

CALHOUN COUNTY
PROCEEDINGS OF THE
BOARD OF COMMISSIONERS

September 18, 2014

1. CALL TO ORDER/ROLL CALL

The Regular Session of the Calhoun County Board of Commissioners convened at 7:00 p.m., Thursday, September 18, 2014 in the Commissioners' Meeting Room, County Building, Marshall, MI.

Chair Kale called the meeting to order and requested the Deputy Clerk call the roll.

Present: Comrs. Dunn, Todd, Haadsma, Frisbie, King, VanSickle and Kale

Staff Present: Administrator/Controller Kelli Scott, Assistant County Administrator Brad Wilcox, Human Resources Director Kim Archambault and Deputy Clerk Chris McComb

2 and 3. MOMENT OF SILENCE AND PLEDGE OF ALLEGIANCE

The Board held a moment of silence in honor of former Board Chair Joe Romanchuk followed by Comr. Todd leading the Pledge of Allegiance.

4. APPROVAL OF AGENDA

"Moved Comr. Haadsma, second by Comr. Dunn to approve the agenda of the September 18, 2014 Regular Session of the Calhoun County Board of Commissioners as presented."

On a voice vote, Motion **CARRIED**.

5. APPROVAL OF MINUTES

A. Minutes of the September 4, 2014 Regular Session

"Moved Comr. VanSickle, second by Comr. Todd to approve the minutes of the September 4, 2014 Regular Session of the Calhoun County Board of Commissioners as presented."

On a voice vote, Motion **CARRIED**.

6. CITIZENS' TIME

Jerry Keller commented that Michigan Avenue in Emmett Township had been torn up all summer, but many times no one was working on it.

7. ELECTED/APPOINTED COUNTY OFFICIALS' COMMENTS

Sheriff Matt Saxton gave a Law Enforcement Center update, stating the walls were up and they were starting to pour the floors. He stated they had encountered no extra costs and were still on schedule for completion in fall of 2015.

Sheriff Saxton recognized four employees, Peggy Wright, Tom Lewis, Greg Goedge and Stephanie Jones for reaching their 15 year anniversary with the Sheriff's Office.

Sheriff Saxton thanked the Board in advance for approving the United Way Proclamation. He stated he was a member of the Battle Creek Campaign and he appreciated the support.

8. SPECIAL ORDER OF BUSINESS

A. Proclamation Recognizing the Efforts of the United States Environmental Protection Agency

Water Resources Commissioner Chris Kosmowski stated the proclamation recognized the United States Environmental Protection Agency (EPA) for being here since the oil spill July 2010. She stated the USEPA came here to direct the cleanup and had been involved since the early days of the spill. She stated she had been very impressed with EPA's care and leadership and felt they were deserving of gratitude and appreciation. She stated they would soon be leaving and the Michigan Department of Environmental Quality (DEQ) was taking over to finish the remainder of the work.

Health Officer Jim Rutherford thanked Water Resources Commissioner Kosmowski for the proclamation. He stated we were blessed that the EPA was so tenacious. He appreciated the fact that they had an army of individuals that had a passion for what they did and he couldn't imagine where we would be without them.

Dr. Steve Hamilton, an Aquatic Biologist with Michigan State University, stated he hoped for support of the proclamation. He worked with the EPA and their contractors and believed they worked hard on our behalf and it consumed their lives for four years. He stated he would like to honor the contractors too.

Rutherford gave an overview of where the remediation was headed. He stated the State will step in and oversee long term testing and analysis and target retention areas. He stated a remedial action plan was being developed for the remainder of the work.

Comr. Frisbie read the proclamation into the record.

WHEREAS, on July 26, 2010, the largest inland oil spill in the United States occurred in Calhoun and Kalamazoo Counties releasing at least 843,000 gallons of tar sands crude oil into Talmadge Creek and the Kalamazoo River, a Lake Michigan tributary; and

WHEREAS, the release originated on the west side of the City of Marshall, travelled through the Village of Ceresco and the City of Battle Creek, and continued for a total of forty miles downriver to Morrow Lake; and

WHEREAS, the crude oil release had a significant impact upon human and animal life and the aquatic ecosystem by affecting marshlands, residential areas, farmlands, and businesses; and

WHEREAS, a significant amount of crude oil submerged in the depositional areas in the river, especially in the Village of Ceresco, the Mill Ponds of Battle Creek, and the Morrow Lake Delta in Kalamazoo County; and

WHEREAS, the United States Environmental Protection Agency (USEPA) tirelessly oversaw the containment and cleanup of this momentous event beginning the day the spill was discovered; and

WHEREAS, USEPA staff instituted Incident Command procedures, skillfully used advanced technology and science, and sought local input throughout the process to direct the cleanup activities.

