Woods stated that presently data collection, retention and analysis at the Home is hampered by the lack of a comprehensive computerized software system. Ms. Woods advised that the CrimeCog system shall allow the Home to share data with law enforcement agencies and the Prosecutor's Office.

Res. 88-2008

“Motion by Comr. Moore, supported by Comr. Todd, adopt the following: Resolved by the Calhoun County Board of Commissioners approve the grant in the amount of \$63,855 received from the W.K. Kellogg Foundation for the CrimeCog Technologies Integrated Information System at the Calhoun County Juvenile Home.”

Comr. Bolger reminded Board members that his Father is the founder and a share holder of CrimeCog, therefore, he shall abstain from voting.

Roll call vote: Yes - 5 (Comrs. Todd, Arnquist, Moore, Rae and Segal)
Abstain - 1 (Comr. Bolger)
Excused - 1 (Comr. Solis)
Motion CARRIED

April 2008 Financial Statements

Mr. Stuhldreher reported that revenues are as expected, with the exception of property taxes. Mr. Stuhldreher advised that the General Fund has already received the transfers of \$1.5 Million from the Delinquent Tax Fund and \$2.875 Million from the Revenue Sharing Reserve Fund. Mr. Stuhldreher stated that expenditures are on target. Mr. Stuhldreher further reported that the financial statements reflect an increased jail bed per diem rate for federal detainees to \$64.27 from \$63.16.

FY 2007-2008 Substance Abuse Services Budget

Mr. Purcell advised that the budget was placed on the May 1 Board agenda and was removed due to some questions. Mr. Purcell advised that a PA 2 budget meeting was conducted on Tuesday.

Kalamazoo Community Mental Health and Substance Abuse Services Director Charles Spence advised that the Agency negotiated for two months with the state regarding the P.A. 2 funding and that in that process the state insists that the Agency write a separate plan for Calhoun County. Mr. Spence addressed the prevention and treatment services summary, proposed budget for 2007 and 2008, and the service providers.

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Res. 89-2008

“Motion by Comr. Arnquist, supported by Comr. Moore, adopt the following: Resolved by the Calhoun County Board of Commissioners approve the FY 2007-2008 Substance Abuse Budget with the Kalamazoo Community Health and Substance Abuse Services Coordinating Agency.”

Roll call vote: Yes - 6 (Comrs. Todd, Arnquist, Bolger, Moore, Rae and Segal)
Excused - 1 (Comr. Solis)
Motion CARRIED

CITIZENS' TIME:

Substance Abuse Council Director Suzanne Horsfall thanked the Board for going through the difficult process of coordinating agency re-designation. Ms. Horsfall stated that the Council looks forward to working with those in the region. Ms. Horsfall further thanked the Board for ensuring a comprehensive approach in Calhoun County.

Substance Abuse Council Volunteer Charles Colette thanked the Board for supporting the Council.

Albion City Enforcement Officer John Tracy advised that the Substance Abuse Council provides many successful workshops in Albion for businesses, employees, City workers and real estate offices.

Mr. Berezonsky objected to the county spending tax payer's monies to pay for county officials' and employees' fuel costs.

COMMISSIONERS' TIME:

Chairwoman Segal thanked the City of Albion, Mayor Wheaton and City Manager Herman for allowing the Board of Commissioners to conduct their Board meeting in the City Council Chambers tonight.

CLAIMS PAYABLE LISTINGS:

Res. 90-2008

“Motion by Comr. Rae, supported by Comr. Todd, 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 \$7,563,956.00 for the week of April 29, 2008; further, approve payment of the list of claims against the county in the total amount of \$6,069,992.09 for the week of May 6, 2008.”

Roll call vote: Yes - 6 (Comrs. Arnquist, Bolger, Moore, Rae, Segal and Todd)

Excused - 1 (Comr. Solis)
Motion CARRIED

ANNOUNCEMENTS:

Comr. Moore encouraged everyone to attend the annual flower planting in Albion. Comr. Moore advised that the annual fund raiser proceeds purchased 1,000 flats.

Comr. Bolger announced the Oaklawn Hospitality Classic in downtown Marshall. Comr. Bolger recommended people contact Oaklawn Hospital for the details.

ADJOURNMENT:

The meeting adjourned at 7:45 p.m. at the call of the Chair.

mlb