

CALHOUN COUNTY
PROCEEDINGS OF THE
BOARD OF COMMISSIONERS

October 21, 2010

The Regular Session of the Calhoun County Board of Commissioners convened at 7:00 p.m., Thursday, October 21, 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, Lee, Rae, Todd, Camp, and Gerow

Excused: Comr. Rocho

Staff Present: County Administrator/Controller Kelli Scott, Corporation Counsel Richard Lindsey, Finance Director Mark Stuhldreher and Executive Assistant/Deputy Clerk Chris Zuidema

INVOCATION AND PLEDGE OF ALLEGIANCE:

A moment of silence was held in honor of Floyd Ogelsby and Edward Todd, Comr. Todd's grandfather; followed by the Pledge of Allegiance, led by Comr. Haadsma.

4. **APPROVAL OF AGENDA**

"Move Comr. Lee, supported by Comr. Camp, adopt the following: Resolved the Calhoun County Board of Commissioners to adopt the October 21, 2010 agenda as presented."

Voice vote: Motion CARRIED

5. **APPROVAL OF MINUTES**

"Move Comr. Gerow, supported by Comr. Todd, adopt the following: Resolved the Calhoun County Board of Commissioners to adopt the September 16, 2010 minutes as presented."

Voice vote: Motion CARRIED

6. CITIZEN COMMENTS

There were no citizen comments at this time.

7. ELECTED/APPOINTED COUNTY OFFICIAL'S COMMENTS

There were no County Officials' comments at this time.

8. SPECIAL ORDER OF BUSINESS

8A. Calhoun County Consolidated Dispatch Authority Presentation

Calhoun County Consolidated Dispatch Authority Executive Director Jeff Troyer provided a brief overview of their four funding options along with information on who has received the full presentation. He stated he would like to present the plans and options in detail to the Board at a later date, perhaps at a workshop. Comr. Rae stated that he serves on the Dispatch Board and the big question that has to be addressed is that after the pro forma budget, which is based on surcharge monies up through 2013, there has to be a plan to continue to be paid. This authority, under Jeff's excellent guidance, has found there are 4 ways to pay for things. To explain it takes a good amount of time. Now everyone has to decide which of these financial models should be followed.

Comr. Haadsma stated that he knows the history but would like to know where we are now? Are we at a good place compared to where we might be in 2013?

Troyer stated he doesn't have any anticipation to be in any different position than they are now. The Dispatch Authority has a budget until 2013 but can consider other sources. The pro forma budget gave the authority 5 years to find another funding mechanism. Current funding is 6 ½% from revenue (state surcharge dollars), 24 ½ % of revenue from local surcharges and 65-67% is from local municipal contributions.

Camp conveyed a thank you to the CCCDA and stated she appreciated them looking at this early. She asked if Troyer could describe the four options in a couple sentences and specify which are ones that the CCCDA would decide, and which the voters would decide.

Troyer answered that the first three plans incorporate the \$.60 surcharge. The remaining revenue, under the first option, would be separated into two categories, 40% based on population and 60% based on calls for service. It takes all the calls dispatch has in a year, breaks them down by municipality and then incorporates that toward a percentage. The 2nd option is a call for service fee. The 3rd is broken down into workflow percentages. It starts with the local surcharges and breaks that down into 3 different workload percentages—fire, police and EMS. This option includes the surcharge still being charged. Those would be approved at the governing board level. The fourth option is an all device surcharge similar to the \$.60 surcharge with an increase sufficient to support the dispatch authority. This would obviously require the Board's approval but then it would go on the ballot for voter approval.

8B. National Business Women's Week

Read into record by Comr. Gerow and accompanied by Comr. Rae, presented to Carolyn Gilg, President of Albion Business & Professional Women's Club.

Res. 155-2010

WHEREAS, there are 71 million working women striving to serve their communities, their states and their nation in professional, civic and cultural capacities;

WHEREAS, 40% of privately-held U.S. firms were at least 50% owned by women employing 13 million people and generated \$1.9 trillion in sales.

WHEREAS, the major goals of Business and Professional Women's Foundation are to promote equality for all women and to help create better conditions for working women through the study of social, educational, economic and political problems; all of us are proud of their leadership in these many fields of endeavor;

WHEREAS, Albion Business & Professional Women's Club supports these goals;

Therefore, I, Mike Rae, Chairman of the Calhoun County Board of Commissioners, do hereby proclaim October 18-22, 2010 as National Business Women's Week.