NOW THEREFORE, The City of Marshall, the City of Battle Creek, the Kalamazoo River Watershed Council, and Calhoun County do hereby proclaim their deep appreciation for the work and effort undertaken by the USEPA to help restore the Kalamazoo River to its condition before the spill occurred.

Res. 150-2014

“Moved Comr. King, second by Comr. Todd to approve the Proclamation Recognizing the Efforts of the United States Environmental Protection Agency as presented.”

On a voice vote, Motion **CARRIED**.

B. 2014 United Way Campaign Resolution

Comr. King read the resolution into the record.

WHEREAS, the United Way of the Battle Creek and Kalamazoo Region, Marshall United Way and Albion/Homer United Way each provide an opportunity for county elected and appointed officials and personnel to invest in our communities by giving, advocating and volunteering; and

WHEREAS, **Calhoun County Government** is supportive of advancing the common good of our community by focusing on the building blocks for a good life - a quality EDUCATION that leads to a stable job, enough INCOME to support a family through retirement, and good HEALTH; and

WHEREAS, **Calhoun County Government** has selected the above three community United Way Campaigns as their charities of choice;

NOW, THEREFORE, the Calhoun County Board of Commissioners, on behalf of the elected and appointed officials and employees of Calhoun County does hereby proclaim its support for the Calhoun County United Way Campaign during the first two weeks of October 2014 and encourages the support of the campaign.

Res. 151-2014

“Moved Comr. Haadsma, second by Comr. Frisbie to approve the 2014 United Way Campaign Resolution as presented.”

On a voice vote, Motion **CARRIED**.

Corporation Counsel Lindsey thanked the Board for their support. He stated he and Deputy Treasurer Nina Baranowski were co-chairs for the county campaign. He stated Comr. King and Sheriff Saxton had been great supporters.

9. CONSENT AGENDA

A. Petitions, Communications, Reports

1. Cheboygan County Resolution Opposing the Development of an Underground Nuclear Waste Facility
2. Cheboygan County Resolution in Support of HCR 31

B. Resolutions

1. Workforce Development Board Appointments

Term to Expire September 30, 2016

- {a} Paul David, Duncan Aviation
- {b} Beth Denbrock, Denso Manufacturing
- {c} Derek King, King Jewelers
- {d} Kathy Ragla, Kellogg Company
- {e} Malcolm Gabriel, Post Foods - Alternate to Kathy Ragla
- {f} Tamara Hendricks, TODA America - Alternate to Beth Denbrock
- {g} Doyle Hayes, Pyper Placements - Alternate to Paul David

Terms to Expire September 30, 2017

- {a} Trevor Bidelman, BCTGM Local 3G
- {b} Dr. Dennis Bona, Kellogg Community College
- {c} Doug Voshell, Battle Creek Unlimited
- {d} Richard Frantz, AFL-CIO - Alternate to Trevor Bidelman
- {e} Karen Doubleday, Calhoun County DHS - Alternate to Sheila Beaty

Res. 152-2014

“Moved Comr. VanSickle, second by Comr. Dunn to approve the following:
Resolved the Calhoun County Board of Commissioners does hereby approve the Consent
Agenda of the September 18, 2014 Regular Session.”

On a voice vote, Motion **CARRIED**.

10. SPECIAL COMMITTEE/ WORKSHOP/BOARD REPORTS

Comr. King gave a Parks and Recreation Committee update, stating they were working on a Master Plan and getting information from the public on what the citizens want. He stated this was an exciting time with Community Development Educator Ingrid Ault; they were working on many things and making great progress.

Comr. Haadsma stated he attended an MSU Extension Advisory Committee meeting and Community Development Educator Ingrid Ault was mentioned by the District Director. He stated there was an MSU Extension Urban Director from Kalamazoo talking about everything they do so he was hoping there would be more development in Battle Creek.

Comr. VanSickle stated he had attended the Calhoun Conservation District monthly meeting for their budget discussions. He stated the Department of Natural Resources Fishery Division was moving forward with the purchase of property on Rice Creek at Partello Road. He stated there was a property line dispute that was being worked on but soon there will be some fishing area not available for development.

11. UNFINISHED AND OLD BUSINESS

There was none.

