

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

October 7, 2010

The Regular Session of the Calhoun County Board of Commissioners convened at 7:00 p.m., Thursday, October 7, 2010 in the Commissioners' Meeting room, County Building, Marshall, Michigan.

Chairman Rae called the meeting to order and requested the Deputy Clerk to call the roll

Roll Call: Present: Comrs. Haadsma, Rocho, Todd, Camp, and Gerow

Excused: Comr. Lee

Staff Present: County Administrator/Controller Kelli Scott, Water Resources Commissioner Larry Cortright, Deputy Equalization Director John Hippensteel, Health Officer Jim Rutherford, Sheriff Allen Byam, Assistant County Administrator Brad Wilcox, Human Resources Director Kim Archambault, Corporation Counsel Richard Lindsey, Deputy Clerk/Executive Assistant Chris Zuidema

**INVOCATION AND PLEDGE OF ALLEGIANCE:**

The Board held a moment of silence followed by the Pledge of Allegiance, led by Comr. Gerow.

**APPROVAL OF AGENDA**

“Moved Comr. Rocho, supported by Comr. Todd, adopt the following: Resolved the Calhoun County Board of Commissioners to adopt the October 7, 2010 amended agenda as presented.”

Voice vote: Motion CARRIED

**APPROVAL OF MINUTES**

“Moved Comr. Todd, supported by Comr. Rocho, adopt the following: Resolved the Calhoun County Board of Commissioners to adopt the September 16, 2010 minutes as presented.”

Voice vote: Motion CARRIED

**CITIZEN COMMENTS**

There were no citizen comments at this time.

## ELECTED/APPOINTED COUNTY OFFICIALS' COMMENTS

Carl Gibson from Calhoun County Senior Services distributed their Annual Report for review before the November Board of Commissioners meeting when it will be officially be presented to the Board.

## SPECIAL ORDER OF BUSINESS

### **Presentation from Enbridge Oil**

Byron Neiles, Vice President of Enbridge, introduced members of the Enbridge staff present with him as Justin Stegall, Brad Shamla, Lorraine Grymala and Joe Martucci. He then presented an outline of what has been done and what is to come in regards to the oil spill. This incident has been and will be top priority of Enbridge until clean up is complete. Enbridge apologizes for the great inconvenience the spill may have caused people. Enbridge also thanks the community for their hospitality. The community can be reassured that Enbridge has been in community for 41 years and will be here for a lot longer. There were 19,500 barrels of oil spilled into Talmadge Creek and the Kalamazoo River. The response was coordinated under Unified Command. The EPA brought together Enbridge, County agencies and the MSP with a militaristic approach to command. Jim Rutherford has been a very effective representative for the County and a very strong advocate for constituents. Mr. Neiles presented slides showing clean up procedures. Enbridge met the initial EPA order to recover the free oil by September 27, 2010. There was a supplemental order to recover submerged oil given on September 26, 2010. There were 18 priority sites, 3 significant sites listed in the supplemental order. The priority sites have been cleaned up, the three significant sites will take until the end of the month. Slides showed progress from the last 5 weeks. On November 1, they will transition to oversight by the State and looking at the future plan and restoration. Will have an operations and maintenance team working on monitoring. There will be a land and right of way team available to address the needs of land owners. There will be a community relations team for legacy projects. Have extended leases on 2 buildings in Marshall. Enbridge will have over 100 people here until December then they will be back in the spring then again in 2012. There will be continued wildlife monitoring.

### **2010 Drain & Lake Level Special Assessment Summary and Annual Report**

Administrator/Controller Scott stated that that this is an annual assessment and report. Handouts include a summary report and assessment sheet and the Board is asked to accept the report as presented. The budgetary impact was shown in 2010 budget, as estimates are in the budgetary process.

#### Res. 149-2010

“Moved Comr. Rocho, supported by Comr. Gerow, adopt the following: Resolved the Calhoun County Board of Commissioners accept the 2010 Drain & Lake Level Special Assessment Summary and Annual Report.”

Water Resources Commissioner Cortright stated that the report shows maintenance on county drains. There were a lot of washouts from flooding and those issues have been resolved. Maintenance requested and pending petitions were shown in the handouts. They are still catching up from last 2 years of flooding. Corporation Counsel Lindsey reminded that the resolution also includes lake level assessment.

