

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 21, 2005, at 5:00 p.m.

Chairman Monte Bordner 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:

Gerald E. Loudenslager
Monte Bordner

Robin Baker
David J. Pueschel

Absent: Eric Shafer, John W. Bippus and John L. Dobberteen.

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

AGENDA

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

MINUTES APPROVED

Commissioner Pueschel stated that on page 94 of the June 7, 2005 minutes that he voted no on the first motion at the top of the page.

It was moved by Commissioner Loudenslager and supported by Commissioner Baker that the minutes for June 7, 2005 be approved as amended. Motion carried.

COMMUNICATIONS

1. Letter from the Michigan Association of Counties, Re: MAC Legislative Updates, June 9, June 10 and June 17, 2005.
2. Letter from the City of Three Rivers, Re: Notice of public hearing on June 21, 2005 to consider an Industrial Facilities Exemption Certificate for American Axle and Manufacturing.
3. Letter from Governor Jennifer Granholm, Re: Thank you for resolution in support of Community Service Block Grant funds and resolution regarding the General Property Tax Act.
4. Letter from Mr. and Mrs. Reuben Cole, Re: Friend of the Court.
5. Letter from Michigan Association of Counties, Re: MAC 2005 Summer Conference.
6. Resolution from Cass County, Re: Supporting amendments to the General Property Tax Act as proposed by the Michigan Municipal League.
7. Minutes of Commission on Aging Board meeting of May 18, 2005.
8. Minutes of Southwest Michigan Substance Abuse Advisory Council meeting of May 16, 2005.

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

CITIZENS COMMENTS

Roberta Black from White Pigeon stated that she would like to bring to the Board's attention issues that she believes that there are at the jail and their treatment of Mental Health patients. She brought the issue to Kristine Kirsch, Director of Community Mental Health and she suggested that she direct her complaints to the Board of Commissioners.

Commissioner Bippus was present at this time.

Chairman Bordner referred the matter to the Law Enforcement Committee.

SHORT TERM TAX BOND BIDS

The Clerk opened the following sealed bids for the Short Term Tax Bonds – 2005 Summer Levy:

Burnham and Flower, Kalamazoo	\$1,884
Nickel & Saph, Mt. Clemens	1,361

It was moved by Commissioner Loudenslager and supported by Commissioner Bippus that the Short Term Tax Bond Bid be awarded to Nickel & Saph of Mt. Clemens for \$1,361 for the 2005 Summer Levy.

The aye and nay vote was called as follows:

Aye votes cast: 5 – Commissioners Loudenslager, Bippus, Baker, Pueschel and Bordner.

Nay votes cast: 0

Absent: 2 – Commissioners Shafer and Dobberteen.

Motion carried.

2004 ANNUAL AUDIT AND SINGLE FEDERAL COMPLIANCE AUDIT

Steve Kirinovic, Abraham & Gaffney, P.C. gave an overview of the 2004 Annual Audit. He stated that the audit went very smoothly. They have issued an unqualified opinion which is the best possible that we can get. Everything is in accordance with generally accepted accounting practices.

They normally recommend that there be a 15% to 20% fund balance at the end of every year and we had 24% at the end of 2004.

It was moved by Commissioner Loudenslager and supported by Commissioner Pueschel that the 2004 Annual Audit be accepted.

The aye and nay vote was called as follows:

Aye votes cast: 5 – Commissioners Loudenslager, Bippus, Baker, Pueschel and Bordner.

Nay votes cast: 0

Absent: 2 – Commissioners Shafer and Dobberteen.

Motion carried.

It was moved by Commissioner Loudenslager and supported by Commissioner Pueschel that the 2004 Single Federal Compliance Audit be accepted.

The aye and nay vote was called as follows:

Aye votes cast: 5 – Commissioners Loudenslager, Bippus, Baker, Pueschel and Bordner.

Nay votes cast: 0

Absent: 2 – Commissioners Shafer and Dobberteen.

Motion carried.

PROSECUTING ATTORNEY’S ANNUAL REPORT FOR 2004

Doug Fisher, Prosecuting Attorney, presented the 2004 Annual Report. He stated that we had 2 murder convictions in 2004. He stated that the serious offenders are sent away for a long time and those are the ones that appeal their cases. We are keeping the Appellate Service busy. We are tied or lead the other 55 counties in the State with a population of less than 75,000 in activity reported to the Appellate Division.