12. NEW BUSINESS AND COUNTY ADMINISTRATOR’S REPORT

A. County Administrator/Controller’s Report

Administrator/Controller Scott stated she attended the Michigan Association of Counties (MAC) Annual Conference with Comr. Dunn at Mackinac Island. She stated they received the good news that House Bill 5785 was likely to pass and it would restore the courts’ ability to recoup reasonable costs from defendants. She stated the courts were expecting a loss of \$450,000 if this fix to “People vs Cunningham” doesn’t get enacted. She stated that Derek Melot, the new Communications Director for MAC, would be reaching out to County Administrators to help communicate with residents and she was looking forward to working with him.

Scott stated she met with the Regional County Administrator’s Group of Nine to discuss the Medical Examiner program. She stated Western Michigan University wants to discuss a multi-county collaboration so we had consistent contracts and a streamlined process from one county to the next and possibly reduce our overhead costs.

Scott stated the Road Department Managing Director resigned last Friday. She stated the Director of Operations for Calhoun County, Matt Neisen would be the main point of contact for the meantime. She stated the collaboration with Jackson County had been beneficial and we would be revisiting it as we search for a new Managing Director.

Scott stated there would be a Township Supervisor meeting Wednesday, September 24 and it would be a valuable meeting to reassure the public and our local governments that we were still moving forward with projects and we were committed to our roads.

B. New Business

1. Calhoun County Health Department Fiscal Year 2015 Budget

Administrator/Controller Scott stated the Health Department's fiscal year starts October 1. She stated Health Officer Rutherford, along with Fiscal Officer Kristin Tiekele, were in attendance to present a budget that had gone through the recommendation and approval of the Board of Health.

Health Officer Rutherford recognized Kristin Tiekele, who had worked hard and moved up to this position. He stated he was very pleased to have her and she was doing a great job. He stated the budget was an increase from last year because of additional grant awards. He noted the county allocation hadn't changed and it was just shy of \$700,000. He stated they were working to move the Albion office to a more visible location. Rutherford announced they were awarded a \$553,000 grant for teen pregnancy over three years. He stated they were looking at a more regional approach for the Medical Examiner program, hoping to reduce costs.

Scott praised Health Officer Rutherford, reminding the Board that 75% of the Health Department budget was from grants, thanks to Rutherford's efforts. She stated that alleviates a lot of pressure on the county budget.

Res. 153-2014

"Motion by Comr. Frisbie, second by Comr. Haadsma to approve the following: Resolved the Calhoun County Board of Commissioners does hereby approve the Calhoun County Public Health Department Fiscal Year 2015 Budget as presented."

On a roll call vote, Yes – 7. Motion **CARRIED**.

2. 2014 – 2015 Child Care Fund Annual Plan and Budget

Administrator/Controller Scott stated this was an annual request.

Assistant Juvenile Probation Supervisor Jody Hopkins stated the State provides a 50% match for this plan. He stated the programming covered by the budget was intensive supervision, with the Juvenile Home and DHS foster care included. He stated the budget was stable for the last couple years and the Chief Judge and Director of DHS have already approved.

Scott noted this was the approval of the plan for submission and the contract with Summit Pointe.

Res. 154-2014

“Moved Comr. Dunn, second by Comr. Frisbie to approve the following: Resolved the Calhoun County Board of Commissioners does hereby approve the 2014 - 2015 Child Care Fund Annual Plan and Budget as presented and authorizes the Board Chair to execute the Plan documents on behalf of Calhoun County. Further, the Calhoun County Board of Commissioners does hereby approve the Agreement for Multisystemic Therapy (MST) services, Multisystemic Therapy-Problem Sexual Behaviors (MST-PSB), and Wraparound services with the 37th Circuit Court, the Calhoun County Department of Human Services and Summit Pointe.”

On a roll call vote – Yes – 7. Motion **CARRIED**.

3. Law Enforcement Services Agreement with Pennfield Charter Township

Administrator/Controller Scott stated this was a renewal of the Law Enforcement Services Contract with Pennfield Township.

Sheriff Matt Saxton stated this was a renewal with no big change other than the billing mechanism. He explained that during the last ten years they have had a range on the cost of service and when we moved to twelve hour shifts our costs went down. He stated there were no hidden costs and this was the best way to go for the county and the municipality. He stated it was a five year contract and at the end of it we would have provided this service for fifteen years. He noted Pennfield would pay dispatch costs directly now.

