

Regular Session of the Board of County Commissioners for the County of St. Joseph, State of Michigan, was held in the Commissioners' Room, Courthouse at the Village of Centreville, Michigan on April 22, 2008, at 5:00 p.m.

Vice-Chairman John L. Dobberteen called the meeting to order.

The Invocation was given by Commissioner Pueschel.

The Pledge to the American Flag was given.

The Clerk, Pattie S. Bender, called the roll and the following Commissioners were present:

Eric Shafer	Gerald E. Loudenslager
Michael D. Dunlap	Monte Bordner
David J. Pueschel	John L. Dobberteen

Absent: Robin Baker

Also present were Judy West-Wing, Administrator/Controller, Dan Carey, Finance Director and Charles Cleaver, Human Resource Director.

#### AGENDA

Ms. West-Wing stated that there is a requisition that needs to be added to the report and also a closed session to discuss property acquisition updates.

It was moved by Commissioner Loudenslager and supported by Commissioner Shafer that the agenda be approved as amended. Motion carried.

#### MINUTES APPROVED

The Clerk made a correction on page 51 under Citizens' Comments stating that Commissioner Shafer would give Mr. Brown his phone number so that he could contact him.

It was moved by Commissioner Loudenslager and supported by Commissioner Dunlap that the minutes for April 1, 2008 be approved as amended. Motion carried.

#### CLOSED SESSION MINUTES APPROVED

It was moved by Commissioner Dunlap and supported by Commissioner Loudenslager that the minutes of the closed session on April 1, 2008 be approved. Motion carried. Commissioners Bordner and Dobberteen abstained due to absence.

#### COMMUNICATIONS

1. Letter from the Michigan Association of Counties, Re: MAC Legislative Updates, April 4, April 11 and April 18, 2008.
2. Letter from the Southwest Michigan Solid Waste Consortium, Re: Thank you for continuing to participate as a member of the consortium.
3. Invitation from Michigan Works to attend the May 2<sup>nd</sup> Grand Opening and Ribbon Cutting of new Service Center in Three Rivers.
4. Letter from Michigan State Housing Development Authority, Re: On-site monitoring report for St. Joseph County's CDBG Homeowner Rehabilitation Grant.
5. Resolution from Livingston County, Re: Supporting House Bill 5892.
6. Minutes of the Commission on Aging Board meeting of March 19, 2008.

It was moved by Commissioner Bordner and supported by Commissioner Loudenslager that the communications be accepted and placed on file. Motion carried.

CITIZENS' COMMENTS

Tim Carls, 63044 Klinger Lake Road, Centreville requested information regarding who was in charge of the weigh masters.

Vice-Chairman Dobberteen stated that he should contact the Administrator to get the information that he needed.

2008 EQUALIZATION REPORT

Brenda Babcock, Deputy Equalization Director, gave an overview of the 2008 Equalization Report. She stated that the Equalization Director, Judy Nelson, was out of town attending a Homeland Security conference.

She highlighted the fact that a factor has to be applied to Flowerfield Township's agriculture and residential classes.

The County's total equalized value is \$2,482,468,407.

Following is the report:

PERSONAL AND REAL PROPERTY

TOWNSHIP OR CITY	ACRES 100THS	TOTAL REAL PROPERTY VALUATIONS		PERSONAL PROPERTY VALUATIONS		TOTAL REAL PLUS PERSONAL PROPERTY	
		ASSESS. VALUE	EQUALIZED VALUE	ASSESSED VALUE	EQUALIZED VAUE	ASSESSED VALUE	EQUALIZED VALUE
BURR OAK	21.90	\$82,593,200	\$82,593,200	\$2,446,100	\$2,446,100	\$85,039,300	\$85,039,300
COLON	21.03	\$138,457,500	\$138,457,500	\$4,221,300	\$4,221,300	\$142,678,800	\$142,678,800
CONSTANTINE	20.98	\$134,052,200	\$134,052,200	\$21,088,500	\$21,088,500	\$155,140,700	\$155,140,700
FABIUS	20.10	\$233,656,800	\$233,656,800	\$6,624,600	\$6,624,600	\$240,281,400	\$240,281,400
FAWN RIVER	12.26	\$50,922,563	\$50,922,563	\$746,413	\$746,413	\$51,668,976	\$51,668,976
FLORENCE	21.39	\$55,168,300	\$55,168,300	\$1,529,200	\$1,529,200	\$56,697,500	\$56,697,500
FLOWERFIELD	22.79	\$69,472,655	\$69,190,920	\$4,792,731	\$4,792,731	\$74,265,386	\$73,983,651
LEONIDAS	22.65	\$55,905,800	\$55,905,800	\$1,142,800	\$1,142,800	\$57,048,600	\$57,048,600
LOCKPORT	18.15	\$134,345,280	\$134,345,280	\$3,608,000	\$3,608,000	\$137,953,280	\$137,953,280
MENDON	21.69	\$91,651,600	\$91,651,600	\$20,401,100	\$20,401,100	\$112,052,700	\$112,052,700
MOTTVILLE	12.37	\$58,737,500	\$58,737,500	\$6,860,500	\$6,860,500	\$65,598,000	\$65,598,000
NOTTAWA	21.97	\$164,357,400	\$164,357,400	\$4,071,500	\$4,071,500	\$168,428,900	\$168,428,900
PARK	22.26	\$129,531,100	\$129,531,100	\$11,436,100	\$11,436,100	\$140,967,200	\$140,967,200
SHERMAN	21.00	\$156,401,650	\$156,401,650	\$3,111,100	\$3,111,100	\$159,512,750	\$159,512,750
STURGIS	11.30	\$64,291,500	\$64,291,500	\$3,055,700	\$3,055,700	\$67,347,200	\$67,347,200
WHITE PIGEON	15.03	\$205,991,500	\$205,991,500	\$15,588,200	\$15,588,200	\$221,579,700	\$221,579,700
STURGIS CITY	0.00	\$242,503,250	\$242,503,250	\$65,139,400	\$65,139,400	\$307,642,650	\$307,642,650
THREE RIVERS	31.33	\$193,969,600	\$193,969,600	\$44,877,500	\$44,877,500	\$238,847,100	\$238,847,100
	338.20	\$2,262,009,398	\$2,261,727,663	\$220,740,744	\$220,740,744	\$2,482,750,142	\$2,482,468,407