There were 5 homicides that were convicted with 3 of those being vehicular and 2 murder; there were 45 assaults convicted compared with 38 in 2003; 35 convicted criminal sexual conduct cases and only 28 in 2003; 58 convicted of home invasion/breaking and entering with only 29 in 2003; 90 were convicted of controlled substances with 102 in 2003; 13 convicted of drunk driving 3rd offense with 15 in 2003; 40 convicted of fraud with only 31 in 2003; 40 convicted of theft compared to 23 in 2003; 17 convicted of fleeing and eluding and only 9 in 2003; 12 convicted of absconding/escape and 21 in 2003; 8 convicted of weapons charges with 14 in 2003. There were 21 felony trials held in Circuit Court and all were jury trials resulting in 18 convictions.

There were 1647 misdemeanor requests in 2004 compared to 1394 in 2003. There were also 8 jury trials in District Court and 438 non-jury trials and formal and informal hearings before the judges. The Court scheduled approximately 2179 pretrial conferences which were conducted by an assistant prosecuting attorney.

It was moved by Commissioner Loudenslager and supported by Commissioner Baker that the 2004 Annual Report of the Prosecuting Attorney be accepted. Motion carried.

COMMUNITY CORRECTIONS GRANT APPLICATION

Jeffrey Middleton, District Judge and Chairman of the Community Corrections Advisory Board, is requesting approval of their Community Corrections Grant Application. This is the 16th year that he has been Chairman and making this request. They are maintaining all programs and are again asking for \$109,100. The programs have been extremely successful.

Judge Middleton stated that the Board has been in existence since 1989 and they serve under the Board of Commissioners.

It was moved by Commissioner Loudenslager and supported by Commissioner Pueschel that the Community Corrections Grant Application be approved in the amount of \$109,100.

Commissioner Loudenslager commended Judge Middleton and Nancy Pick, the coordinator of the program for the job that they do.

The aye and nay vote was called as follows:

Aye votes cast: 5 – Commissioners Loudenslager, Bippus, Baker, Pueschel and Bordner.

Nay votes cast: 0

Absent: 2 – Commissioners Shafer and Dobberteen.

Motion carried.

ST. JOSEPH COUNTY RESOLUTION NO. 14-2005

RESOLUTION OF SUPPORT FOR COMMUNITY MENTAL HEALTH OF ST. JOSEPH COUNTY FOR CHANGE IN AFFILIATION

Commissioner Baker read the following resolution:

WHEREAS, Community Mental Health of St. Joseph County is currently in an affiliation with Allegan County, Cass County and Kalamazoo County, with Kalamazoo Community Mental Health serving as the Prepaid Inpatient Health Plan (PIHP); and

WHEREAS, the current Affiliation's funding methodology which is based on historical cost, not projected patient need, adversely affects the services provided to Medicaid consumers who reside in St. Joseph County; and

WHEREAS, Community Mental Health of St. Joseph County is currently experiencing a significant deficit in Medicaid funding and has experienced layoffs and elimination of a position; and

WHEREAS, the Community Mental Health Services Board of St. Joseph County has reviewed the Venture Affiliation's philosophy and operations and finds several influences which could positively affect service to consumers, such as:

- common software usage which would enable direct data reporting
- economy of scale in purchasing services
- 7.5% Medicaid savings experienced by PIHP
- primary inpatient hospital facility for St. Joseph County beneficiaries is located within the Venture affiliation (Branch Community Health Center)
- another Venture affiliate shares at least one major common provider with Community Mental Health of St. Joseph County which could provide opportunity for collaboration

NOW, THEREFORE, BE IT RESOLVED, that the St. Joseph County Board of Commissioners supports and endorses the efforts of Community Mental Health of St. Joseph County to pursue affiliation with Venture.

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

The aye and nay vote was called as follows:

Aye votes cast: 5 – Commissioners Loudenslager, Bippus, Baker, Pueschel and Bordner.

Nay votes cast: 0

Absent: 2 – Commissioners Shafer and Dobberteen.

Resolution adopted.

COMMITTEE REPORTS

Law Enforcement

The Law Enforcement Committee has not met.

Judiciary

The Judiciary Committee will meet on July 13, 2005.

