

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 August 4, 2008, at 5:00 p.m.

Vice-Chairman John 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	David J. Pueschel
John L. Dobberteen	

Absent: Robin Baker and Monte Bordner

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

AGENDA

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

MINUTES APPROVED

It was moved by Commissioner Dunlap and supported by Commissioner Loudenslager that the minutes for July 15, 2008 be approved. Motion carried.

COMMUNICATIONS

1. Letter from the Michigan Association of Counties, Re: MAC Legislative Updates, July 18, July 25 and August 1, 2008.
2. Letter from McCartney & Company, P.C., Re: Copy of annual accounting for the St. Joseph County 9-1-1 Service District.
3. Letter from State Department of Treasury, Re: Copy of letter to River City Plastic, Inc. regarding revocation of Industrial Facilities Exemption Certificates.
4. Letter from the City of Sturgis, Re: Notice of public hearing on August 6 to consider an Industrial Facilities Exemption Certificate to Parma Tube Corporation.
5. Letter from Park Township, Re: Notice of public hearing on August 13 to consider an Industrial Facilities Exemption Certificate to American Metal Fab, Inc.
6. Resolution from Allegan County, Re: Support of H.B. 5398 (Amending the Michigan Vehicle Code.)
7. Resolution from Antrim County, Re: Opposing H.B. 6112 (Creating the Corrections Officers Compulsory Arbitration Act.)
8. Investment Activity Quarterly Report from County Treasurer Phyllis Bainbridge in compliance with PA 213 of 2007.
9. Minutes of the Southwest Michigan Substance Abuse Advisory Council meeting of June 30 and July 21, 2008.
10. Minutes of the Community Mental Health Services Board meeting of June 24, 2008.
11. Minutes of the Department of Human Services Board meeting of May 27, 2008.

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

CITIZENS COMMENTS

Rick Cordes asked if Community Mental Health issues would be discussed during the meeting. Vice-Chairman Dobberteen said that they would not be discussing it tonight.

SHORT TERM TAX BOND BIDS

The Clerk opened the 2 Short Term Tax Bond Bids:

Burnham and Flower Insurance Group	\$1,670
Ibex Insurance	\$1,458

It was moved by Commissioner Loudenslager and supported by Commissioner Pueschel that the bid from Ibex for \$1,458 for the Short Term Tax Bonds be approved.

The aye and nay vote was called as follows:

Aye votes cast: 5 - Commissioners Shafer, Loudenslager, Dunlap, Pueschel and Dobberteen.

Nay votes cast: 0

Absent: 2 - Commissioners Baker and Bordner.

Motion carried.

ECONOMIC DEVELOPMENT
GRANT WRITER POSITION
MEMORANDUM OF UNDERSTANDING

Ms. West-Wing stated that a report had been received regarding the grants that had been applied for and which ones had been received during the last year since the Grant Writer Position has been established. This position is shared with the Cities of Three Rivers and Sturgis. The County allocates \$30,000 and each of the Cities allocates \$10,000. She has met with both city managers to review the performance and it is the recommendation that it continue for another year.

She further stated that this is on the agenda for the City of Three Rivers on Tuesday night and on Sturgis' agenda on Wednesday night.

It was moved by Commissioner Loudenslager and supported by Commissioner Dunlap that the Memorandum of Understanding for the Grant Writer Position be approved for 1 year.

After several comments from Commissioners commending the performance of the Grant Writer, Marcia Saunders, Commissioner Shafer suggested that the position should be extended for 2 years instead of 1 year.

Ms. West-Wing responded that she thought that the cities may not approve of 2 years but she would ask them.

The aye and nay vote was called as follows:

Aye votes cast: 5 - Commissioners Shafer, Loudenslager, Dunlap, Pueschel and Dobberteen.

Nay votes cast: 0

Absent: 2 - Commissioners Baker and Bordner.

Motion carried.

ADDENDUM TO EMPLOYMENT AGREEMENT WITH CATHY KNAPP, EDC DIRECTOR

Ms. West-Wing stated that the EDC Board is requesting a 3% raise to \$53,251 for Cathy Knapp retroactive to her date of hire which is July 1st.

It was moved by Commissioner Shafer and supported by Commissioner Loudenslager that the Addendum to the Employment Agreement with Cathy Knapp, EDC Director be approved.

