

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 September 7, 2010, at 5:00 p.m.

Chairman Michael Dunlap 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 Resources Director.

AGENDA

Ms. West-Wing stated that the Secondary Road Patrol Grant should be added under new business.

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

MINUTES APPROVED

It was moved by Commissioner Baker and supported by Commissioner Loudenslager that the minutes for August 17, 2010 be approved. Motion carried.

COMMUNICATIONS

1. Letter from Dave Locey, Re: Resignation from Transportation Authority Board.
2. Copy of Letter to Ryan & Pat Hunter from the Michigan Department of Agriculture, Re: Completion of the Michigan Agriculture Environmental Assurance Program (MAEAP).
3. Letter from the City of Sturgis, Re: Notice of public hearing on September 8 to consider an Industrial Facilities Exemption Certificate to VCI, Inc.
4. Copy of Letter to Silver Crown LLC from the State Tax Commission, Re: Revocation of Industrial Facilities Exemption Certificates No. 2006-469 and 2008-472.
5. Letter from the Michigan Public Service Commission, Re: Notice of hearing on September 21 for Indiana Michigan Power's renewable energy plan costs for 2009.
6. Letter from Rexam Closures Systems, Inc., Re: Commencement of third phase of plant closing in Constantine.
7. Resolution from Saginaw County, Re: Urging the Federal Government to reconsider proposed internet regulation by the Federal Communications Commission.
8. Resolution from Saginaw County, Re: Opposing a public per diem for private agencies contracted by DHS for foster care.
9. Resolution from Benzie County, Re: Supporting Senate Bill 449 (Minimum standards for police officers to remain certified).
10. Resolution from Lake County, Re: Opposing House Bill 5882 (Juvenile Justice Residential Programs Increase).
11. Resolution from Monroe County, Re: Promoting Pure Michigan Pure Monroe.
12. Minutes of the Commission on Aging Board meeting of July 21, 2010.
13. Minutes of the Community Mental Health Board meeting of July 27, 2010.
14. Minutes of the Department of Human Services Board meeting of July 27, 2010.

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

CITIZENS COMMENTS

Rebecca Shank, 12302 Corey Lake Road, Three Rivers stated that she was here on behalf of the Abiel Fellows Chapter of the Daughters of the American Revolution. She thanked the Board for their consideration later in the meeting of the resolution proclaiming September 17–23 as Constitution Week. Mrs. Shank referred to an article in the August 29th edition of the Kalamazoo Gazette regarding the Constitution and the number of proposed amendments that there are to the document. Some proposals have merit, but most are proposed because of the political movement of the day. She remarked that the good thing is that most of these proposals go nowhere.

COURTHOUSE BELL TOWER CHANGE ORDER

Ms. West-Wing explained that Mihm Construction was hired to do extensive work on the Courthouse and Annex I and while they were doing work on the Courthouse they discovered some additional problems. There were a number of disintegrated bricks and some lumber that needed to be replaced when they peeled back the metal membrane. She authorized them to do the work and the change order is for \$2,750.00.

It was moved by Commissioner Loudenslager and supported by Commissioner Shaffer that the change order for Mihm Construction 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.

PROSECUTING ATTORNEY'S ANNUAL REPORT FOR 2009

John McDonough, Prosecuting Attorney, gave an overview of the Annual Report for 2009. He thanked the Board of Commissioners for their support and also thanked the citizens for electing him Prosecutor. 2009 was a very busy year with a slight increase in complaints. The methamphetamine charges increased by almost 100. This is the biggest problem that the County faces.

He stated that he will be requesting that the Board of Commissioners and all townships, cities and villages in the County approve an ordinance which makes the purchase of pseudoephedrine, which is a main component in meth making, only available by prescription in St. Joseph County. This has worked in other areas and when this ingredient is much harder to obtain meth use decreases considerably.

In 2009 he hired T.J. Reed as an Assistant Prosecutor and he stated that he has been an unbelievable asset to the office. He is his right hand man in felony cases.

