

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 June 2, 2009, at 5:00 p.m.

Vice-Chairman Robin Baker called the meeting to order.

The Invocation was given by Commissioner Shaffer.

The Pledge to the American Flag was given.

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

Rick Shaffer	Gerald E. Loudenslager
Michael D. Dunlap	Robin Baker
Jerry Ware	David J. Pueschel

Absent: John L. Dobberteen

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

#### AGENDA

Ms. West-Wing requested that the contract for the Palmer Lake Seawall be added under New Business and that a Consulting Service Proposal for medical insurance bids be added under New Business as well.

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

#### MINUTES APPROVED

It was moved by Commissioner Shaffer and supported by Commissioner Loudenslager that the minutes for May 19, 2009 be approved. Motion carried.

#### COMMUNICATIONS

1. Letter from the Michigan Association of Counties, Re: MAC Legislative Updates, May 22 and May 29, 2009.
2. Resolution from Antrim County, Re: Support of State funding to hold counties harmless from the DHS lawsuit settlement agreement.
3. Resolution from VanBuren County, Re: State Revenue Sharing.
4. Resolution from Lake County, Re: Brownfield Site Redevelopment.
5. Resolution from Saginaw County, Re: Support of State funding to hold counties harmless from the DHS lawsuit settlement agreement.
6. Resolution from Saginaw County, Re: State Revenue Sharing.
7. Resolution from Allegan County, Re: Support of House Bill 4893 (Medical Examiner retention of body and organ tissue.)
8. Resolution from Allegan County, Re: State Funding of Public Health Services.
9. Minutes of the Community Mental Health Services Board meeting of April 28, 2009.
10. Minutes of the Department of Human Services Board meeting of March 24, 2009.
11. Minutes of the St. Joseph River Basin Commission meeting of March 3, 2009.
12. Newsletter from Southwest Michigan Land Conservancy–Summer 2009.

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

#### 9-1-1 RADIO PROJECT UPDATE

Andy Goldberger, Central Dispatch Director, gave an update on the 9-1-1 Radio Project.

Mr. Goldberger stated that there was a need to construct new towers to place antennas on when they originally thought that they could use existing space on towers or water towers in different areas and found that they could not in every case. They had to construct towers at the Fabius, Lockport, Park Township Fire Department (now Fabius, Park Fire Department) and they also had to construct one in White Pigeon for the White Pigeon-Constantine area. The one in Mendon is on their water tower and, of course, the one in Centreville has been built since 1991. There was a building that needed to be constructed in Centreville by the tower to house the equipment. So, they now own 2 towers at a cost of \$65,000 to \$73,000, therefore they are over budget by \$130,000 to \$150,000.

He stated that it is difficult to come to the Board to say that they are over budget, because none of the projects in which he has been involved have ever been over budget in the 14 years that he has been here. He requested a transfer of \$150,000 from the fund balance of the 9-1-1 Fund.

They are still looking for a site in the Sturgis area. They have looked at 11 sites and none are feasible because the Sherman Hills block the path for the signal to get to Centreville especially when there are leaves on the trees. They are still searching for a spot.

They hope to complete the project by the end of August. With a recent FEMA grant being awarded to the County Fire Association, several fire agencies will have new radios.

Commissioner Dunlap asked if by using this \$150,000 now would it create a shortage later. Mr. Goldberger assured him that it would not.

In response to a question by Commissioner Shaffer, Mr. Goldberger stated that the consultant did a good job on finding the sites and there should be 97% coverage when the project is completed and because of that the Fire Departments will be in much better shape than they are now.

#### AFSCME

Ms. West-Wing stated that the AFSCME Contracts were ready for approval. The 4 contracts involve a total of 60 employees. The highlights are as follows:

1. Contract Durations: 3 years - January 1, 2009 through December 31, 2011.
2. Wages:            January 1, 2009            2% increase applied to each step—retro to 01/01/09  
                          January 1, 2010            2% increase applied to each step  
                          January 1, 2011            Contract re-opener
3. Health Dental Insurance:    Employee premium co-pays via pretax payroll deduction:  
    Effective January 1, 2010 - 14% of the annual premium cost (current is 12%)  
    Effective January 1, 2011 - Contract re-opener
3. Miscellaneous Contract language changes:  
    Revised layoff language  
    Revised FMLA language, included new Federal amendments, allow 2 days vacation to be maintained  
    Allow bereavement to be taken non-consecutively with Employer permission  
    Removed obsolete language under insurance, S&A and pension  
    Allow participation on Safety Committee  
    Added language for criminal history background checks, FOC and Juvenile only

#### General Unit

It was moved by Commissioner Loudenslager and supported by Commissioner Dunlap that the AFSCME General Unit Contract be approved.