The aye and nay vote was called as follows:

Aye votes cast: 5 - Commissioners Shafer, Loudenslager, Dunlap, Pueschel and Dobberteen.

Nay votes cast: 0

Absent: 2 - Commissioners Baker and Bordner.

Motion carried.

EMERGENCY MANAGEMENT GRANT AGREEMENT

Ms. West-Wing recommended approval of the Emergency Management Grant Agreement. She explained that this is an annual grant with the same terms which reimburses the County 36% of the salary of the Emergency Services Coordinator. This grant is effective October 1, 2007 through September 30, 2008.

It was moved by Commissioner Loudenslager and supported by Commissioner Dunlap that the Emergency Management Grant Agreement be approved.

The aye and nay vote was called as follows:

Aye votes cast: 5 - Commissioners Shafer, Loudenslager, Dunlap, Pueschel and Dobberteen.

Nay votes cast: 0

Absent: 2 - Commissioners Baker and Bordner.

Motion carried.

REQUEST TO FILL VACANT CORRECTIONS OFFICER POSITION

It was moved by Commissioner Shafer and supported by Commissioner Dunlap that the vacant corrections officer position be filled. Motion carried.

REQUEST TO FILL VACANT HUMAN RESOURCES DIRECTOR POSITION

It was moved by Commissioner Dunlap and supported by Commissioner Shafer that the Human Resources Director position that will be vacated on August 29th be filled. Motion carried.

Several Commissioners made comments that they are approving this with regrets as they will miss Charles Cleaver and wish him well.

OUT-OF-STATE TRAVEL REQUEST FROM THE SHERIFF

Ms. West-Wing stated that Sheriff Matt Lori recently attended the National Sheriff's Association Conference and forgot to get permission ahead of time to pay for some incidental expenses. He used the County Credit Card for his room which will be reimbursed and he has some meal expenses in the approximate amount of \$33.

It was moved by Commissioner Loudenslager and supported by Commissioner Pueschel that the Sheriff's expenses be approved.

The aye and nay vote was called as follows:

Aye votes cast: 5 - Commissioners Shafer, Loudenslager, Dunlap, Pueschel and Dobberteen.

Nay votes cast: 0

Absent: 2 - Commissioners Baker and Bordner.

Motion carried.

COMMISSION ON AGING CONTRACT WITH CANTEEN FOR MEALS

Ms. West-Wing stated that a Committee of the COA did a lot of research into different ways to provide meals. It is the committee’s recommendation that the COA contract with Canteen for them to provide meals. Canteen currently contracts with the County for meals at the jail and the meals for COA would be prepared at the jail as well.

Lynn Coursey, Executive Director of the COA, stated that the first year’s savings in contracting with Canteen would be in excess of \$89,000.

It was moved by Commissioner Pueschel and supported by Commissioner Shafer that approval be given for the COA to contract for meal preparation with Canteen.

Commissioner Shafer stated that some people may regrettably lose their jobs because of this, but when there is such a huge savings the decision becomes easier.

Ms. Coursey stated that Canteen plans to interview the COA employees that would be losing their jobs for a possible job with Canteen.

Commissioner Loudenslager commended the COA and its Committee that conducted the research.

The aye and nay vote was called as follows:

- Aye votes cast: 5 - Commissioners Shafer, Loudenslager, Dunlap, Pueschel and Dobberteen.
- Nay votes cast: 0
- Absent: 2 - Commissioners Baker and Bordner.

Motion carried.

VENDOR AGREEMENT WITH JOHN AND CINDY KING

Ms. West-Wing presented a contract for vending at Nottawa Park from June 28, 2008 through October 19, 2008 with John and Cindy King doing business as “Weenie Kings.”

It was moved by Commissioner Shafer and supported by Commissioner Dunlap that the vendor agreement with John and Cindy King be approved.

The aye and nay vote was called as follows:

- Aye votes cast: 5 - Commissioners Shafer, Loudenslager, Dunlap, Pueschel and Dobberteen.
- Nay votes cast: 0
- Absent: 2 - Commissioners Baker and Bordner.

Motion carried.

DONATE OUT-OF-SERVICE VEHICLES TO THE AMERICAN LEGION

Commissioner Dunlap stated that he is suggesting that the County donate an out-of-service patrol car to the American Legion for them to transfer veterans mostly to and from Battle Creek. The vehicle will be available for all American Legion Posts.