He also hired Erin Hahn as an Assistant Prosecutor who also has experience in social work matters. She obtained a Master Degree in Social Work and she works with domestic violence cases and works with Linda Baker in the Victim Rights Area. She is also working on communication barriers with the Hispanic population.

Mr. McDonough stated that there were 650 crimes that people were arrested for in 1989 and 1,000 in 2009. These numbers are twice what Branch and Cass have to process. He stated that the number of trials dropped in 2009 because of the Springer Trial and all of its motions, but they are above pace this year.

He stated that it is a privilege to work with the staff that he has, stating that they are the best in the County and they all work very hard. Last month there was a National Night Out and his entire staff was present.

Other community work in which he participated includes the Domestic Assault and Sexual Abuse Center; DARE Graduation; fishing events; Three Rivers Area Mentoring; and he participated in High School Senior exit interviews in Three Rivers, Mendon and Sturgis. T.J. Reed participated in these exit interviews in Centreville.

Mr. McDonough stated that he has received letters from all over the country concerning the Springer Trial.

He further stated that meth is all-consuming. Most cook to use and not sell. It consumes people as it is highly addictive. 80% to 90% of the Abuse and Neglect cases are because of crimes involving drugs. He gave a lot of credit to the narcotics unit. They cleaned up a lot of cocaine dealers in Three Rivers.

Commissioner Shaffer thanked Mr. McDonough for the community service that he does and also asked what the recidivism rate is for meth users.

Mr. McDonough responded by saying that he believes that they need to be in jail 30-45 days, if it is a shorter period of time they will go right back to using meth.

The Department of Corrections has tried a boot camp. If people are sent to prison they are out in 90-120 days. The recidivism is not 100%, but it is very high.

He has been in contact with the Community Healing Center and Community Mental Health in hopes that some of the P.A. 2 monies be used to rehabilitate meth users.

Commissioner Ware agreed that we should make pseudoephedrine a prescription drug.

It was moved by Commissioner Baker and supported by Commissioner Loudenslager that the Prosecuting Attorney's Annual Report for 2009 be accepted and placed on file. Motion carried.

Commissioner Pueschel stated that this was a good report.

DRAIN COMMISSIONER'S ANNUAL REPORT FOR 2009

Jeff Wenzel, Drain Commissioner, gave an overview of the major projects that he worked on in 2009:

Section 4 - this is a neighbor vs. neighbor situation that is pretty much resolved. The pump is in place now and the water level is being maintained at 834'.

Park Drain - a study was done and this drain needs some work. There is a 27½ foot fall from the Milburn bog to the river and some maintenance needs to be done.

Gill & Try Drain, Section Line Drain, Felker Drain and Park Drain - Several years ago the Enbridge Oil Company applied for a permit from the Drain Commissioner to cross 4 drains and they did not follow the guidelines of the permit by not burying their pipelines deep enough. This is causing problems with several of the drains and could cause problems with others.

Little Portage Creek - this is an Intercounty drain that goes from the Kalamazoo River to Mendon and he has been working well with the farmers in this area.

Nottawa #1 - he is doing some work on this drain. Normally there is a \$20 to \$50 per foot charge for work on a drain and this one was done for \$1/foot.

Johnson & Kelly - some cleaning was done to alleviate flooding.

Corey Lake - this drain is failing.

Long Lake, Fabius Township - the pump has been repaired. The only way to alleviate flooding at Long Lake is to pump water into Clear Lake.

All the dam inspections are completed.

Mr. Wenzel thanked the Board for supporting the Drain Office including hiring Deputy Bev Thelen who is present today. They are trying to be cost effective.

Commissioner Shaffer thanked Mr. Wenzel for resolving the disputes at Section 4 drain.

Commissioner Baker stated that he liked how the report was put together.

Commissioner Pueschel stated that Mr. Wenzel is doing a good job.

Commissioner Dunlap suggested that all of the Commissioners spend some time with Mr. Wenzel when he is working as he has. There is so much to understand and there is certainly financial liability to the County.