EQUALIZED VALUATIONS – REAL

	AGRICULTURE	COMMERCIAL	INDUSTRIAL	RESIDENTIAL	DEVELOP- MENTAL	TOTAL REAL PROPERTY
BURR OAK	\$27,160,100	\$1,694,100	\$979,100	\$52,759,900		\$82,593,200
COLON	\$31,363,300	\$5,043,000	\$3,388,100	\$98,663,100		\$138,457,500
CONSTANTINE	\$23,264,500	\$6,214,000	\$27,968,200	\$76,605,500		\$134,052,200
FABIUS	\$12,480,800	\$7,049,400	\$4,146,300	\$209,980,300		\$233,656,800
FAWN RIVER	\$14,937,146	\$1,822,221	\$0	\$34,163,196		\$50,922,563
FLORENCE	\$31,575,000	\$10,300	\$96,900	\$23,486,100		\$55,168,300
FLOWERFIELD	\$21,359,324	\$875,450	\$229,030	\$46,727,116		\$69,190,920

	AGRICULTURE	COMMERCIAL	INDUSTRIAL	RESIDENTIAL	DEVELOP- MENTAL	TOTAL REAL PROPERTY
LEONIDAS	\$32,199,800	\$808,800	\$0	\$22,897,200		\$55,905,800
LOCKPORT	\$20,560,200	\$5,605,700	\$1,136,800	\$107,042,580		\$134,345,280
MENDON	\$28,359,400	\$4,440,400	\$4,377,900	\$54,473,900		\$91,651,600
MOTTVILLE	\$14,933,500	\$2,147,100	\$9,835,900	\$31,821,000		\$58,737,500
NOTTAWA	\$38,167,500	\$13,966,800	\$761,700	\$111,461,400		\$164,357,400
PARK	\$32,313,100	\$5,165,100	\$5,735,500	\$86,317,400		\$129,531,100
SHERMAN	\$19,416,900	\$1,645,700	\$185,500	\$135,153,550		\$156,401,650
STURGIS	\$14,670,600	\$13,277,200	\$1,793,100	\$34,013,900	\$536,700	\$64,291,500
WHITE PIGEON	\$16,883,200	\$13,016,700	\$8,690,000	\$167,401,600		\$205,991,500
STURGIS CITY	\$486,000	\$53,750,650	\$46,843,100	\$141,423,500		\$242,503,250
THREE RIVERS	\$0	\$72,149,800	\$34,883,500	\$86,936,300		\$193,969,600
	\$380,130,370	\$208,682,421	\$151,050,630	\$1,521,327,542	\$536,700	\$2,261,727,663