It was moved by Commissioner Dunlap and supported by Commissioner Pueschel that the County donate an out-of-service patrol car to the American Legion for the transporting of veterans.

Commissioner Loudenslager stated that this cause was laudable and wondered about the unintended consequences.

The aye and nay vote was called as follows:

Aye votes cast: 5 - Commissioners Shafer, Loudenslager, Dunlap, Pueschel and Dobberteen.

Nay votes cast: 0

Absent: 2 - Commissioners Baker and Bordner.

Motion carried.

OPPOSITION OF HOUSE BILL 6112
RESOLUTION NO. 14-2008

Commissioner Shafer read the following resolution:

WHEREAS, House Bill 6112 has been introduced in the House; and

WHEREAS, House Bill 6112, if passed, will create a new act known as the Corrections Officers Compulsory Arbitration Act to provide a binding arbitration procedure for the resolution of labor disputes; and

WHEREAS, this act would create a procedure that mirrors what is known as Act 312 compulsory arbitration which currently applies to police officers and fire fighters, and not to corrections officers; and

WHEREAS, compulsory arbitration of labor disputes has proven to be a costly and time-consuming process by which a third party decides the terms and conditions of collective bargaining agreements instead of the parties themselves; and

WHEREAS, compulsory arbitration promotes an adversarial labor-management solution and discourages continued negotiations toward mutually obtained collective bargaining agreements.

NOW, THEREFORE, BE IT RESOLVED, that the St. Joseph County Board of Commissioners hereby goes on record in strong opposition of HB 6112; and

BE IT FURTHER RESOLVED, that copies of this resolution be forwarded to Governor Jennifer Granholm, Representative Rick Shaffer, Senator Cameron Brown, the Michigan Association of Counties and the other 82 Michigan counties.

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

The aye and nay vote was called as follows:

Aye votes cast: 5 - Commissioners Shafer, Loudenslager, Dunlap, Pueschel and Dobberteen.

Nay votes cast: 0

Absent: 2 - Commissioners Baker and Bordner.

Resolution adopted.

COMMITTEE REPORTS

Law Enforcement

Vice-Chairman Dobberteen stated that they have not met.

Judiciary

Commissioner Loudenslager stated that there was no report.

Physical Resources

Commissioner Shafer stated that the proposed project in the Courts Building is progressing. Ms. West-Wing added that she should have the draft bid package this week or next and a meeting will probably be called in approximately 30 days.

Executive Committee

Vice-Chairman Dobberteen stated that everyone has a copy of the minutes of the Executive Committee held on August 1, 2008 and will answer any questions that anyone may have.

PERSONNEL REPORT

Ms. West-Wing presented the following report:

DISMISSAL:

Jill Tyler, Nutrition Cook Kitchen Manager, was dismissed effective July 22, 2008.

RESIGNATION:

Sara Shaffer, In-home Services Aide, has resigned effective July 28, 2008.

Charles Cleaver, Human Resources Director, has resigned effective August 29, 2008.

MISCELLANEOUS:

Jason Auton, Road Patrol Officer, was on leave from July 9 to July 30, 2008 under the Family and Medical Leave Act of 1993.

TEMPORARY/SEASONAL EMPLOYMENT:

Linda Mills has been hired as seasonal Park Maintenance at \$7.50/hr. effective August 5, 2008.

Christopher Jamroz has been hired as GIS Intern at \$8.75/hr. effective August 5, 2008.

NEW HIRE:

Johnny Johnson has been hired as In-Home Services Chore Worker at \$9.16/hr. (COA grade 4, minimum) effective July 29, 2008.

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

BUDGET ADJUSTMENTS

Ms. West-Wing presented the following report:

FROM CONTINGENCY:

\$1,200.00 from General Fund Contingency to Drain Commission line item 101-275-860.000 (Travel Expense).

FROM APPROPRIATION:

\$40,000.00 from Probate Child Care Appropriation to Probate Child Care Fund.