Commissioner Loudenslager stated that it was a good report and that he was doing a nice job.

Commissioner Ware stated Mr. Wenzel is doing an excellent job and he appreciates him keeping costs down.

Drain permits were issued for the following drains in 2009:

Metty-Rice (4)
Beaver Lake
Corey Lake
Park
Henry
Hill
Grover and Coohon Drain
Colon #1
Nye

The following assessments were filed with the County Clerk the last Wednesday in September 2009:

Portage Lake Drain, Mendon Township
\$25,419.22 (Petitioned Cleanout)

Grover & Coohon Drain, Colon Township
\$18,799.63 (Petitioned Cleanout)

Felker Drain, Park Township
\$58,808.61 (Petitioned Cleanout)

Colon Number One Drain, Colon & Nottawa Township
\$42,943.74 (Petitioned Cleanout)

Long Lake, Fabius Township (+Newberg Township in Cass County)
\$59,551.29 (Expenses related to pump)

Fish Lake Assessment, Sherman Township
\$18,158.84 (Expenses)

Nottawa #1 Drain, Nottawa Township
\$12,306.43 (Maintenance Pre-assessment)

Johnson and Kelly, Burr Oak Township
\$2,810.45 (Maintenance Pre-assessment)

Fowler Drain, Sherman Township
\$4,430.44 (Maintenance expenses)

Clyde Drain, Nottawa Township
\$3,358.25 (Maintenance expenses)

Profile Lake Drain, Fabius Township
\$2,996.36 (Maintenance expenses)

Section 4 Drain, Park Township
\$52,822.81 (Expenses)

Park Drain, Park and Lockport Township
 \$25,159.01 (Maintenance Pre-assessment)

Lake Templene and Sand Lake, Nottawa and Sherman Township
 \$122,958.21 (Costs to Establish a Special Assessment District)

Total Drain and Lake Assessments 2009 - \$450,523.29

Loans:

Colon Number One Drain	\$365,780.00
Felker Drain	\$427,000.00
Grover & Coohon Drain	\$220,000.00
Portage Lake Drain	\$200,000.00

Drain and Lake Level Funds:

Fund	Balance 12-31-09
Long Lake Revolving Fund (Fabius)	\$0.00
Drain Assessment Fund (*)	\$189,099.02
Klinger Lake Level Fund	\$22,145.16
Revolving Drain Fund	\$3,630.96
Revolving Drain Maintenance Fund	\$4,615.56
Omena Lake	\$16,997.45
Palmer & Long Lake Level Fund (Weed Control)	\$0.00
Fish Lake Drain Fund	\$17.16
Eberhard Lake Level	\$772.78
Grey Lake Level Study Fund	\$1,032.39
Corey Lake	\$0.00
Pleasant Lake	\$7,752.25
Clear Lake	\$7,210.51
Kaiser Lake	\$0.00
Debt Service	\$95,170.67
Beaver Lake	\$0.00
Lake Templene	940.36
Minnewaukan Lake	\$0.00
Lamberson Dam	\$260.94
Total	\$349,645.21

DRAIN	BALANCE
AINSLEY	\$0.00
AMBS	\$0.01
BARTHOLOMEW/SPRING CREEK	\$2.86
BEAVER LAKE & EXTENSION	\$228.47
BENEDICT LAKE	\$2,319.57
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	\$5,970.78
CALVERT & FOUR COUNTY	\$2,292.82
CARL	\$71.84