ASSESSED VALUATIONS – REAL

	AGRICULTURE	COMMERCIAL	INDUSTRIAL	RESIDENTIAL	DEVELOP- MENTAL	TOTAL REAL PROPERTY
BURR OAK	\$27,160,100	\$1,694,100	\$979,100	\$52,759,900		\$82,593,200
COLON	\$31,363,300	\$5,043,000	\$3,388,100	\$98,663,100		\$138,457,500
CONSTANTINE	\$23,264,500	\$6,214,000	\$27,968,200	\$76,605,500		\$134,052,200
FABIUS	\$12,480,800	\$7,049,400	\$4,146,300	\$209,980,300		\$233,656,800
FAWN RIVER	\$14,937,146	\$1,822,221	\$0	\$34,163,196		\$50,922,563
FLORENCE	\$31,575,000	\$10,300	\$96,900	\$23,486,100		\$55,168,300
FLOWERFIELD	\$21,556,525	\$875,450	\$229,030	\$46,811,650		\$69,472,655
LEONIDAS	\$32,199,800	\$808,800	\$0	\$22,897,200		\$55,905,800
LOCKPORT	\$20,560,200	\$5,605,700	\$1,136,800	\$107,042,580		\$134,345,280
MENDON	\$28,359,400	\$4,440,400	\$4,377,900	\$54,473,900		\$91,651,600
MOTTVILLE	\$14,933,500	\$2,147,100	\$9,835,900	\$31,821,000		\$58,737,500
NOTTAWA	\$38,167,500	\$13,966,800	\$761,700	\$111,461,400		\$164,357,400
PARK	\$32,313,100	\$5,165,100	\$5,735,500	\$86,317,400		\$129,531,100
SHERMAN	\$19,416,900	\$1,645,700	\$185,500	\$135,153,550		\$156,401,650
STURGIS	\$14,670,600	\$13,277,200	\$1,793,100	\$34,013,900	\$536,700	\$64,291,500
WHITE PIGEON	\$16,883,200	\$13,016,700	\$8,690,000	\$167,401,600		\$205,991,500
STURGIS CITY	\$486,000	\$53,750,650	\$46,843,100	\$141,423,500		\$242,503,250
THREE RIVERS	\$0	\$72,149,800	\$34,883,500	\$86,936,300		\$193,969,600
	\$380,327,571	\$208,682,421	\$151,050,630	\$1,521,412,076	\$536,700	\$2,262,009,398

It was moved by Commissioner Dunlap and supported by Commissioner Loudenslager that the 2008 Equalization Report be adopted.

The aye and nay vote was called as follows:

Aye votes cast: 6 – Commissioners Shafer, Loudenslager, Dunlap, Bordner, Puschel & Dobberteen.

Nay votes cast: 0

Absent: 1 – Commissioner Baker.

Report adopted.

## DRAIN COMMISSIONER'S ANNUAL REPORT

Dave Hassenger, Drain Commissioner, gave an overview of the 2007 Annual Report. He stated that the office continues to address the needs of the county drains and designated lake levels. They have had a large amount of calls coming into their office with flooding problems in areas that have no drainage districts. They give the property owner the option of petitioning for a new district but explain the length of time and money involved to do so. They also give the property owner information that will give them other options to relieve their flooding problems.

Following is the report:

### ASSESSMENTS

The following assessments were filed the last Wednesday in September of 2007:

Wilcox Drain, Nottawa Township & Lockport Township (Board of Determination and Inspection Assessment)	\$8,026.46
Clear Lake, Fabius Township (Cost to Establish Special Assessment District)	\$31,941.00
Pleasant Lake, Fabius Township (Costs to Establish a Special Assessment District)	\$25,982.00
Omena Lake, Sherman Township (Costs to Establish a Special Assessment District)	\$33,425.00
Portage Lake Drain, Mendon Township (Petitioned Cleanout)	\$31,604.95
Carter Bowers Inter-county Drain, Leonidas Township (Petitioned Cleanout)	\$3,730.86
Grover & Coohon Drain, Colon Township (Petitioned Cleanout)	\$19,294.80
Felker Drain, Park Township (Petitioned Cleanout)	\$65,706.96
Colon Number One Drain, Colon & Nottawa Townships (Petitioned Cleanout)	\$60,760.08

### LOANS

Omena Lake	\$30,000.00
Pleasant Lake	\$23,000.00
Clear Lake	\$28,000.00
Colon Number One Drain	\$365,780.00
Felker Drain	\$427,000.00
Grover & Coohon Drain	\$220,000.00
Portage Lake Drain	\$200,000.00

### BALANCE 12/31/07

FUND	
Long Lake Revolving Fund (Fabius)	\$3,154.33
Drain Assessment Fund (*)	\$212,151.61
Klinger Lake Level Fund	\$26,075.26
Revolving Drain Fund	\$64,463.71
Revolving Drain Maintenance Fund	\$9,265.88
Omena Lake	\$0.00
Palmer & Long Lake Level Fund (Weed Control)	\$73,395.64
Fish Lake Drain Fund	\$132.33

Eberhard Lake Level	\$4,442.65
Grey Lake Level Study Fund	\$1,303.39
Corey Lake	\$0.00
Pleasant Lake	\$0.00
Clear Lake	\$9,747.69
Kaiser Lake	\$0.00
Debt Service	\$60,645.83
Beaver Lake	\$0.00
Lake Templene	\$2.94
Minnewaukan Lake	\$10,515.11
<b>TOTALS</b>	<b>\$475,296.37</b>

\*This fund is the total of the individual drain accounts included with this report.

