

**CALHOUN COUNTY**  
**PROCEEDINGS OF THE**  
**BOARD OF COMMISSIONERS**

May 20, 2010

The Regular Session of the Calhoun County Board of Commissioners convened at 7:14 p.m., Thursday, May 20, 2010 in the Commissioners' Meeting Room, County Building, Marshall, Michigan.

Roll Call: Present: Comrs. Camp, Haadsma, Lee, Rae, Rocho and Todd. Excused: Comr. Gerow.

Staff Present: Corporation Counsel Richard Lindsey, Jr., Human Resources Manager Kim Archambault, County Administrator/Controller Kelli Scott, Sheriff Allen Byam, Assistant County Administrator Bradley Wilcox, Road Commissioner Scott Brown, Assistant Prosecuting Attorney Michael Jaconette, District Court Administrator Michelle Hill, District Court Civil Division Supervisor Brenda Montroy and Deputy Clerk/Board Executive Secretary Mary Lou Barrett.

**INVOCATION AND PLEDGE OF ALLEGIANCE:**

Invocation was given by President Harpal Singh of the Battle Creek Gurudwara Sahib; followed by the Pledge of Allegiance, led by Comr. Lee.

**APPROVAL OF AGENDA:**

“Motion by Comr. Rocho, supported by Comr. Camp, adopt the following: Resolved by the Calhoun County Board of Commissioners approve the May 20, 2010 agenda, as amended, with the addition of a Resolution Authorizing Issuance and Sale of County 2010 General Obligation Limited Tax Bonds within Item 12. A. (1) -- Honeywell Energy Savings Program Project Management Agreement.”

Voice Vote: Motion CARRIED

**APPROVAL OF MINUTES:**

“Motion by Comr. Lee, supported by Comr. Todd, adopt the following: Resolved by the Calhoun County Board of Commissioners approve the May 6, 2010 minutes as presented.”

Voice Vote: Motion CARRIED

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SPECIAL ORDER OF BUSINESS:

Special Tribute to Brenda J. Montroy

Comr. Todd read, and accompanied by Chairman Rae and District Court Administrator Michelle Hill, presented the following tribute to Ms. Montroy.

Res. 69-2010

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

WHEREAS, **Brenda J. Montroy**, Deputy Court Supervisor for the Tenth District Court Civil Division, retires from her employment with the Court on June 3, 2010; and

WHEREAS, Brenda was hired by the Tenth District Court on January 11, 1985 as a Deputy Court Clerk in the Traffic Division. Brenda served the citizens of Calhoun County consistently; and

WHEREAS, on November 12, 1993 Brenda was appointed to the position of Supervisor of the District Court Civil Division. It is the position she has faithfully served for the balance of her career with the Tenth District Court; and

WHEREAS, Brenda’s 25 years of employment have been marked by loyalty and commitment to public service; and

WHEREAS, Brenda will be greatly missed by the Judges, administration and employees of the Tenth District Court, as well as the public she served.

NOW, THEREFORE, BE IT RESOLVED, by the Calhoun County Board of Commissioners that **Brenda J. Montroy** is hereby honored and thanked for her many years of dedicated service to Calhoun County and its citizens. We offer her our best wishes for a healthy, happy, and well-deserved retirement.”

Voice Vote: Motion CARRIED

Special Tribute to Mary Crowell

Comr. Camp read the following tribute into the record.

Res. 70-2010

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

The Calhoun County Senior Millage Allocation Committee and the Calhoun County Board of Commissioners wish to express their appreciation to Mary Crowell for her years of service with the Senior Millage Allocation Committee.

During her service on the committee, she was a strong voice for seniors, especially those with health concerns. Mary has completely understood the challenges seniors face when confronting health issues that put their independence at risk. Mary advocated for Athens area seniors and was a driving force for a senior health fair each July at the Athens Township Hall. As a member of the Allocation Committee she has always been a strong supporter of services that enable Calhoun County seniors to remain in their homes.

Mary has been a faithful volunteer, generously giving of her time and knowledge to serve the seniors of Calhoun County. The members of the Senior Millage Allocation Committee, as well as the senior citizens of Calhoun County, have greatly benefitted from her years of dependable service. We wish her much success as she continues to be an advocate for disadvantaged people in her community.

The Calhoun County Senior Millage Allocation Committee and the Calhoun County Board of Commissioners wish to express their appreciation to Mary Crowell for her years of service with the Senior Millage Allocation Committee.”

Voice Vote: Motion CARRIED

Older Americans Month 2010 Proclamation

Chairman Rae read and presented the following proclamation to Region 3B Area Agency on Aging Executive Director Karla Fales.