DRAIN	BALANCE
CARTER-BOWER	\$156.32
CLARKS	\$2.72
COLE & DARLING	\$37.91
COLON NO. 1	\$51,580.82
COOPER	\$35.70
COPENHAFER	\$1,430.98
COREY LAKE (DRAIN)	\$158.60
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	\$442.77
FLETCHER	\$44.00
FOUR COUNTY	\$40.20
FOUR COUNTY BRANCH	\$39.26
FOWLER	\$0.00
FREEMAN	\$6,480.90
GARMAN FOSTER BRANCH	\$1,186.66
GEMBERLING	\$230.04
GILL & TRY	\$271.88
GILLETT	\$7.06
GOOSE LAKE	\$91.52
GRAVES	\$17.56
GROVER-COOHON	\$38,472.33
HALLWOOD - BRANCH #1	\$185.70
HANDSHAW	\$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	\$206.26
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	-\$91.61
LITTLE PORTAGE CREEK EXTENSION	\$0.00
LEVERANCE & REED	\$246.59
LITTLE SWAN CREEK	\$4,756.18
MARVIN	\$21.33

DRAIN	BALANCE
METTY RICE	\$45.01
MOE	\$6,166.89
MOORE & BURGNER	\$19.18
MOOREPARK	\$39.49
NOTTAWA LOCKPORT	\$57.68
NOTTAWA NO. 1	\$0.08
NYE	\$265.98
OLDORF	\$19.99
OUTWATER	\$4.65
PARK	\$111.30
PIERCE-SHERMAN	\$10.50
PLUG EXTENSION	\$44.66
PLUM	\$0.01
PORTAGE CREEK INTERCOUNTY	\$40.50
PORTAGE LAKE	\$36,330.05
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	\$1,914.20
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	\$0.11
SNAKE	\$14.90
STEPHENSON	\$331.32
STEWART LAKE	\$13,872.95
SWEET LAKE	\$0.00
THORNTON-BEAVER MARSH	\$27.73
TRECKLE	\$2.64
TUTEWILER & TOWN LINE & PLUG	\$2,690.93
WAITS	\$13.38
WANEER	\$87.29
WASEPI	\$10.12
WILCOX	\$2,234.48
WINGER	\$0.00
WOOD & WATSON	\$3,289.96
YAPLE	\$60.85

DRAIN	BALANCE
YEATTER JOINT	\$301.93
YODER	\$82.45
TOTALS	\$189,099.02

It was moved by Commissioner Loudenslager and supported by Commissioner Pueschel that the Drain Commissioners' Annual Report for 2009 be accepted and placed on file. Motion carried.

PLAIR PROPERTY PURCHASE

John Pence, Parks and Recreation Director, stated that when he started employment with the County 6 years ago, the former director, Dave Rachowicz, told him that there is a parcel of property owned adjacent to Rawson's King Mill Park that the County must purchase. Mr. Pence stated that now that property is available. There have been some property disputes with the neighbors and those are now resolved. The property is available for purchase to the County in the amount of \$50,000. Eston Rawson, who donated the property including the mill some 19 years ago, is donating \$15,000 towards the purchase of this property.

Ms. West-Wing reminded the Board that they have met in closed session many times regarding this property.

Chairman Dunlap stated that this is the County's premier park.

It was moved by Commissioner Shaffer and supported by Commissioner Ware that the Plair Property be purchased for \$50,000.

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.

WHITE PIGEON VILLAGE ADDRESSES-LETTER OF UNDERSTANDING

Ms. West-Wing stated that a couple of meetings ago the Board approved a Letter of Understanding for the Village of Centreville agreeing to have the G.I.S. Department assign addresses in the Village for any new construction. This is an identical Letter of Understanding with the Village of White Pigeon.

It was moved by Commissioner Ware and supported by Commissioner Loudenslager that the Letter of Understanding with the Village of White Pigeon having the G.I.S. Department assign addresses for new construction in the Village 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.

TRAVEL POLICY REVISION

Ms. West-Wing stated that there was an inquiry by a department to attend a meeting in Elkhart, Indiana because of a conflict with attending it in Kalamazoo. Because of the out-of-state travel clause in the policy the department provided it to the Executive Committee asking for permission. The policy has been amended to state that travel is allowed outside the State without Board approval within a 150 mile radius of Centreville and she is recommending approval of the policy with the revision.

It was moved by Commissioner Baker and supported by Commissioner Ware that the travel policy revision 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.