#### INDIVIDUAL DRAIN ACCOUNT REPORT

DRAIN	BALANCE
AINSLEY	\$0.00
AMBS	\$0.01
BARTHOLOMEW/SPRING CREEK	\$2.86
BEAVER LAKE & EXTENSION	\$634.47
BENEDICT LAKE	\$2,857.59
BENNETT & BIRCH	\$1.87
BERKLEY & REED	\$451.46
BLACK RUN	\$201.44
BRICKER	\$21.62
BRISTOL	\$5.46
BROOKS	\$6.62
BURR OAK VILLAGE	\$1.47
BURR OAK/COUNTYLINE	\$5,882.12
CALVERT & FOUR COUNTY	\$2,258.76
CARL	\$71.84
CARTER-BOWER	\$646.31
CLARKS	\$2.72
COLE & DARLING	\$37.91
COLON NO. 1	\$55,875.35
COOPER	\$35.70
COPENHAFER	\$1,409.74
COREY LAKE (DRAIN)	\$158.49
DAVIS TILE	\$27.98
DELONG	\$3.18
DENT EXTENSION	\$3.34
DRY LAKE	\$2.57
FABIUS NEWBERG	\$0.00
EBERHARD LAKE (DRAIN)	\$22.76
EDWARDS-STARKWEATHER	\$1.00
FARNHAM	\$45.31
FAWN RIVER	\$0.00
FELKER	\$8,011.01
FLETCHER	\$44.00
FOUR COUNTY	\$40.20
FOUR COUNTY BRANCH	\$39.26

FOWLER	\$0.00
FREEMAN	\$6,384.62
GARMAN FOSTER BRANCH	\$1,169.03
GEMBERLING	\$230.04
GILL & TRY	\$271.88
GILLETT	\$7.06
GOOSE LAKE	\$91.52
GRAVES	\$17.56
GROVER-COOHON	\$41,806.25
HALLWOOD - BRANCH #1	\$185.70
HANDESHAW	\$0.00
HASBROOK & MUMBY	\$0.15
HASSINGER	\$878.30
HAZZARD	\$45.54
HENRY-HILL	\$39.45
HILL	\$159.41
HIMEBAUGH & NOBLE	\$21.92
HOG CREEK & BRYANT LAKE	\$606.44
HOOVER-KELLY	\$242.52
JOHNSON & KELLY	\$40.52
KEIGHTLY	\$217.62
KIBBIE & AKEY	\$3.42
KISER & BICKLE	\$0.00
KLADY	\$0.00
LAIRD TOMPKINS & DOANE	\$5.31
LEONIDAS VILLAGE	\$20.59
LEONIDAS/MENDON/LITTLE PORTAGE	\$5.89
LITTLE PORTAGE CREEK EXTENSION	\$0.00
LEVERANCE & REED	\$246.59
LITTLE SWAN CREEK	\$4,685.54
MARVIN	\$21.33
METTY RICE	\$45.01
MOE	\$6,657.76
MOORE & BURGNER	\$19.18
MOOREPARK	\$39.49
NOTTAWA LOCKPORT	\$57.68
NOTTAWA NO. 1	\$84.08
NYE	\$162.27
OLDORF	\$19.99
OUTWATER	\$4.65
PARK	\$365.87
PIERCE-SHERMAN	\$10.50
PLUG EXTENSION	\$44.66
PLUM	\$0.01
PORTAGE CREEK INTERCOUNTY	\$40.50
PORTAGE LAKE	\$36,777.53
PROFILE LAKE	\$129.06
RAILROAD STREET & TRY	\$55.42
REED	\$0.00
REED & HAGAR	\$1.44
RUMSEY	\$0.00
SADAWASSER	\$80.77
SAMUEL CLYDE	\$16.93
SAM METTA	\$0.00

SANBORN & HOG CREEK	\$172.01
SECTION FIFTEEN	\$100.00
SECTION FOUR	\$89.38
SECTION FOUR & FIVE	\$33.47
SECTION LINE	\$191.46
SECTION SEVEN	\$150.50
SECTION SIXTEEN	\$0.91
SECTION THIRTY-ONE	\$23.18
SECTION TWENTY-EIGHT	\$9.20
SHAW & AKEY	\$4.08
SIMPSON	\$6.91
SKIRVIN	\$7.69
SMITH & TYLER	\$50.00
SMITH WOODWORTH	\$37.11
SNAKE	\$14.90
STEPHENSON	\$331.32
STEWART LAKE	\$13,666.93
SWEET LAKE	\$0.00
THORNTON-BEAVER MARCH	\$27.73
TRECKLE	\$2.64
TUTEWILER & TOWN LINE & PLUG	\$2,650.99
WAITS	\$13.38
WANEER	\$87.29
WASEPI	\$10.12
WILCOX	\$9,870.07
WINGER	\$0.00
WOOD & WATSON	\$3,333.69
YAPLE	\$60.85
YEATTER JOINT	\$301.93
YODER	\$82.45
TOTALS	\$212,151.61

Commissioner Dunlap asked about the loans that were listed in the report. Mr. Hassenger stated that some were loans from the County but most were commercial bank loans.