Physical Resources

The Physical Resources Committee has not met.

Executive Committee

Chairman Bordner reported on the Executive Committee Meeting held on June 17th as follows:

- reported on some upcoming temporary vacancies at MSUE.
- expert witness fees for the Prosecuting Attorney.

Human Services

Chairman Bordner stated that there will an open house at the new Keystone Place on July 8th.

PERSONNEL REPORT

Ms. West-Wing presented the following report:

SEASONAL/TEMPORARY EMPLOYMENT:

Levi Terpenning has been hired as seasonal Marine Patrol at \$14.35/hr. effective June 14, 2005.

NEW HIRE:

Joshua Minger has been hired as CTE Intern for Central Dispatch at \$7.50/hr. effective June 22, 2005.

Michelle LeTourneau has been hired as Family Division Bookkeeper at \$11.21/hr. (Soltysiak system, grade 4, step 1) effective July 5, 2005.

MISCELLANEOUS:

Rose Risko to work ten extra hours per week for six weeks to cover Veterans Services while Diana Fair is on medical leave. Mrs. Risko will be paid at her current rate of pay.

Rose Risko to work twelve extra hours per week for thirteen weeks to cover Resource Recovery while Korie Bachleda is on an unpaid leave of absence. Mrs. Risko will be paid at her current rate of pay.

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

REQUISITION

Ms. West-Wing presented the following report:

Two 2004 Chevy Malibu cars with approximately 34,000 miles with warranty for Drug Unit \$ 17,200.00

It was moved by Commissioner Baker and supported by Commissioner Loudenslager that the requisition be approved. Motion carried.

BUDGET ADJUSTMENTS

Ms. West-Wing presented the following report:

BUDGET ADJUSTMENTS:

DECREASE DISTRICT COURT'S BUDGET:

Line item 101-136-706.060 (Wages - Clerical) \$ 6,443.00

INCREASE DISTRICT COURT'S BUDGET:

Line item 101-136-816.000 (Contractual Services) \$ 6,443.00

DECREASE DRUG LAW ENFORCEMENT FUND #265:

Line item 265-229-743.020 (Supplies Patrol) \$ 900.00

Line item 265-229-816.000 (Contractual Services) 7,000.00

Line item 265-229-862.000 (Seminar & Training) 1,000.00

Line item 265-229-941.000 (Contingency) 5,800.00

Line item 265-229-977.000 (Equipment General) 2,500.00

\$ 17,200.00

INCREASE DRUG LAW ENFORCEMENT FUND #265:

Line item 265-229-981.000 (Vehicles) \$ 17,200.00

INCREASE SHERIFF'S DEPARTMENT REVENUES:

Line item 101-301-534.000 (Sheriff's Technology Grant) \$ 8,725.00

Line item 101-301-699.000 (Operating Transfers In) 993.00

\$ 9,718.00

INCREASE SHERIFF'S DEPARTMENT EXPENDITURES:

Line item 101-301-977.000 (Equipment) \$ 1,507.00

Line item 101-301-984.000 (Computer Hardware) 8,031.00

Line item 101-301-985.000 (Computer Software) 180.00

\$ 9,718.00

INCREASE REVENUES DRUG LAW ENFORCEMENT FUND #265:

Line item 265-229-676.000 (Budgeted Use of Fund Balance) \$ 993.00

INCREASE EXPENDITURES DRUG LAW ENFORCEMENT FUND #265:

Line item 265-229-999.000 (Operating Transfers Out) \$ 993.00

INCREASE SHERIFF'S DEPARTMENT EXPENDITURES:

Line item 101-301-725.010 (Salary – Accumulated Sick)	\$106,751.00
Line item 101-301-715.000 (FICA)	8,167.00
Line item 101-390-999.000 (Operating Transfers Out)	<u>40,802.00</u>
	\$155,720.00

INCREASE SHERIFF'S DEPARTMENT REVENUES:

Line item 101-390-676.000 (Budgeted Use of Fund Balance)	\$155,720.00
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INCREASE EXPENDITURES LAW ENFORCEMENT FUND #266:

Line item 266-301-725.010 (Salary – Accumulated Sick)	\$ 27,316.00
Line item 266-301-715.000 (FICA)	<u>2,090.00</u>
	\$ 29,406.00

INCREASE REVENUES LAW ENFORCEMENT FUND #266:

Line item 266-301-699.000 (Operating Transfers In)	\$ 29,406.00
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INCREASE EXPENDITURES SECONDARY ROAD PATROL FUND #267:

Line item 267-333-725.010 (Salary – Accumulated Sick)	\$ 10,586.00
Line item 267-333-715.000 (FICA)	<u>810.00</u>
	\$ 11,396.00

INCREASE REVENUES SECONDARY ROAD PATROL FUND #267:

Line item 267-333-699.000 (Operating Transfers In)	\$ 11,396.00
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It was moved by Commissioner Pueschel and supported by Commissioner Baker that the budget adjustments be approved. Motion carried.

FINANCE DIRECTOR'S REPORT

Mr. Carey presented the following reports:

Per Diem

Robin Baker – 6 half days 5/18 x 2, 6/1, 6/8 x 2 & 6/15/05	\$ 300.00
Monte Bordner – 8 half days 5/18, 5/19, 5/26, 6/1, 6/3, 6/8, 6/14 & 6/17/05 & 3 full days 5/25, 6/16 & 6/20/05	685.00
John Dobberteen – 8 half days 5/19, 5/25, 6/2, 6/3, 6/8, 6/13 & 6/4/05 x 2 & 1 full day 5/20/05	495.00
Gerald Loudenslager – 6 half days 5/19, 5/25, 6/8, 6/13, 6/15 & 6/16/05	300.00
David Pueschel – 14 half days 4/28, 5/11, 5/13, 5/18 x 2, 5/20, 5/21, 5/25, 5/26, 5/31, 6/1, 6/10, 6/14 & 6/15/05	700.00
Eric Shafer – 12 half days 4/26, 4/27 x 2, 5/2, 5/4, 5/11, 5/12, 5/17, 5/18, 5/25 x 2 & 6/14/05	<u>600.00</u>
	\$ 3,030.00

Expenses

Robin Baker	\$ 55.89
Monte Bordner	252.72
John Dobberteen	123.53
Gerald Loudenslager	57.92
David Pueschel	97.09
Eric Shafer	<u>14.58</u>
	\$ 601.73

It was moved by Commissioner Loudenslager and supported by Commissioner Baker that the per diem and mileage be approved. Motion carried.

Financial Statements

	Revenues	Expenditures
May	\$ 1,061,954.00	\$ 928,878.00
Year to Date	5,028,157.00	5,365,196.00
Period Fund Balance	(\$337,038.00)	

Percent of budget year elapsed year to date.	41.67%
Percent of total budgeted funds earned year to date	37.46%
Percent of total budgeted funds expended year to date	39.97%

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

CHAIRMAN'S REPORT

Chairman Bordner reminded everyone again of the Keystone Open House on July 8th.

Commissioners Loudenslager and Pueschel responded to a question by Chairman Bordner that they had attended the groundbreaking/40th anniversary of Glen Oaks Community College on June 14th.

CITIZENS COMMENTS

Pat Kastner, 135 W. Burr Oak, Centreville, member of the Fair Board, invited the Commissioners to a groundbreaking ceremony for a new arena at the fairgrounds tomorrow at 10:00 a.m. It will be a 30,000 square foot building. They have borrowed \$600,000 of the \$800,000 needed for construction. It will include modern restrooms including showers.

Tim Carls, Klinger Lake Road, Centreville asked if the summer tax collections will exempt agriculture. Chairman Bordner stated that he thought that agriculture was exempt.

Mr. Carls asked why counties' revenue sharing was cut and the township, cities and villages were not. Ms. West-Wing responded by saying that the revenue sharing for counties is statutory and the township, cities and villages share is constitutional and statutory and only the statutory can be changed by the legislature. The constitutional portion cannot.

MISCELLANEOUS

Commissioner Loudenslager stated that he appreciated the letter that the Prosecuting Attorney provided regarding the expert witness fees.

Chairman Bordner stated that Ribs on the Runway in Sturgis is scheduled for July 3rd and encouraged all to attend that and any other local festival in the County.

ADJOURNMENT

It was moved by Commissioner Pueschel and supported by Commissioner Baker that the St. Joseph County Board of Commissioners adjourn until July 5, 2005. Motion carried.

Pattie S. Bender, County Clerk

Monte Bordner, Chairman