"Move Comr. Todd, supported by Comr. Lee, the Calhoun County Board of Commissioners adopt the proclamation that October 18-22 is "National Business Women's Week" in Calhoun County.

On a roll call vote: Yes: 6, Excused: 1 (Rocho) Motion CARRIED

8C. Domestic Violence Awareness

Read into record by Comr. Lee and accompanied by Comrs. Camp and Rae, presented to Susan Mladenoff, Calhoun County Prosecuting Attorney.

Res. 156-2010

WHEREAS domestic violence has a devastating impact on women, men, and children from every background and circumstance, turning a family home into a place of fear, hopelessness, and desperation as a woman is battered by her partner, a child witnesses the abuse of a loved one or is abused themselves, or a vulnerable adult is victimized by a family member.

WHEREAS in 2009 law enforcement in Calhoun County responded to 2,594 calls for service in domestic violence related incidents.

WHEREAS we recognize that to effectively respond to domestic violence we must provide assistance and support that meets both the immediate needs of victims and families as well as their long term needs. A coalition of organizations in Calhoun County has emerged to directly

confront and respond to these issues including law enforcement, prosecutors, Safe Place and its volunteers, and the Sexual Assault and Domestic Violence Coalition of community partners including not only those involved in the criminal justice system but also health care providers, clergy, educators and other concerned citizens all helping in the effort to educate the public on this issue with the intent to ultimately end domestic violence. We recognize the dedication of these volunteers and professionals and commend their efforts to assist the victims of domestic violence and to increase public understanding of this problem.

NOW, THEREFORE, BE IT RESOLVED by the Calhoun County Board of Commissioners that October, 2010, is recognized as Domestic Violence Awareness Month in Calhoun County. We ask all the citizens of Calhoun County to do their part to end domestic violence in this county by supporting their communities' efforts to assist victims in finding the help that they need and to ensure that no victim of domestic violence ever has to struggle alone.

IN WITNESS WHEREOF, I, Mike Rae, Chairman of the Calhoun County Board of Commissioners, have hereunto set by hand and caused the Official Seal of Calhoun County, Michigan, to be affixed this 21st day of October, 2010.

"Move Comr. Camp, supported by Comr. Gerow, the Calhoun County Board of Commissioners adopt the proclamation that October is "Domestic Violence Awareness Month" in Calhoun County.

On a roll call vote: Yes: 6, Excused: 1 (Rocho) Motion CARRIED

10. SPECIAL COMMITTEE/WORKSHOP/BOARD REPORTS

Comr. Rae stated that the Budget committee has been meeting with staff and holding budget hearings with elected officials, and will continue to meet.

11. UNFINISHED AND OLD BUSINESS

There was no unfinished or old business.

12. COUNTY ADMINISTRATOR/CONTROLLER'S REPORT

Administrator/Controller Scott reminded the Board that one of the Strategic Planning objectives was to go paperless and as staff is experimenting with new software in place, she asked that the Board bear with them.

12A1. 2010-11 Child Care Fund Annual Plan and Budget

Scott stated that the plan and budget needs to be submitted every year to the state and that the Fy2011 budget totals \$5,840,309 and is presented with authorization on behalf of county. The requested approval also includes concurrence on contracts with Starr Commonwealth and Summit Pointe. Contracts have already been signed by courts. Provides for 1200 children, delinquent and abused, to be served. She added that a very detailed budget is attached and Mike Boltz is here if you have questions. The budget and programming are similar to that of last year and according to the Courts the plan has been working very well.

Boltz remarked that the annual plan has to be submitted to state, in order to apply for 50% matching funds. It covers juvenile home, building and programs. Capital outlay is excluded. Includes court programs, residential placements, foster care, parapro, day treatment, and includes DHS component. They have maintained the same dollar amounts in contracts with Starr and Summit, and this is the fourth year. Last year's budget was a little over \$6 million. Calhoun County was the only county in the state which saw a significant return. The in home programs are more effective and are lowering the rate of out of home programs and the state is interested what county was doing to see that kind of return.

Comr. Haadsma inquired which in home programming is most responsible for the lowering of out of home treatment costs.

Boltz stated that they can't pin it to one program. From court perspective, the success significantly depends on parental involvement.

Haadsma asked how we have maintained costs as far as contractors. Boltz replied that they are aware of budget pressures so the contractors are willing to work with us. Both of those agencies are committed to work with children in our community.

Camp thanked Boltz for his part and stated that she is familiar with many aspects of the program and that her feedback is people are very happy with the program.