Commissioner Bordner mentioned the flooding this year. Mr. Hassenger responded that the drains in this county have been neglected for too many years. It will be a long term process to clean the drains.

Mr. Hassenger responded to a question regarding special assessment districts for those lakes that have lake levels by saying that he only has Lake Templene/Sand Lake, Kaiser, Corey and Beaver lakes to do.

Mr. Hassenger reported that the Department of Environmental Quality has forbidden their staff from meeting with Representative Shaffer and Senator Brown concerning the Milburn Peat issue.

In regards to Minnewaukan Lake, Mr. Hassenger cannot help them but he has given them the names of some experts.

Commissioner Loudenslager suggested to Mr. Hassenger that he contact the Nottawa Township Supervisor to find a contact for the Sand Lake Association.

It was moved by Commissioner Dunlap and supported by Commissioner Bordner that the Drain Commissioner's Annual Report for 2007 be accepted. Motion carried.

## ANIMAL CONTROL'S ANNUAL REPORT

Tom Miller, Animal Control Officer, gave an overview of his annual reports for 2005 and 2007 with a comparison with 2006 as follows:

	2005	2006	2007
Complaints Received and Answered	1,740	1,618	1,831
Miles Driven	33,605	33,041	32,548
Dogs Received at the Pound	1,150	1,023	1,039
Cats Received at the Pound	380	400	274
Animal Bites Investigated	84	81	88
Livestock Complaints	51	46	52
Dogs Running at Large Complaints	301	280	309
Miscellaneous Complaints	148	145	315
Dogs Reported Missing or Found	401	368	386
Dogs Adopted or Reclaimed (excluding kennels)	480	378	395
Dogs Euthanized	322	343	324
Service Dogs Donated & Lateral Transfers	348	302	
Lateral Transfer to other Shelters	0	-	320

### Receipts

License Sales (kennel licenses included)	\$56,361.50	\$60,905.50	\$77,095.00
Sale of Dogs and Cats	9,435.00	8,853.00	7,620.00
Bonds Payable	12,545.00	11,705.00	10,560.00
Bond Forfeitures	1,740.00	1,460.00	1,360.00
Pick-up and Disposal Fees	2,169.00	2,517.00	2,620.00
Miscellaneous Revenue	<u>1,118.41</u>	<u>202.36</u>	<u>332.10</u>
Total Collected	\$83,368.91	\$85,642.86	\$99,587.10

Mr. Miller stated that there is a decline in adoptions due to economic hard times. They are now transferring and not euthanizing animals. There are 2 volunteers that take care of the transfers and he cannot thank them enough. They will be honored later tonight.

The health department reports that there are more dog bites in St. Joseph County. Mr. Miller stated that more of the bites here are reported.

He is an instructor in their association's Animal Control Academy. He is serving a second and final year of his term as President of the State Animal Control Officers Association. Mr. Miller was instrumental in getting S.B. 1328 which legally allows Animal Control Officers to use tranquilizers in the field. He went to the bill signing by Governor Granholm. Mr. Miller attended the National Animal Control Officers' Conference in Cincinnati which was paid by the association.

He is involved in the Legislative Committee of the association.

He made arrangements to get 800 plus stainless steel bowls donated and he has been sharing them with surrounding counties.

Commissioner Loudenslager stated that he loves Mr. Miller's presentations and that it was an excellent report.

Commissioner Dunlap stated that he was impressed with the amount of money that they collect at the shelter.

It was moved by Commissioner Dunlap and supported by Commissioner Loudenslager that the Animal Control Officer's Annual Report for 2006 and 2007 be accepted. Motion carried.

CITIZENS' RECOGNITION AWARDS

Vice-Chairman Dobberteen presented a Citizen Recognition Award to Judy Garn and Commissioner Dunlap presented one to Sharon Forsyth for volunteering so much of their time to the Animal Control Office and specifically for transferring dogs for adoption to other agencies.

Mrs. Forsyth thanked the Board for all of their support and told a story of an emaciated dog that they brought back to health and is now a companion in a nursing home.

HAZARDOUS MATERIALS EMERGENCY PLANNING 2007-2008 GRANT AGREEMENT

Ms. West-Wing recommended approval of a Hazardous Materials Emergency Planning Grant Agreement in the amount of \$1,665.00.

It was moved by Commissioner Loudenslager and supported by Commissioner Bordner that the Hazardous Materials Emergency Planning 2007-2008 Grant Agreement be approved.