The aye and nay vote was called as follows:

Aye votes cast:            6 - Commissioners Shaffer, Loudenslager, Dunlap, Baker, Ware and Pueschel.

Nay votes cast:            0

Absent:                    1 - Commissioner Dobberteen.

Motion carried.

### Circuit Court

It was moved by Commissioner Loudenslager and supported by Commissioner Dunlap that the AFSCME–Circuit Court Contract be approved.

The aye and nay vote was called as follows:

Aye votes cast: 6 - Commissioners Shaffer, Loudenslager, Dunlap, Baker, Ware and Pueschel.

Nay votes cast: 0

Absent: 1 - Commissioner Dobberteen.

Motion carried.

### Family Division

It was moved by Commissioner Loudenslager and supported by Commissioner Ware that the AFSCME–Family Division Contract be approved.

The aye and nay vote was called as follows:

Aye votes cast: 6 - Commissioners Shaffer, Loudenslager, Dunlap, Baker, Ware and Pueschel.

Nay votes cast: 0

Absent: 1 - Commissioner Dobberteen.

Motion carried.

### Probate Court

It was moved by Commissioner Loudenslager and supported by Commissioner Ware that the AFSCME–Probate Court Contract be approved.

The aye and nay vote was called as follows:

Aye votes cast: 6 - Commissioners Shaffer, Loudenslager, Dunlap, Baker, Ware and Pueschel.

Nay votes cast: 0

Absent: 1 - Commissioner Dobberteen.

Motion carried.

Commissioner Loudenslager stated that he is sure that the Commission will receive some flak for agreeing to a 2% increase in these economic times. He realizes that the agreement is to re-open the contract for 2011 and he suggested that he might behoove the Commissioners to maybe re-open sooner.

### PALMER LAKE BEACH SEAWALL PROJECT

John Pence, Parks and Recreation Director, stated that there is a need to construct a seawall at Palmer Lake Beach. They looked at different types of bids and decided to go with the steel seawall. They had 10 bids and awarded the bid to Cross Lake Construction for \$19,150.00.

The permit was received last week from DEQ to commence construction and he is requesting tonight that the Board approve the contract with Cross Lake Construction. The cost is shared 50/50 with Colon Township.

It was moved by Commissioner Dunlap and supported by Commissioner Loudenslager that the contract agreement with Cross Lake Construction, Inc., be approved.

Ms. West-Wing stated that there is only \$16,500 in the budget for 2009 for this project and additional funds will eventually be needed. Colon Township will also have to pay 50% of the additional cost.

The aye and nay vote was called as follows:

Aye votes cast: 6 - Commissioners Shaffer, Loudenslager, Dunlap, Baker, Ware and Pueschel.

Nay votes cast: 0

Absent: 1 - Commissioner Dobberteen.

Motion carried.

#### CONSULTING SERVICES PROPOSAL

Ms. West-Wing recommended approval of a Consulting Services Proposal with National City Insurance Group for \$1,000. They will review all of our current policies, assess benefits and costs and get competitive quotes. It is possible that our rates could be reduced.

Commissioner Shaffer asked why we are doing this. Ms. West-Wing responded by saying that legislation passed last year that schools had to seek quotes for insurance every 3 years and counties were added to the legislation as well.

It was moved by Commissioner Loudenslager and supported by Commissioner Dunlap that the Consulting Services Proposal with National City Insurance Group be approved.

The aye and nay vote was called as follows:

Aye votes cast: 6 - Commissioners Shaffer, Loudenslager, Dunlap, Baker, Ware and Pueschel.

Nay votes cast: 0

Absent: 1 - Commissioner Dobberteen.

Motion carried.

#### NOMINATIONS/APPOINTMENTS

##### Commission on Aging

It was moved by Commissioner Shaffer and supported by Commissioner Dunlap that Beverly Burnham, Jean Skalski, Lillian Carter, Kelly Eaton and David Pueschel be nominated and appointed to the Commission on Aging for 2 year terms and that Tim Carmichael be nominated and appointed for a 1 year term. Motion carried.