VENDOR AGREEMENT WITH JOHN AND CINDY KING

Ms. West-Wing presented an agreement between the County and John and Cindy King to use their food wagon at Cade Lake Campground, Nottawa Park and Campground and Meyer-Broadway Park between September 1, 2010 and October 20, 2010.

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.

VICTIM RIGHTS GRANT AGREEMENT

Ms. West-Wing presented for approval the renewal of the Victim Rights Grant Agreement for fiscal year 2010-2011. The grant is for \$60,663 and will be effective from October 1, 2010 through September 30, 2011.

It was moved by Commissioner Baker and supported by Commissioner Loudenslager that the Victim Rights Grant Agreement 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.

SHERIFFS ROAD PATROL GRANT

Ms. West-Wing presented a renewal of the Sheriff's Road Patrol Grant application. She stated that we have received this grant since 1978 and it used to pay for 2 road patrol deputies. Now it does not even pay for 1, but we do still dedicate 2 deputies to this program. The grant is for \$80,100 and is effective from October 1, 2010 through September 30, 2011.

It was moved by Commissioner Baker and supported by Commissioner Loudenslager that the Sheriff's Road Patrol Grant application 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.

MAEAP CERTIFIED FARMS

Commissioner Loudenslager read the following resolution:

RESOLUTION NO. 19-2010

WHEREAS, the State of Michigan has implemented the Michigan Agriculture Environmental Assurance Program (MAEAP) that educates farmers in better management practices in order to protect and enhance Michigan's natural resources; and

WHEREAS, the MAEAP encompasses three farming systems: the Livestock System, the Cropping System, and the Farmstead System; and

WHEREAS, the farmer voluntarily completes educational requirements, undergoes a farm-specific assessment and invites third party verification by the Michigan Department of Agriculture; and

WHEREAS, farmers may obtain assistance with the MAEAP certification process from the St. Joe County Conservation District.

WHEREAS, upon achieving the MAEAP verification, the farming operation and the general public are assured that the farming operation meets high environmental standards designed to help producers achieve compliance with state and federal environmental laws, as well as, conformance with Right to Farm Generally Accepted Agricultural and Management Practices (GAAMP); and

WHEREAS, the failure of the farm operation to continue to meet MAEAP and those associated requirements will result in revocation of the farm operation's MAEAP verification in good standing; and

WHEREAS, agricultural producers are under increasing public pressure to improve their farming techniques and practices to protect and improve the environment. The producer voluntarily participates in this program to show the general public they are being environmental stewards of the land.

NOW, THEREFORE BE IT RESOLVED, that the St. Joseph County Board of Commissioners recognizes the lengthy process to obtain MAEAP certification and supports and congratulates those farms that are MAEAP certified.

Chairman Dunlap stated that Amy DeShon from the Soil Conservation District was available if anyone had any questions.

Commissioner Pueschel stated that there is an event tomorrow regarding this subject at the Villa-Miller Farms on Centreville Constantine Road that he hoped that some Commissioners would attend.

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

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.

Resolution adopted.

ESTON RAWSON'S DONATION TOWARDS PLAIR PROPERTY

Commissioner Loudenslager read the following resolution:

RESOLUTION NO. 20-2010

RESOLUTION TO ACKNOWLEDGE ESTON RAWSON'S CONTRIBUTIONS IN SUPPORT OF ST. JOSEPH COUNTY PARKS & RECREATION

WHEREAS, Eston and Lydia Rawson purchased Kings Mill in 1967 and converted the old mill to a home to which they moved in 1976, and they welcomed neighbors and friends to enjoy the grounds along Nottawa Creek in Leonidas Township; and

WHEREAS, Eston and Lydia Rawson's home became a popular destination for people from throughout St. Joseph County to have picnics and weddings, and enjoy fishing and swimming; and

WHEREAS, Eston and Lydia Rawson worked tirelessly to improve the grounds and flower gardens, restore the mill turbines to produce electricity, and repair the foundation and roof of the old mill; and

WHEREAS, in 1991 Eston and Lydia Rawson donated the land around the mill to St. Joseph County for the use and benefit of the Parks & Recreation Commission; and

WHEREAS, Eston Rawson donated the old mill building and more land to St. Joseph County in 2005; and

WHEREAS, Rawson's King Mill Park has become a cherished and valued asset of and by the people of St. Joseph County, and

WHEREAS, on September 1, 2010 Eston Rawson contributed \$15,000 to St. Joseph County to support the acquisition of critically needed additional land for parking and other uses, and thereby helped to assure the continued development of an outstanding recreational and historic facility.