The aye and nay vote was called as follows:

Aye votes cast: 6 – Commissioners Shafer, Loudenslager, Dunlap, Bordner, Pueschel & Dobberteen.

Nay votes cast: 0

Absent: 1 – Commissioner Baker.

Motion carried.

2008 MARINE PATROL GRANT

Ms. West-Wing stated that the Marine Division has been awarded a grant for a boat, motor and trailer in the amount of \$12,865.00.

It was moved by Commissioner Loudenslager and supported by Commissioner Shafer that the 2008 Marine Patrol Grant in the amount of \$12,865.00 for a boat, motor and trailer be accepted.

The aye and nay vote was called as follows:

Aye votes cast: 6 – Commissioners Shafer, Loudenslager, Dunlap, Bordner, Pueschel & Dobberteen.

Nay votes cast: 0

Absent: 1 – Commissioner Baker.

Motion carried.

Ms. West-Wing stated that an older boat, motor and trailer will be sold.

VACANT ASSISTANT PROSECUTING ATTORNEY'S POSITION

It was moved by Commissioner Dunlap and supported by Commissioner Shafer that the vacant Assistant Prosecuting Attorney's position be filled.

Commissioner Bordner stated that he has heard conversations in the community and many people are disturbed with the Prosecutor's dismissal of an assistant. A vote on the motion would validate the stance of the Prosecutor therefore he will be voting no.

Commissioner Loudenslager stated that the Prosecutor is an elected official and the Commission has no control over the hiring and firing of their employees and he will be voting yes on the motion.

Commissioner Shafer has also had several community contacts and the Commission has no right over hiring and firing employees of elected officials and they do not have the authority to approve or disapprove of the Prosecutor's action, but the position needs to be filled.

Commissioner Pueschel stated that he does not have enough information to not support the motion.

The aye and nay vote was called as follows:

Aye votes cast: 5 – Commissioners Shafer, Loudenslager, Dunlap, Pueschel & Dobberteen.

Nay votes cast: 1 – Commissioner Bordner.

Absent: 1 – Commissioner Baker.

Motion carried.

#### TELE-RAD RADIO CONTRACT

Ms. West-Wing stated that the Board approved the new project for 911 on February 5th and now the contract with Tele-Rad in the amount of \$672,684.84 is ready for approval. The entire project total is \$905,365 which includes new radios, additional expenses related to the project and also a 5 year maintenance contract.

This has been approved by Tele-Rad, their counsel and the County's counsel as well.

It was moved by Commissioner Dunlap and supported by Commissioner Loudenslager that the contract with Tele-Rad for the radio project at 911 be approved.

Commissioner Dobberteen asked if this contract covers absolutely every aspect of the project.

Andy Goldberger, 911 Director, stated that he was assured that everything was covered and if not they have a bond from Tele-Rad.

The aye and nay vote was called as follows:

Aye votes cast: 6 – Commissioners Shafer, Loudenslager, Dunlap, Bordner, Pueschel & Dobberteen.

Nay votes cast: 0

Absent: 1 – Commissioner Baker.

Motion carried.

#### OUT-OF-STATE TRAVEL REQUEST FROM THE CIRCUIT COURT JUDGE

It was moved by Commissioner Loudenslager and supported by Commissioner Shafer that the Circuit Court Judge be allowed to attend the National Judicial College Seminar in Chicago May 25-29 for an expense of \$2,400.00. \$755 was paid from last year's budget and Judge Stutesman was also awarded \$800 in a scholarship.

#### OUT-OF-STATE TRAVEL REQUEST FROM THE CENTRAL DISPATCH DIRECTOR

It was moved by Commissioner Dunlap and supported by Commissioner Shafer that the Central Dispatch Director be allowed to attend the National Emergency Number Association 9-1-1 Conference for 2008 in Tampa, Florida, June 7-12 for a County expense of approximately \$850.00. Motion carried.

#### RESOLUTION SUPPORTING HOUSE BILL 5892

Commissioner Shafer read the following resolution:

#### RESOLUTION NO. 10-2008

WHEREAS, Representatives Espinoza, Rick Jones, Polidori, Gonzales, Spade, Brown, Stahl, Condino, Warren and Hammel of the Michigan House of Representatives introduced House Bill 5892, which seeks to amend Public Act 32 of 1986 entitled the "Emergency Telephone Service Enabling Act" by extending the sunset of the Act from February 28, 2009 to December 31, 2013; and

WHEREAS, House Bill 5892 was introduced in the Michigan House of Representatives and was referred to the Energy and Technology Committee of the House of Representatives; and

WHEREAS, the Emergency Telephone Service Enabling Act, as amended by 2007 PA 164 and 2007 PA 165, provides Michigan counties with a stable and equitable funding source for public safety communications directly related to the delivery of 9-1-1 services; and

WHEREAS, the stable funding methodology contained in 2007 PA 164 and 2007 PA 165 was developed with input from all telecommunication service providers, public safety communications personnel, and legislators, and requires no substantive changes other than the extension of the sunset; and

WHEREAS, the stable funding provisions of 2007 PA 164 and 2007 PA 165 take effect July 1, 2008 and sunset on February 29, 2009, limiting Michigan counties to only eight months of revenue for critical public safety communication 9-1-1 projects and operations; and

WHEREAS, an eight-month cycle of legislation does not provide counties with sufficient time for long-range planning and may jeopardize critical 9-1-1 services; and

WHEREAS, the Michigan Association of Counties and the Michigan Municipal League support the immediate passage of House Bill 5892.