#### COMMITTEE REPORTS

##### Law Enforcement

Commissioner Loudenslager stated that there was no report.

##### Judiciary

Commissioner Loudenslager stated that there was no report.

##### Physical Resources

Commissioner Dunlap stated that the Physical Resources had not met.

##### Executive Committee

Commissioner Pueschel stated that there was no Executive Committee do to the work session on May 28th and all Commissioners were present, but he would answer any questions that anyone may have.

PERSONNEL REPORT

Ms. West-Wing presented the following report:

NEW HIRE:

Christina Wells has been hired as Nutrition Home Delivery Driver Sub at \$8.83/hr. (COA, grade 2, minimum) effective May 22, 2009.

MISCELLANEOUS:

Terry Evans, Juvenile Court Director, was on medical leave from May 12 through May 26, 2009 under the Family and Medical Leave Act of 1993.

Marti Studabaker, COA In-home Services Aide, was on medical leave from May 11 through May 15 under the Family and Medical Leave Act of 1993.

James Holton, part-time Road Patrol, has been assigned as the Friend of the Court Warrant Officer at \$17.37/hr. effective May 22, 2009. Under the Agreement the Warrant Officer will work less than 24 hours/week.

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

BUDGET ADJUSTMENTS

Ms. West-Wing presented the following report:

BUDGET AMENDMENTS:

<u>INCREASE CENTRAL DISPATCH REVENUE:</u>	
Line item 211-911-676.000 (Use of Fund Balance)	\$235,998.00
<u>INCREASE CENTRAL DISPATCH EXPENDITURE:</u>	
Line item 211-911-977.010 (Communications Equipment)	\$215,252.00
Line item 211-911-802.130 (Professional Services)	20,746.00
	\$235,998.00
<u>DECREASE CENTRAL DISPATCH EXPENDITURE:</u>	
Line item 211-911-941.000 (Contingency)	\$175,393.00
<u>INCREASE CENTRAL DISPATCH EXPENDITURE:</u>	
Line item 211-911-977.010 (Communications Equipment)	\$175,393.00
<u>INCREASE CENTRAL DISPATCH REVENUE:</u>	
Line item 212-912-676.000 (Use of Fund Balance)	\$300,000.00
<u>INCREASE CENTRAL DISPATCH EXPENDITURE:</u>	
Line item 212-912-999.000 (Operating Transfers Out)	\$300,000.00
<u>TRANSFER FROM CENTRAL DISPATCH FUND #212:</u>	
Line item 212-912-999.000 (Operating Transfers Out)	\$300,000.00
<u>TRANSFER TO CENTRAL DISPATCH FUND #211:</u>	
Line item 211-911-699.00 (Operating Transfers In)	\$300,000.00
<u>INCREASE CENTRAL DISPATCH EXPENDITURE:</u>	
Line item 211-911-977.010 (Communications Equipment)	\$300,000.00

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

BILLS

Mr. Carey presented the following report:

<u>GENERAL FUND</u>	<u>EXPENDITURES</u>	<u>PAYROLL</u>
Due from State	\$ 4,209.84	\$
Appropriations	55,912.50	

<u>GENERAL FUND</u>	<u>EXPENDITURES</u>	<u>PAYROLL</u>
County Commission	\$ 208.00	\$ 12,272.52
Circuit Court	125.00	20,172.57
District Court	575.49	94,492.82
Friend of the Court	1,597.69	59,371.48
Jury Commission	61.00	761.76
Probate Court	3,496.30	28,045.00
Juvenile Branch	18,000.35	58,815.73
Appeals Court	6,416.49	1,003.52
Administration		14,631.63
Elections	1,380.96	
Finance Department	2,689.52	19,658.74
County Clerk	1,490.00	33,533.27
Equalization Department	2,505.71	20,164.32
Human Resources	220.50	9,598.68
Geographic Information Systems		10,344.27
Prosecutor's Office	2,635.71	51,897.86
Central Services	6,412.58	8,185.69
Register of Deeds	112.00	19,767.10
County Treasurer		22,951.47
Cooperative Extension	977.50	12,447.23
Information Technology	9,611.84	18,443.44
Buildings & Grounds	8,577.02	21,336.10
Courts Building Security		12,875.69
Drain Commission	646.14	8,092.73
Sheriff Department	12,050.39	146,316.01
Sheriff Reserves	226.00	
Marine Patrol	917.85	2,268.73
Jail & Turnkey	19,097.73	149,541.81
Emergency Services	1,340.49	8,271.15
Livestock Claims	100.00	
Animal Control	350.35	14,034.85
Board of Public Works		1,001.44
Medical Examiners	1,427.25	
Child Care - Probate	1,266.32	2,089.24
Veterans' Services	13.02	2,634.24
Utilities & General Services	16,481.37	
Total	\$ 181,132.91	\$ 885,021.09
<u>OTHER FUNDS</u>	<u>EXPENDITURES</u>	<u>PAYROLL</u>
County Road Commission	\$ 353,887.80	\$
Parks & Recreation	579.37	12,980.34
Emergency 911 Service	52,296.14	80,197.53
Central Dispatch - Wireless	1,822.27	6,165.59
Meyer Broadway/Coon Hollow Park	196.36	3,827.11
Cade Lake Park	1,683.78	2,955.68
Waste Management Fund		
County Commission	9,111.36	
Traffic Safety Program Fund	625.91	
Economic Development Fund	4,223.63	11,825.37
Survey & Remonumentation	7,870.00	
Victims' Rights Advocate Fund		4,793.41