Roll Call Vote: Yes – 6  
Excused – 1 (Lee)  
Motion CARRIED

## **2010 Apportionment Report**

Administrator/Controller Scott explained that the Apportionment Report authorizes the taxes as presented to be levied for 2010. Depending what happens in the November elections, the report may have to be revised due to changes. This will authorize process to begin for winter taxes.

Deputy Equalization Director John Hippensteel stated this is a required compilation of all milages. The Commissioners approve the report so taxes can be levied. Not much has changed since last year. He stated he will be coming back in November with any changes from elections.

### Res. 150-2010

“Moved Comr. Rocho, supported by Comr. Haadsma, adopt the following: Resolved the Calhoun County Board of Commissioners approve the 2010 Apportionment Report.”

Roll Call Vote: Yes – 6  
Excused – 1 (Lee)  
Motion CARRIED

## **BOARD REPORT**

Comr. Rae stated that the task force meeting has been scheduled for October 28, 2010. Administration will be putting together an outline of what sending out invitations and keeping everyone informed.

Comr. Rae also commented that this budget is going to be tough. Administration is working hard. The Budget Committee is meeting with the departments for hearings. The departments are cooperating and recognizing that sacrifices are going to have to be made.

Comr. Camp notified the Comrs. they will find in their mailboxes a community needs assessment from the Community Action Agency.

## **PETITIONS AND NEW BUSINESS**

### **Authorized Staffing Allocation for the Sheriff’s Department**

#### Res. 151-2010

“Move Comr. Rocho, supported by Comr. Todd adopt the following: Resolved the Calhoun County Board of Commissioners approve the Authorized Staffing Allocation for the Sheriff’s Department”

Administrator/Controller Scott stated that Administration has tried to have tighter control on staffing. The Board passed a resolution that adopted not only the budget but staffing allocation. The resolution said anything that asked for changes outside of the list had to come back for Board approval. The

Sheriff's Department has vacancies all the time with five positions that are not on the list of approved FTE's. Administration needed to make sure their roster of staff is in line with the number of FTE's the Board approved.

Comr. Rocho inquired if there was an impact for 2010 FTE allocations and if the positions will be part of 2011 budget. Administrator/Controller Scott stated that there was no impact on the 2010 FTE allocations. The Sheriff will need to present his staffing requirements with his budget for 2011 and any changes will need to be sent to the Board.

Sheriff Byam stated this has been a long standing practice and the change in software has highlighted it. To come in compliance with previous Board action, it needs to be changed. The Sheriff's office has 5-7 vacant positions at a time. In the past, in order to properly staff, the Board entered into an agreement with the Sheriff to have floating unfunded positions that were paid for by the vacant positions. This resolution is to balance things out for software

Voice Vote: Motion CARRIED

### **Interlocal agreement for CCCDA**

Administrator/Controller Scott stated that the retirement plan is the final piece worked out between Corporation Counsel and the Consolidated Dispatch Authority with the cities of Battle Creek, Albion and Marshall. The concept is that all employees who were transferred from the cities to CCCDA were given similar benefit packages. They all had Michigan Employee Retirement System before so they combined them to give them a new plan under the CCCDA. They were funded at different levels so it had to be worked out to get everyone a 0 balance with MERS then start over to give everyone the same benefit when they retire. MERS requires a plan to be 100% funded so they are asking that the County and Cities to provide a full faith and credit in case the CCCDA dissolves. Corporation Counsel Lindsey added that the terms of the agreement have been reviewed. Marshall and Springfield have approved, Battle Creek will approve at the end of the month and Albion has reviewed. The CCCDA will always maintain their funding at 95% so the County and Cities' liability is limited to 5% split between them. This is the last of employee benefit concerns for the CCCDA. Administrator/Controller Scott stated that there is no up-front contribution from the County. Comr. Camp inquired if this can be revisited as other funding mechanisms are looked at down the road. Maybe when townships have had more discussion as to how they are participating. Comr. Rae stated that the Executive Director of the CCCDA is now meeting with the townships to discuss funding. Corporation Counsel Lindsey stated that Battle Creek had a section put in that additional parties can be added to the contract because they had the same concerns as Comr. Camp.