NOW THEREFORE BE IT RESOLVED, that the St. Joseph County Board of Commissioners strongly supports the immediate passage of House Bill 5892 as currently written.

BE IT FURTHER RESOLVED, that copies of this resolution be transmitted to Governor Jennifer Granholm, Senator Cameron Brown and Representative Rick Shaffer.

It was moved by Commissioner Shafer and supported by Commissioner Dunlap that the resolution be adopted and 2nd reading waived.

The aye and nay vote was called as follows:

Aye votes cast: 6 – Commissioners Shafer, Loudenslager, Dunlap, Bordner, Pueschel & Dobberteen.

Nay votes cast: 0

Absent: 1 – Commissioner Baker.

Resolution adopted.

#### NOMINATIONS/APPOINTMENTS

##### Transportation Authority Board

It was moved by Commissioner Shafer and supported by Commissioner Bordner that Gary Hansen and David Locey be nominated and appointed to the Transportation Authority Board for terms to expire April 1, 2009. Motion carried.

#### COMMITTEE REPORTS

##### Law Enforcement

Vice-Chairman Dobberteen stated that there was no report.

##### Judiciary

Commissioner Loudenslager stated that there was no report.

##### Physical Resources

Commissioner Shafer stated that the committee will meet on April 24th at 4:30 p.m.

### Executive Committee

Vice-Chairman Dobberteen stated that the Executive Committee met on April 18, 2008. Everyone has a copy of the minutes and he said that he would answer any questions that anyone may have.

### Investment Advisory Committee

Commissioner Dunlap stated that the Investment Advisory Committee met and our interest earnings are about one half of what they were last year at this time.

### MAC COMMITTEE

Commissioner Bordner stated that he attended a MAC Committee meeting last week and Michigan is 8th in the nation in the number of veterans that reside here but we rank 48th in the nation of the veterans receiving benefits. He will be bringing a resolution from MAC to the Board for approval. There will be a short course regarding this matter at the MAC Summer Conference.

### PERSONNEL COMMITTEE

Ms. West-Wing presented the following report:

#### MISCELLANEOUS:

Chad Spence, Road Patrol Sergeant, was on family leave from March 21 to April 5, 2008 under the Family and Medical Leave Act of 1993.

Sherry Swartz, In-Home Services Coordinator, will be on intermittent medical leave commencing March 24, 2008 under the Family and Medical Leave Act of 1993.

#### DISMISSALS:

John McDonough, Assistant Prosecuting Attorney, has been dismissed effective April 7, 2008.

Mikeal Cole, part-time Corrections Officer, has been dismissed effective April 11, 2008.

#### NEW HIRE:

Susan M. Wolford has been hired as part-time Aide at \$9.66/hr. (COA grade 5, minimum) effective April 7, 2008.

#### TEMPORARY/SEASONAL EMPLOYMENT:

Jean Staffin to work temporary, part-time for Probate Court at \$7.25/hr. effective April 4, 2008.

Dale Klopfenstein has been hired as seasonal Park Maintenance at \$8.25/hr. effective May 13, 2008.

Dale Rice has been hired as seasonal Park Maintenance at \$7.75/hr. effective May 13, 2008.

Michelle Kelley has been hired as Cade Lake Operations Supervisor at \$10.00/hr. effective April 29, 2008.

Juliannah Schram has been hired as Cade Lake Park Attendant at \$7.50/hr. effective April 29, 2008.

Stacey Carr has been hired as Cade Lake Park Attendant at \$7.50/hr. effective April 29, 2008.

Rodney Mills has been hired as Cade Lake Park Caretaker at \$7.50/hr. effective April 29, 2008.

It was moved by Commissioner Bordner and supported by Commissioner Dunlap that the personnel report be approved with the exception of the 1st item under Dismissals, that is only accepted. Motion carried.

### REQUISITIONS

Ms. West-Wing presented the following report:

Two air compressors 60 ton DX rooftop units for the first and second floors of the Courts Building  
 Estimate \$15,000.00

It was moved by Commissioner Shafer and supported by Commissioner Bordner that the requisition be approved. Motion carried.