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 bills for payment:

<u>GENERAL FUND</u>	<u>EXPENDITURES</u>	<u>PAYROLL</u>
Due from State	\$ 6,558.88	\$
Appropriations	49,721.75	
County Commission	5,741.50	7,526.82
Circuit Court	14,923.72	13,377.40
District Court	693.04	60,925.21
Friend of the Court	2,675.20	37,960.53
Jury Commission		280.97
Probate Court	1,351.08	19,114.90
Juvenile Branch	20,900.42	39,760.64
Appeals Court	935.03	
Administration		10,208.71
Elections	21,810.39	
Finance Department	2,142.17	13,142.23
County Clerk	4,774.07	22,355.98
Equalization Department	1,255.00	15,727.04
Human Resources	35.00	7,068.49
Geographic Information Systems	189.84	6,685.50
Prosecutor's Office	3,232.40	37,128.04
Central Services	23,344.70	5,437.94
Register of Deeds	502.95	13,169.29
County Treasurer	108.58	14,890.93
Cooperative Extension	48,325.45	8,387.72
Information Technology	1,862.13	11,923.72
Buildings & Grounds	24,724.45	14,161.92
Courts Building Security		7,969.21
Drain Commission	250.00	5,717.48
Sheriff Department	23,480.75	90,685.28
Sheriff Reserves	1,124.50	398.84
Marine Patrol	1,176.25	7,990.34
Jail & Turnkey	20,759.21	105,657.00
Planning Commission	400.06	
Emergency Services	761.08	5,479.52
Animal Control	1,397.68	9,070.80
Board of Public Works		655.21
Medical Examiners	1,313.25	
Child Care - Probate	6,343.43	232.81
Department of Veterans' Affairs	300.00	
Veterans' Services	6,554.96	1,135.60
Utilities & General Services	27,720.02	
Total	\$ 327,388.94	\$ 594,226.07
<u>OTHER FUNDS</u>	<u>EXPENDITURES</u>	<u>PAYROLL</u>
County Road Commission	\$ 468,211.60	\$
Parks & Recreation	2,183.44	10,180.57
Emergency 911 Service	6,314.65	55,786.00
Central Dispatch - Wireless	243.00	4,040.82
Meyer Broadway/Coon Hollow Park	591.96	2,823.19
Family Counseling	938.00	

<u>OTHER FUNDS</u>	<u>EXPENDITURES</u>	<u>PAYROLL</u>
Cade Lake Park	\$ 2,945.60	\$ 3,855.23
Traffic Safety Program Fund	774.53	
Economic Development Fund	44,496.00	8,328.55
Victims' Rights Advocate Fund		3,232.78
Community Corrections Advisory Board	2,835.00	2,929.44
Community Corrections Program	1,050.00	
Drug Law Enforcement Fund	2,554.65	
Law Enforcement Fund	2,384.19	14,721.87
Secondary Road Patrol		9,480.83
Homeland Security Grant Fund	1,486.73	
Law Library Fund	1,422.50	
Principal Residence Denial Fund	849.64	655.20
Commission on Aging	46,668.43	61,101.04
Sheriff's Justice Training Fund	200.05	
Child Care - Probate Court	39,603.78	3,915.39
Veterans' Trust Fund	1,231.36	
Forfeiture & Foreclosure Fund	18,914.07	
Tax Payment Fund	4,377.65	
Inmate Store	982.28	
Three Rivers Community Center	3,074.49	991.49
Flexible Benefits Insurance Fund	167,533.60	
Total	\$ 821,867.20	\$ 182,042.40
Grand Total	\$ 1,149,256.14	\$ 776,268.47
General Fund Operating Expenditures		
Pre-Authorized	\$292,064.42	
Accounts Payable	35,324.52	
	\$ 327,388.94	
General Fund Payroll Expenditures	\$ 594,226.07	
Other Funds Operating Expenditures		
Pre-authorized	\$807,901.63	
Accounts Payable	13,965.57	
	\$ 821,867.20	
Other Funds Payroll Expenditures	\$ 182,042.40	
Total Recorded for the Month	\$ 1,925,524.61	

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

CHAIRMAN'S REPORT

Vice-Chairman Dobberteen stated that the City of Sturgis has reported that their recycling is up 250%.

CITIZENS' COMMENTS

Rob Sisson, Candidate for State Representative, was present to urge people to vote tomorrow and to vote for him.

MISCELLANEOUS

Commissioner Loudenslager stated that a constituent recently visited the Michiana Recycling Center and stated it is a very impressive place.

ADJOURNMENT

It was moved by Commissioner Dunlap and supported by Commissioner Loudenslager that the St. Joseph County Board of Commissioners adjourn until August 19, 2008. Motion carried.

Pattie S. Bender, County Clerk

John L. Dobberteen, Vice-Chairman