Res. 155-2014

“Moved Comr. King, second by Comr. Frisbie to approve the following: Resolved the Calhoun County Board of Commissioners does hereby approve the Law Enforcement Services Agreement with Pennfield Charter Township as presented.”

On a roll call vote – Yes – 7. Motion **CARRIED**.

4. Intergovernmental Agreement Forming the Region 8 Workforce Development Board and the Bylaws of the Region 8 Board

Administrator/Controller Scott stated this was a new Intergovernmental Agreement forming a regional board with the second item being the bylaws. He stated Ben Damerow from Upjohn and Corporation Counsel Lindsey worked hard on this regional prosperity initiative when the Calhoun ISD resigned. She stated we chose to merge with the Kalamazoo and St. Joseph Michigan Works and there had been a lot of restructuring.

Ben Damerow, Upjohn Institute, stated this agreement established a new Michigan Works for Calhoun, Branch, Kalamazoo and St. Joseph counties. He stated this established relationships and transfers the grant recipient authority to Kalamazoo then to Upjohn. He stated they were creating the first Veteran Workforce Advisory Board in the state, thanks to the suggestion of Administrator/Controller Kelli Scott. Damerow thanked Comrs. Dunn, Frisbie, and King for their leadership during the process.

Scott stated the Consent Agenda contained the appointments of the Board Members. She stated with four county boards there were nineteen members, with the apportionment of seats to county. She stated we had seven seats and seven alternates and while there was not a designated seat for a Commissioner, there was a seat for a member of the private sector. She stated Comr. King met the qualifications so he was on the list to be appointed.

Comr. Frisbie thanked Ben Damerow, stating that was a rapid wrap up to the program and due to his leadership, we felt comfortable moving forward.

Res. 156-2014

“Moved Comr. Frisbie, second by Comr. Haadsma to approve the following: Resolved the Calhoun County Board of Commissioners does hereby approve the Intergovernmental Agreement forming the Region 8 Workforce Development Board and the Bylaws of the Region 8 Board as presented.”

On a roll call vote – Yes – 7. Motion **CARRIED**.

5. Resolution Regarding Southcentral Michigan Planning and Development Council Entering into an Agreement for Administrative Services with the W.E. Upjohn Unemployment Trustee Corporation

Administrator/Controller Scott stated this was the newly formed Regional Planning Council, which was also changing to a multi-region collaborative almost the same as workforce development, to do planning for economic development purposes. She explained this had been worked on since 2009 and the council voted to contract administration with Upjohn. She stated they were asking for resolution of support but the county was not a party to it. She stated they wanted to make sure it was explained and they had support before moving forward. She stated we pay dues to the Planning Council, which was funded with dues and transportation funding through MDOT, and that the creation of a new Regional Comprehensive Economic Development Strategy (CEDS) would give them the opportunity for Federal funding as well.

Res. 157-2014

“Moved Comr. VanSickle, second by Comr. Dunn to approve the following: Resolved the Calhoun County Board of Commissioners does hereby approve the attached resolution regarding SMPC entering into an agreement for administrative services with W.E. Upjohn Unemployment Trustee Corporation as presented.

On a roll call vote – Yes – 7. Motion **CARRIED**.

6. Retainer of Attorney to assist with the RFP Process Relative to the Calhoun County Retirement Savings Plan

Administrator/Controller Scott stated this was a required transition to find a new investment services provider. She stated we were previously with Merrill Lynch but they decided they would no longer serve municipal governments. She explained that the office of the County Treasurer manages the county plan and we had an advisory committee decide how to do the search. She stated we would like to engage outside counsel, as have used outside counsel for this plan before because it was highly technical and there were many requirements from the IRS. She noted that the plan assets covered the fees.

Corporation Counsel Lindsey stated we had worked with Ms. Lyon for years and this was a very technical area. He stated she would assist the Treasurer and Purchasing to draft a RFP then make a recommendation. He believed it was by far the best way to do technical RFP process.

Res. 158-2014

“Moved Comr. VanSickle, second by Comr. Dunn to approve the following: Resolved the Calhoun County Board of Commissioners does hereby authorize the Administrator/Controller to retain Heidi Lyon, of Warner Norcross & Judd, to assist with obtaining proposals for services related to the Calhoun County Retirement Savings Plan.”

On a roll call vote – Yes – 7. Motion **CARRIED**.

7. Senior Health Partners Memo of Understanding and Partnership Guidelines

Senior Services Manager Carl Gibson stated they were asking for authorization for Senior Services to sign a partnership agreement with four services to provide more outreach.