<u>OTHER FUNDS</u>	<u>EXPENDITURES</u>	<u>PAYROLL</u>
Community Corrections Advisory Board	\$ 5,156.67	\$ 4,344.70
Community Corrections Program	1,838.21	81.42
Drug Law Enforcement Fund	1,680.15	
Law Enforcement Fund	45.00	20,077.59
Secondary Road Patrol		14,260.98
Homeland Security Grant Fund	8,344.30	
Law Library Fund	341.00	
Principal Residence Denial Fund		1,001.41
Commission on Aging	51,092.59	88,583.75
Community Development Block Grant	13,926.00	
Sheriff's Justice Training Fund	1,190.84	
Child Care - Probate Court	33,002.51	5,240.86
Veterans' Trust Fund	2,875.65	
Facilities Maintenance Fund	118,588.91	
Forfeiture & Foreclosure Fund	2,722.74	
Tax Payment Fund	17,808.08	
Inmate Store	911.50	
Three Rivers Community Center	2,599.58	1,169.11
Flexible Benefits Insurance Fund	<u>167,495.95</u>	
Total	\$ 861,916.30	\$ 257,504.85
 Grand Total	 \$ 1,043,049.21	 \$ 1,142,525.94
 General Fund Operating Expenditures		
Pre-Authorized	\$160,221.11	
Accounts Payable	<u>20,911.80</u>	
	\$ 181,132.91	
 General Fund Payroll Expenditures	 \$ 885,021.09	
 Other Funds Operating Expenditures		
Pre-authorized	\$819,930.56	
Accounts Payable	<u>41,985.74</u>	
	\$ 861,916.30	
 Other Funds Payroll Expenditures	 \$ <u>257,504.85</u>	
Total Recorded for the Month	\$ 2,185,575.15	

It was moved by Commissioner Pueschel and supported by Commissioner Ware that the bills be approved for payment. Motion carried.

#### CHAIRMAN'S REPORT

Vice-Chairman Baker reminded everyone of the Quad-County Legislative Conference to be held on Friday, June 12th from 9:30 a.m. to 1:30 p.m. at the Colon Township Fire Department. Ms. West-Wing asked those that are attending to let her know so that she can let them know how many will be attending.

#### EXECUTIVE COMMITTEE

Vice-Chairman Baker stated that because of the Legislative Conference on June 12th the Executive Committee will be held on Thursday, June 11th at 8:00 a.m.

MISCELLANEOUS

Commissioner Shaffer stated that Liz O'Dell, Executive Director of Community Mental Health, asked him to work on a contractual basis for consulting services regarding foster care homes. Commissioner Shaffer has previous experience in being the Administrator of 2 independent foster care homes when he was the Administrator at Riverforest Nursing Home. He wanted everyone to know that he declined Mrs. O'Dell's offer.

Commissioner Loudenslager stated that he commended Commissioner Shaffer on his foresight.

Commissioner Dunlap stated that he believes that Commissioner Shaffer's decision was wise and prudent and shows his integrity.

ADJOURNMENT

It was moved by Commissioner Loudenslager and supported by Commissioner Dunlap that the St. Joseph County Board of Commissioners adjourn until June 16, 2009 at 5:00 p.m. Motion carried.

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Pattie S. Bender, County Clerk

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Robin Baker, Vice-Chairman