### Res. 152-2010

"Moved Comr. Rocho, supported by Comr. Gerow, adopt the following: Resolved the Calhoun County Board of Commissioners approve the Michigan Employee Retirement System (MERS) Agreement for the Calhoun County Consolidated Dispatch Authority"

Roll call vote: Yes – 6,  
Excused – 1 (Lee)  
Motion CARRIED

## **MOU for Minority Health Partnership Program Coordinator Funding**

Administrator/Controller Scott stated the request is for the approval of a memo of understanding to fund a Minority Health Partnership Program Coordinator. The program is new and the request is for the coordinator position with the sharing of costs in the agreement. Health Officer Rutherford commented that grants and contracts have been received and the Health Department has developed relationships with partners such as the Regional Health Alliance, Battle Creek Community Foundation and Battle Creek Health System. They have agreed to support the funding to hire a Minority Health Partnership Coordinator. The Coordinator will work solely on health inequity and disparity issues and also on health disparity grants, things that we have lacked in. There is no additional revenue required from the General Fund.

### Res. 153-2010

“Moved Comr. Gerow, supported Comr. Todd, adopt the following: Resolved the Calhoun County Board of Commissioners adopt the Memo of Understanding for Minority Health Partnership Program Coordinator Funding.”

Voice Vote:     Yes – 5 (Comrs. Rae, Rocho, Todd, Gerow and Haadsma)  
                  No – 1 (Comr. Camp)  
                  Excused – 1 (Comr. Lee)  
                  Motion CARRIED

## **School Nurse Addition**

Administrator/Controller Scott stated that this position is part of fiscal year 2011 budget. No funding sought the Health Department got pilot funding. Health Officer Rutherford commented that the Health Department received this grant, which was one of three given out to Michigan counties. The State looked at counties aggressively working on school nurse programs and they liked the model Calhoun County is using. It is a \$100,000 grant. It will really take shape in the middle of the school year. Allows more funding for the school wellness plan. There is an opportunity for half a million dollars over the next 3 years.

### Res. 154-2010

“Moved Comr. Haadsma, supported Comr. Gerow, adopt the following: Resolved the Calhoun County Board of Commissioners approve the addition of a Public Health Nurse I (PHNI) (School Nurse) to the Health Department FYE 2011 Staffing Pattern.”

Voice Vote:     Yes – 5 (Comrs. Rae, Rocho, Todd, Gerow and Haadsma)  
                  No – 1 (Comr. Camp)  
                  Excused – 1 (Comr. Lee)  
                  Motion CARRIED

## CITIZENS TIME

There were no citizen comments.

## COMMISSIONERS TIME

Comr. Rae extended his sympathies to the sadness that his Wolverine friends will feel on Saturday around 6:30 p.m.

Comr. Camp stated that the EPA is inviting the public for an update on cleanup efforts October 14 at 6:30 at the Marshall Athletic Center.

Comr. Haadsma stated that on Saturday, October 9 from 8:30 – 10 a.m. Treasurer Ann Rosenbaum will join him at Big Apple Bagels on East Columbia in Battle Creek to talk about Land Bank issues.

Comr. Haadsma also mentioned that Sheriff Byam will be joining him on October 16 from 8 – 9:30 at Addington Hills Café to discuss jail population issues.

## CLAIMS PAYABLE

### Res. 155-2010

“Moved Comr. Rocho, supported Comr. Camp, resolve the Calhoun County Board of Commissioners adopt the claims payable listing for the period ending September 30, 2010 for an amount of \$3,540,413.36.”

Roll Call Vote: Yes – 5  
Excused – 1 (Comr. Lee)  
Motion CARRIED

## ANNOUNCEMENTS

Comr. Todd announced that on October 29 the Senior Branch of the NAACP will hold a Freedom Fund dinner at Burnham Brook. Tickets are \$50 and the doors open at 5:30. The theme is One Nation, One Dream.

Comr. Todd also thanked Cozwell's Books and Bobbles invites everyone to their store opening with free tea tasting on October 15 from 7-9 p.m. They are at 112 N Eagle in Marshall.

Comr. Haadsma announced that “If These Stones Could Talk” would be presented October 16 at 7pm at Oakridge Cemetery. Tickets are \$10 at door, \$8 at Chamber prior. The presentation is a fundraiser for Oakridge.

## ADJOURNMENT

The meeting was adjourned at 8:16 p.m. at the call of the Chair.

caz

---

Chairman  
Calhoun County Board of Commissioners

---

Clerk  
Calhoun County Board of Commissioners