Res. 157-2010

"Move Comr. Camp, supported by Comr. Haadsma, to adopt the following: Resolved the Calhoun County Board of Commissioners approve the 2010-2011 Child Care Fund Annual Plan and Budget."

On a roll call vote: Yes – 6, Excused – 1 (Rocho) Motion CARRIED

12A2. Enbridge Oil Spill – Exempt Employee Compensation

Administrator/Controller Scott commented that this item is a change to County Policy #340 and is related to the Enbridge Oil spill. Current County policies do not allow for compensation for the hundreds of hours spent on the oil spill. The County has invoiced Enbridge for this time and hourly employees have been reimbursed. This addition to the policy allows for exempt employees to be paid for the extraordinary amount of additional hours worked. The additional wages will be reimbursed by Enbridge so there is no budget impact to the county.

HR Director Archambault stated that normally under the Fair Labor Standards Act, exempt employees wouldn't be allowed to be paid overtime but in extreme, extraordinary circumstances, it is allowable. The additional compensation will be paid by Enbridge and that part of the benefit policy will be adjusted.

Administrator/Controller Scott stated the only change is the addition of paragraphs relating to the oil spill. The policy is adjusted from time to time so when the need for this additional language goes away the language can be removed at that time.

Comr. Haadsma inquired why this kind of compensation isn't compensation generally recommended to exempt employees. HR Director Archambault stated that if done other than for extreme circumstances like this local state of disaster it opens the County up for any exempt salaried employee to raise a claim for additional compensation if they work any large project with overtime.

Comr. Haadsma inquired how many exempt employees are involved in this. HR Director Archambault stated she believed there were 4 or 5.

Comr. Haadsma asked if this change would be recommended if Enbridge wasn't reimbursing the County. Administrator/Controller Scott stated that was a tough question but probably not. The County does not have enough contingency in the General Fund to cover it and the responsible party needs to pay for it. The Executive Team discussed the issue and decided that there were two qualifying factors. The fact that it was such a large amount of time caused by a local disaster and there was a funding source. The County does have employees who work a lot of overtime and we did not want to set precedence.

Res. 158-2010

"Move Comr. Camp, supported by Comr. Haadsma, to adopt the following: Resolved the Calhoun County Board of Commissioners approve the addition to County policy #340 allowing for the payment of overtime to exempt employees for work on the Enbridge Oil Spill."

On a roll call vote: Yes – 6, Excused – 1 (Rocho). Motion CARRIED

12A3. Approval of 2010/2011 PA2 Budget

Administrator/Controller Scott stated that the PA2 budget is the allocation of money the County gets from local alcohol tax. The County is required by law to spend that money on the residential and outpatient treatment of alcohol abuse for our County residents. The way that we do that is we have an agreement with the Kalamazoo Mental Health and Substance Abuse Services to be our coordinating agency. They in turn contract with providers, but at this time we only have one treatment provider and two prevention providers. The total of the alcohol tax budget for this year is \$339,198. This funds about 20% of the money the County has to work with substance abuse in the county. The remainder comes from the State in the form of a block grant, which is over \$800,000. Both the tax and the block grant are predicted to be down slightly from last fiscal year. We do front the budget with funds from the previous year so we generally have a big carry over from year to year. Still focusing on making sure there is adequate money for jail services.

Harry Bonner, Substance Abuse Service Prevention Services, stated that the RFP process was rough for us. The process identified some errors that we need to correct but also points to some critical funding needs. They realize that state and federal monies will continue to be reduced and the next few years will be probably be rougher. There are two prevention services in the County. They are entirely different organizations but try to accomplish the same things.

Comr. Lee told Mr. Bonner to keep up the good work.

Comr. Camp commented it was pleasant to hear all the words of support for Mr. Bonner's program. Looking at this, she felt the funds allocated to the substance abuse program was less than she would have personally liked to have recommended. Although she would be supportive of the budget put before the Commission, she would like everyone to keep in mind that when the carryover does happen in 2011 that this is a gap that needs to be filled in her opinion.

Res. 159-2010

"Move Comr. Camp, supported by Comr. Haadsma, to adopt the following: Resolved the Calhoun County Board of Commissioners approve the 2010/2011 PA2 Budget."

On a roll call vote: Yes – 6, Excused – 1 (Rocho) Motion CARRIED

12A4. Michigan State Housing Development Authority Grant

Administrator/Controller Scott stated this item relates to an allocation grant that the County can apply for through MSHDA that eventually comes from federal funding. We are allowed to apply for \$300,000 every two years and we have done this several times in the past with Community Action as our program administrator. This year there was a change because of all the work that the treasurer and the land bank is doing on housing rehab the County office is working on this grant with Community Action. So the resolution is recommended to approve the grant agreement and also the agreement between the Board of Commissioners and Community Action Agency to carry out this grant. There is no match required for this grant for home rehab and repair and administrative services. It can't be used in the City of Battle Creek because other programs support them.