Res. 71-2010

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

WHEREAS, Calhoun County is a community that includes 25,791 citizens aged 60 and older with more than 5,500 individuals aged 80 years and older; and

WHEREAS, the older adults in Calhoun County are among our most “treasured resources,”

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united by historical experiences, strengthened by diversity, and interpreting events through varied perspectives and backgrounds to bring wisdom and insight to our community; and

WHEREAS, increasing numbers of adults are reaching retirement age and remaining strong and active for longer than ever before; and

WHEREAS, the older adults in Calhoun County deserve recognitions for the contributions they have made and will continue to make to the culture, economy, and character of our community and our nation; and

WHEREAS, our community can provide that recognition and respect by improving the quality of life for older Americans by:

- Increasing their opportunities to remain active and engaged in community life;
- Providing individualized services and support systems to maintain the dignity, independence, and self-determination of older Americans as they age;
- Combating ageist attitudes by honoring their past, present, and future contributions;

NOW, THEREFORE, WE, the Commissioners of Calhoun County, Michigan, do recognize this national initiative and hereby proclaim May 2010 to be Older Americans Month. We also declare June 10 as Older Michiganians Day to be celebrated with a rally of older adults and advocates on the lawn of the Capitol Building in Lansing to urge continued support of funding and services for older adults.

We urge every citizen to take time between now and June 10 to honor our older adults and the professionals, family members, and volunteers who care for many of them. Our recognition and involvement of older Americans can enrich our entire community's quality of life."

Voice Vote: Motion CARRIED

Ms. Fales reported that 150 seniors participated in today's Health Fair on Gould Street.

**CONSENT AGENDA:**

**Res. 72-2010**

"Motion by Comr. Camp, supported by Comr. Lee, adopt the following: Resolved by the Calhoun County Board of Commissioners approve the following May 20, 2010 Consent Agenda as presented:

- A. Petitions, Communications, Reports:

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- (1) Resolution received from Bay County opposing the Governor's proposal to move \$2.6 Million from the Secondary Road Patrol Fund to the Michigan State Police budget. (Received and placed on file, with a copy remitted to Sheriff Allen Byam)
- (2) Resolutions received from Oceana and St. Joseph Counties supporting state and federal efforts to stop the migration of the Asian carp into the Great Lakes. (Received and placed on file)
- (3) Resolution received from Ingham County urging implementation of the state substance abuse treatment and prevention allocation formula. (Received and placed on file)
- (4) Resolution received from St. Joseph County calling for the modification of State Act 312 of 1969. (Received and placed on file, with a copy remitted to Sheriff Allen Byam)

B. Resolutions:

- (1) Senior Millage Allocation Committee Appointments  
(Terms Shall Expire April 30, 2013)
  - {a} Eusebio Solis
  - {b} Joanne Konkle"

Voice Vote: Motion CARRIED

SPECIAL COMMITTEE/WORKSHOP/BOARD REPORTS:

Calhoun County Land Bank Authority Board of Directors

Comr. Haadsma reported that Commissioner Todd and he participated in the Land Bank's weekly meeting, and that there is on-going discussion by the county, the City of Battle Creek and the state regarding the program.

Chairman Rae advised that the county and City representatives began meeting with the Treasurer approximately 12 months ago with the idea that land banks are important and that if they could join together, they could better leverage goals and objectives to arrest blight and reinvigorate homes.

Southwest Michigan Solid Waste Consortium

Comr. Camp advised Board members that in their email is a power point presentation from the Consortium.

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Calhoun County Consolidated Dispatch Center Authority

Chairman Rae reported that the Authority and its sub-committee met and are coming to grips with how 9-1-1 services shall be financed for the long term. The Authority has the data regarding how it can be accomplished and shall be meeting with the local governments to explain and answer any questions. Chairman Rae stated that he believes this issue shall be resolved within a three or four month period.

PETITIONS AND NEW BUSINESS:

County Administrator/Controller's Report

Honeywell Energy Savings Program Project Management Agreement

County Administrator/Controller Kelli Scott requested Mr. Wilcox address the time line.

Asst. County Administrator Bradley Wilcox advised that the grant time line restriction for completion of the project is December 31; further, that the carpet mills in Georgia have advised that they are increasing their prices within the next week. Mr. Wilcox advised that Honeywell has been instructed to place the carpet order. Mr. Wilcox continued that another consideration is bidding the roof project. The contractors are with the understanding that the project would be before the school season. Mr. Wilcox advised that Honeywell has adhered to the grant provisions which includes payment of prevailing wages and that American made products must be used. Mr. Wilcox stated that Honeywell will handle the subcontracting and procurements. Mr. Wilcox advised that he attended the pre-bid meetings and provided guidance to the contractors and Honeywell, and that they attempted to do as much sourcing of local contractors as possible.