BUDGET ADJUSTMENTS

Ms. West-Wing presented the following report:

FROM GENERAL FUND CONTINGENCY:

\$500.00 to Extension line item 101-257-982.010 (Maps).

It was moved by Commissioner Dunlap and supported by Commissioner Loudenslager that the budget adjustments be approved. Motion carried.

FINANCE DIRECTOR'S REPORT

Mr. Carey presented the following reports:

Per Diem

Robin Baker – 8 half days 3/19, 3/27, 3/28, 4/2, 4/9, 4/16, 4/17, 4/18 & 3 full days 3/24, 3/27 & 4/22/08	\$ 685.00
Monte Bordner – 9 half days 3/24, 4/08 x 2, 4/10 x 2, 4/11, 4/16, 4/18, 4/22 & 6 full days 3/21, 3/24, 3/25, 4/1, 4/18 & 4/21/08	1,020.00
John Dobberteen – 7 half days 3/25, 3/26 x 2, 3/28, 4/16, 4/18, 4/22 & 1 full day 3/19/08	445.00
Michael Dunlap – 7 half days 3/23, 4/01, 4/02, 4/04, 4/08, 4/18 x 2 & 1 full day 3/28/08	445.00
Gerald Loudenslager – 2 half days 3/19 & 3/25/08 & 2 full days 3/27 & 4/15/08	290.00
David Pueschel – 5 half days 3/27, 3/28, 4/16 x 2 & 4/18/08	250.00
Eric Shafer – 6 half days 3/26, 3/28, 4/02 x 2, 4/08, 4/14 & 1 full day 4/11/08	<u>395.00</u>
	\$ 3,530.00

Expenses

Robin Baker	\$ 278.76
Monte Bordner	471.67
John Dobberteen	72.72
Michael Dunlap	171.70
Gerald Loudenslager	54.04
David Pueschel	61.11
Eric Shafer	<u>99.99</u>
	\$ 1,209.99

It was moved by Commissioner Loudenslager and supported by Commissioner Pueschel that the per diem and expenses be approved subject to review of the Executive Committee members present. Motion carried.

Financial Statements

	Revenues	Expenditures
March	\$ 1,119,661	\$ 1,015,280
Year to Date	3,379,910	3,354,946
Period Fund Balance	\$104,381.00	
Year to Date	\$24,963.00	

Percent of budget year elapsed year to date.	25.00%
Percent of total budgeted funds earned year to date	23.16%
Percent of total budgeted funds expended year to date	22.99%

It was moved by Commissioner Dunlap and supported by Commissioner Shafer that the financial statements be accepted. Motion carried.

INDEPENDENT CONTRACTOR AGREEMENT

It was moved by Commissioner Loudenslager and supported by Commissioner Dunlap that the Independent Contractor Agreement with Douglas A. Brousseau to conduct commercial and industrial appraisals be approved.

The aye and nay vote was called as follows:

Aye votes cast: 6 – Commissioners Shafer, Loudenslager, Dunlap, Bordner, Puschel & Dobberteen.

Nay votes cast: 0

Absent: 1 – Commissioner Baker.

Motion carried.

CHAIRMAN’S REPORT

Vice-Chairman Dobberteen acknowledged the death of Jack Baker, long time reporter of Board of Commissioners meetings reporting for various media.

CITIZENS’ COMMENTS

Wayne Brown, 17568 Heimbach Road, Three Rivers stated that he would like the April 1st minutes corrected. Vice-Chairman Dobberteen referred him to the Clerk who responded by saying that the corrections that she made were adequate.

Mr. Brown expressed his continued concern about the Park Drain. Mr. Hassenger stated that he would talk to Mr. Brown outside of this meeting.

Vice-Chairman Dobberteen stated that the Board is aware of the drain issues.

CLOSED SESSION

It was moved by Commissioner Dunlap and supported by Commissioner Shafer that the Board go into closed session to discuss property acquisitions.

The aye and nay vote was called as follows:

Aye votes cast: 6 – Commissioners Shafer, Loudenslager, Dunlap, Bordner, Puschel & Dobberteen.

Nay votes cast: 0

Absent: 1 – Commissioner Baker.

Motion carried.

OPEN SESSION

The Board resumed business in open session.

It was moved by Commissioner Shafer and supported by Commissioner Dunlap that the Administrator/ Controller proceed as discussed in closed session. Motion carried.

PER DIEM REPORTING SHEETS

Commissioner Bordner questioned the new reporting sheets that they were given to report their per diems. It was explained that the new sheets were approved by consensus of the Board.

He also asked that the financial statements be printed rather than emailed.

ADJOURNMENT

It was moved by Commissioner Shafer and supported by Commissioner Dunlap that the St. Joseph County Board of Commissioners adjourn until May 5, 2008 at 5:00 p.m. Motion carried.

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Pattie S. Bender, County Clerk

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John L. Dobberteen, Vice-Chairman