Treasurer Rosenbaum stated that two thirds of this grant will be for home rehab and one third will be for emergency repair. She is grateful to Community Action, they administer the program on a first come, first serve basis. This is done at no cost to the county.

Res. 160-2010

"Move Comr. Todd, supported by Comr. Camp, to adopt the following: Resolved the Calhoun County Board of Commissioners approve the Michigan State Housing Development Authority Grant."

On a roll call vote: Yes – 6, Excused – 1 (Rocho) Motion CARRIED

12A5. Legal Services Contract Between the Calhoun County Prosecutor’s Office and the MI Department of Human Services

Administrator/Controller Scott stated this item is the contract for legal services between the Department of Human Services and the prosecutor, with a maximum amount of \$150,483. It is a 3 year contract running from 2011 through 2013. It has been expanded to cover more costs this year and allows the prosecutor to provide legal services for DHS in court proceedings regarding the abuse and neglect of children in the county. DHS would have to go elsewhere for services so it is a collaborative effort.

Res. 161-2010

“Move Comr. Todd, supported by Comr. Camp, to adopt the following: Resolved the Calhoun County Board of Commissioners approve the Legal Services Contract between the Calhoun County Prosecutor’s Office and the MI Department of Human Services.”

On a roll call vote: Yes – 6, Excused – 1 (Rocho) Motion CARRIED

12A6. Application for MERS Service Credit Purchase

Administrator/Controller Scott stated this item is an application for service credit purchase. It is County policy that any time there is a request for purchase through the Municipal Employees Retirement System; it has to be authorized by the board. Administration has been working with the Sheriff’s Department. This employee does not qualify for the Early Retirement Incentive but was close enough that this is a way for him to get the benefit of the program.

Res. 162-2010

“Move Comr. Todd, supported by Comr. Camp, to adopt the following: Resolved the Calhoun County Board of Commissioners approve Application for MERS Service Credit Purchase.”

On a roll call vote: Yes – 6, Excused – 1 (Rocho) Motion CARRIED

12A7. Financial Report

Administrator/Controller Scott stated that the financial report shows that things are in line but you can’t see the expenses or revenue from the oil spill. We still expect to have a balanced budget.

13. CITIZENS TIME

George Strander, 1004 Locust Lane Albion, running for probate judge. Judge Harter is retiring. Has spent entire legal career in probate, over 12 years. Has a plan to address challenges that exist. Brings new ideas and has experience balancing 7 budgets. All counties are dealing with challenges and he has experience with budget balancing while not cutting services. He firmly believes that probate can and will help people. He asked for support in the upcoming election.

14. COMMISSIONERS TIME

Comr. Camp commented that in Emmett Township there will be a follow up meeting in November from Enbridge regarding the oil spill. More information to come.

Comr. Rae stated that they have been talking about getting together a task force to address the oil spill. Trying to bring in people to work to establish an authority to seek federal funds to set up an organization in developing practices to take care of environmental problems. The first meeting will be held on the 28th of this October, at the Intermediate School District Building at 6:00. Invitations have gone out to federal, state, city officials. Put it on your calendar and we will see you all then.

15. CLAIMS PAYABLES

Res. 163-2010

“Move Comr. Lee, supported by Comr. Todd to approve the following: Resolved the Calhoun County Board of Commissioners approve the claims payable for October 6 – 14, 2010 in the amount of \$9,054,929.79.”

On a roll call vote: Yes – 6, Excused – 1 (Rocho) Motion CARRIED

16. ANNOUNCEMENTS

Comr. Haadsma stated that this Saturday, October 23 from 8:30-10 a.m., Mike Gillum, Juvenile Home Director, will be joining him at Big Apple Bagel for coffee hour. On October 30 from 8:30-10, he will be at Continental Bakery with Kevin Henning, Road Commission Director for coffee hour. He also thanked the Sheriff for participating earlier in the month.

Comr. Todd reminded the public that the NAACP will hold their 77th Annual Freedom Fund Banquet at Burnham Brook on October 29 at 6:00. Tickets are \$50 each.

ADJOURNMENT

The meeting was adjourned at 8:05 p.m. at the call of the Chair.

caz

Chairman
Calhoun County Board of Commissioners

Clerk
Calhoun County Board of Commissioners