Comr. Haadsma inquired how many local jobs shall be created by the project. Ms. Scott responded that Administration has the dollar amounts and advised that the number of jobs can be provided. Honeywell International General Contractor Dick Williams advised "Seventy jobs." Comr. Haadsma inquired how many of the contractors will be local. Mr. Williams responded "Approximately 80 percent, with the exception of a roofing contractor, HVAC manufacturer, and carpeting manufacturer. Comr. Haadsma inquired whether there would be a significant depreciation of the time line window if approval of the agreement were to be tabled until the June 3 Board Meeting. Mr. Wilcox responded that the two issues he addressed; i.e., carpeting and roofing are a consideration. Comr. Haadsma stated that he would like to know by what source the time line regarding carpeting was given, pointing out that he cannot rely upon hearsay declarations from people in Georgia. Mr. Wilcox advised that specific dates were given to the suppliers from the distributors, and offered to provide the information in writing. Comr. Haadsma voiced concern regarding the lack of concreteness regarding the unspecified suppliers.

Comr. Rocho inquired whether a variety of contractors work for the unions listed on the local contractor team listing. Mr. Williams responded that the people that will be performing the labor shall come from the union

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bench; and that anyone coming in from outside the union can be the supervisor, however, not the laborer.

Comr. Haadsma addressed the requirements of the grant for payment of prevailing wages. Mr. Williams advised that the Recovery Act requires that the contractors pay Davis Bacon wages, and that Honeywell will attain affidavits from the contractors that they are paying those wages. Mr. Williams further advised that American made products must also be used unless a waiver from the Department of Agriculture is acquired, which Honeywell did acquire a waiver for the lighting. Comr. Haadsma inquired how much money will be going to the contractors not within Calhoun County. Mr. Williams responded that he believes 75 to 85 percent of the dollars will be here in Calhoun County. Comr. Haadsma inquired how many federally certified apprentices are required to be utilized. Mr. Williams responded that he is not sure, that he does not believe there were any guidelines regarding apprentices.

Comr. Lee addressed the diagrams provided and questioned the roofing component. Mr. Williams advised that on the Justice Complex the roof will be replaced just over the Jail, and at the Juvenile Home the roof over the garage will be replaced.

Res. 73-2010

“Motion by Comr. Haadsma, supported by Comr. Lee, adopt the following: Resolved by the Calhoun County Board of Commissioners table the Honeywell Energy Savings Program Project Management Agreement until the June 3, 2010 Board of Commissioners Meeting.”

Comr. Haadsma stated that tabling the agreement would allow the opportunity for the Board to review how many contracts may be local.

Comr. Camp pointed out the Commissioner Haadsma had the same opportunity to ask questions of staff as the remainder of the Board, and that she does not see any reason to table the agreement.

Chairman Rae pointed out that the agreement meets the requirements of the Davis Bacon Act and that the program is something that the county has worked on since November. Chairman Rae stated that the agreement is good for organized labor and all the citizens in Calhoun County; further, is an important agreement for the betterment of the county's facilities. Comr. Rocho stated that these are “need to do” projects, that there shall be guaranteed cost savings, and the county has an opportunity for extremely cheap financing where the county will end up with positive cash. Comr. Rocho stated that she believes the representatives present from Honeywell have appropriately answered the Board's questions and concerns regarding local labor. “I think everyone up here appreciates that. This is not a partisan issue. That we cannot guarantee that we are bringing 70, 80, I don't really care how many jobs the county is bringing in; we really have to be able to guarantee that those are local jobs, and I feel comfortable with the commitments that Honeywell has made above and beyond

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the policy commitments that the county has to use local labor, therefore, I believe Honeywell has addressed the Board's concerns. We have known about this since the intent actually came. The time line, that indicates that it was November, which is true; but we knew this project was coming well before that. We talked about it during the budget discussions. We had the intent to move forward with this project in October, and I would oppose delaying."

Roll call vote: Yes - 2 (Comrs. Lee and Haadsma)  
No - 4 (Comrs. Rae, Rocho, Todd and Camp)  
Excused - 1 (Comr. Gerow)  
Motion DEFEATED

Res. 73-A-2010

"Motion by Comr. Todd, supported by Comr. Rocho, adopt the following: Resolved by the Calhoun County Board of Commissioners approve the Project Management Agreement with Honeywell International, Inc. for the county's Energy Savings Program in an amount not to exceed \$7,036,400; further, authorize the Board Chairman to execute said Agreement on behalf of Calhoun County."