A representative from Senior Health Partners stated it was a great opportunity to have both coordinating and funding bodies, Area Agency on Aging and County Senior Services, at the same table with providers. She stated it was the only collaboration as its kind in the country and we seldom realize how cutting edge our county was. She stated that by working together we can achieve more and she was excited to have Senior Services come into the partnership.

Res. 159-2014

“Moved Comr. Haadsma, second by Comr. Todd to approve the following: Resolved the Calhoun County Board of Commissioners does hereby approve the Senior Health Partners Memo of Understanding and Partnership Guidelines as presented and authorize Senior Services Manager to sign on behalf of Senior Services.”

On a roll call vote – Yes – 7. Motion **CARRIED**.

8. Design Contract for the Raymond Road Bridge Over the Kalamazoo River

Administrator/Controller Scott stated this was a Road Department bid award for bridge design that relates to a federal grant. She stated they used the purchasing team approach. She stated the design came from the road budget; construction costs would come from federal bridge funding.

Assistant Administrator Wilcox stated this was the result of the Michigan Local Bridge Funding Program and the Michigan Department of Transportation required we issue an RFP for architects. He noted there were five proposals reviewed.

Res. 160-2014

“Moved Comr. VanSickle, second by Comr. Frisbie to approve the following: Resolved the Calhoun County Board of Commissioners does hereby approve the contract for design services for the Raymond Road Bridge over the Kalamazoo River as presented.”

On a roll call vote – Yes – 7. Motion **CARRIED**.

9. Design Services Contract for the V Drive South Bridge Over Nottawa Creek

Assistant Administrator Wilcox stated this design went through the same process as the Raymond Road Bridge, was also funded by the Michigan Local Bridge program funding and they had received five proposals.

Res. 161-2014

“Moved Comr. Haadsma, second by Comr. Todd to approve the following: Resolved the Calhoun County Board of Commissioners does hereby approve the contract for design services for the V Drive South bridge over Nottawa Creek as presented.”

On a roll call vote – Yes – 7. Motion **CARRIED**.

10. August 2014 Financial Statement

Administrator/Controller Scott stated the report on General Fund revenue showed property taxes were significantly behind last year. She noted that discussion with the Treasurer’s office found there were receipts that were delayed in entering. She stated that based on information from the Department Heads there were some possible revenue shortages, especially with the courts. She stated that if the new House Bill passed by the end of September, most, revenue shortage should go away and we should be in good shape for the end of the year.

Res. 161-2014

“Moved Comr. Haadsma, second by Comr. Dunn to approve the following: Resolved the Calhoun County Board of Commissioners does hereby accept for information the August 2014 Financial Statement as presented.”

On a roll call vote – Yes – 7. Motion **CARRIED**.

13. CITIZEN’S TIME

There was none.

14. COMMISSIONERS TIME

Comr. Kale announced there would be a FireKeepers Local Revenue Sharing Board meeting September 19 to do the first review of grant applications.

15. CLAIMS PAYABLE

- A. Calhoun County Claims Payable for August 29 – September 11, 2014 in the amount of \$1,080,772.03, Calhoun County P-Card Claims for August 2014 in the amount of \$98,818.35 and Road Department Claims for August 25, 2014 in the amount of \$1,164,337.38

Res. 162-2014

“Moved Comr. VanSickle, supported by Comr. Haadsma to approve the following: Resolved the Calhoun County Board of Commissioners does hereby approve the Calhoun County Claims Payable for August 29 – September 11, 2014 in the amount of \$1,080,772.03, Calhoun County P-Card Claims for August 2014 in the amount of \$98,818.35 and Road Department Claims for August 25, 2014 in the amount of \$1,164,337.38 as presented.”

On a voice vote, Yes – 7. Motion **CARRIED**.

16. ANNOUNCEMENTS

Comr. Todd stated the Solid Waste Committee met and they were looking forward to having a plan for county recycling and compost centers. He stated they toured a recycling facility in Charlotte and it was quite impressive.

Comr. Haadsma announced the All Saints Superfest would be held September 19 – 21 at St. Joseph Parish in Battle Creek.

Comr. Kale announced the Festival of the Forks in Albion would be held over the weekend.

17. ADJOURNMENT

The meeting was adjourned at 8:28 p.m. at the call of the Chair.

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Chairman
Calhoun County Board of Commissioners

Clerk
Calhoun County