Roll call vote: Yes - 4 (Comrs. Rae, Rocho, Todd and Camp)  
No - 2 (Comrs. Haadsma and Lee)  
Excused - 1 (Comr. Gerow)  
Motion CARRIED

Resolution Authorizing Issuance and Sale of County of Calhoun  
2010 General Obligation Limited Tax Bonds

Res. 73-B-2010

"Motion by Comr. Rocho, supported by Comr. Todd, adopt the following: Resolved by the Calhoun County Board of Commissioners approve the Resolution Authorizing Issuance and Sale of County of Calhoun 2010 General Obligation Limited Tax Bonds in the amount of \$7,000,000 (ATTACHMENT A) for capital improvements to various county facilities."

Roll call vote: Yes - 6 (Comrs. Rocho, Todd, Camp, Haadsma, Lee and Rae)  
Excused - 1 (Comr. Gerow)  
Motion CARRIED



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New County Policy No. 277 -- Capital Improvement Program

Ms. Scott advised that the county had a vehicle replacement program, however, now the program is within a definite plan.

Mr. Wilcox presented the program, committing Administration to the development and maintenance of a program which shall identify and prioritize capital needs and potential funding options for inclusion within the annual budget process.

Comr. Lee addressed the vehicle replacement program, and inquired whether Mr. Cortright uses his personal truck and receives reimbursement. Mr. Wilcox responded that an analysis is conducted regarding which is more cost effective. Mr. Wilcox advised that Mr. Cortright receives reimbursement for mileage.

Res. 74-2010

“Motion by Comr. Todd, supported by Comr. Lee, adopt the following: Resolved by the Calhoun County Board of Commissioners approve new County Policy No. 277 -- Capital Improvement Program as presented.”

Roll call vote: Yes - 6 (Comrs. Todd, Camp, Haadsma, Lee, Rae and Rocho)  
Excused - 1 (Comr. Gerow)  
Motion CARRIED

April 2010 Financial Statements

Ms. Scott advised that the budget is “on track” with the exception of some revenue.

CITIZENS’ TIME:

Assistant Prosecuting Attorney Michael Jaconette introduced himself as a candidate for Probate Court Judge.

COMMISSIONERS’ TIME:

Comr. Lee advised that on Monday he presented scholarships to two students in Albion and two students in Homer.

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Comr. Rocho advised that the senior millage kickoff is June 7.

Comr. Todd acknowledged Road Commissioner Scott Brown.

Comr. Camp thanked staff for their work on the public announcement system.

**CLAIMS PAYABLE LISTINGS:**

Res. 75-2010

“Motion by Comr. Rocho, 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 \$15,009,902.64 for the two {2}weeks ending May 12, 2010.”

Roll call vote: Yes - 6 (Comrs. Camp, Haadsma, Lee, Rae, Rocho and Todd)  
Excused - 1 (Comr. Gerow)  
Motion CARRIED

**ANNOUNCEMENTS:**

Comr. Todd advised that since his tenure on the Board he has given an award and a reception for the Future Leaders. Comr. Todd stated that this year there will be no reception, however, there will be awards presented to fifth and sixth graders for their achievements in government and history.

**CLOSED SESSION:**

Res. 76-2010

“Motion by Comr. Haadsma, supported by Comr. Rocho, adopt the following: Resolved by the Calhoun County Board of Commissioners meet in Closed Session for the purpose of labor negotiations.”

Voice Vote: Motion CARRIED

The Board met in Closed Session commencing at 8:51 p.m. until 9:05 p.m. with Human Resources Manager Kim Archambault, Corporation Counsel Richard Lindsey, Jr., County Administrator/Controller Kelli Scott, Asst. County Administrator Bradley Wilcox, Sheriff Allen Byam and Deputy Clerk/Board Executive Secretary Mary Lou Barrett present.

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OPEN SESSION:

C.O.A.M. Employees Labor Agreement Ratification

Res. 77-2010

“Motion by Comr. Todd, supported by Comr. Rocho, adopt the following: Resolved by the Calhoun County Board of Commissioners ratify the three {3} year C.O.A.M. Employees Labor Agreement for the period of January 1, 2010 through December 31, 2012; further, authorize the Board Chairman to execute said Agreement on behalf of the Board of Commissioners.”

Roll call vote: Yes - 6 (Comrs. Haadsma, Lee, Rae, Rocho, Todd and Camp)  
Excused - 1 (Comr. Gerow)  
Motion CARRIED

ADJOURNMENT:

The meeting adjourned at 9:06 p.m at the call of the Chair.

mlb