NOW, THEREFORE BE IT RESOLVED, the St. Joseph County Board of Commissioners recognizes Eston Rawson for his great and generous contributions to the Parks & Recreation Commission for the citizens and visitors of St. Joseph County to use and enjoy for generations to come.

BE IT FURTHER RESOLVED, that this resolution be spread upon the proceedings of the St. Joseph County Board of Commissioners this 7th day of September 2010.

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

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.

Resolution adopted.

CONSTITUTION WEEK-SEPTEMBER 17-23, 2010

Commissioner Loudenslager read the following resolution:

RESOLUTION NO. 21-2010
CONSTITUTION WEEK

WHEREAS, our Founding Fathers, in order to secure the blessings of liberty for themselves and their posterity, did ordain and establish a Constitution for the United States of America; and

WHEREAS, September 17, 2010 marks the two hundred twenty-third anniversary of the adoption of the Constitution of the United States of America by the Constitutional Convention; and

WHEREAS, this anniversary of the constitution provides a historic opportunity for all Americans to reflect on the rights and privileges of citizenship incorporated within its framework, and to learn about and celebrate the achievements of our founding forefathers and foremothers throughout the year; and

WHEREAS, Public Law 915 guarantees the issuing of a proclamation each year by the President of the United States of America designating September 17 through 23 as Constitution Week; and

WHEREAS, it is fitting and proper to accord official recognition to this magnificent document and its memorable anniversary and to the patriotic celebrations which will commemorate the occasion.

NOW, THEREFORE, BE IT RESOLVED, that the St. Joseph County Board of Commissioners hereby proclaims the week of September 17 through 23 as "Constitution Week" and asks our citizens to reaffirm the ideals the framers of the Constitution had in 1787 by vigilantly protecting the freedoms guaranteed to us through this guardian of our liberties, remembering that lost rights may never be regained.

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

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.

Resolution adopted.

COMMITTEE REPORTS

Law Enforcement

Commissioner Loudenslager stated that there was no report.

Judiciary

Commissioner Loudenslager stated that the next Judiciary Committee Meeting will be held on October 13th.

Physical Resources

Commissioner Ware stated that at the last committee meeting held on August 17th. They discussed the roof problems at the jail and they will get proposals from some contractors.

Executive Committee

Commissioner Shaffer stated that the Executive Committee met on September 3, 2010 and most items discussed there have been addressed tonight. One other thing that they discussed is the vacancy on the Transportation Authority. They would appreciate any suggestions.

PERSONNEL REPORT

Ms. West-Wing presented the following report:

TEMPORARY/SEASONAL EMPLOYMENT:

Joanne Evans has been hired as temporary, part-time for Probate Court at \$7.50/hr. effective September 7, 2010 to cover FMLA leave of full-time employee.

MISCELLANEOUS:

Phyllis Lung, Deputy Treasurer, to work temporary, full-time to cover FMLA leave of full-time employee.

Bonnie Walter, Deputy Probate Register, was on intermittent medical leave commencing August 17, 2010 and will be on full-time medical leave commencing September 20, 2010 under the Family and Medical Leave Act of 1993.

RESIGNATION:

Annette Martin, Telecommunicator, has resigned effective August 26, 2010.

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

REQUISITIONS

Ms. West-Wing presented the following report:

One Dell Latitude E6510 Laptop with Wireless Keyboard/Mouse, Case and 19" Monitor for EDC
\$ 1,698.95

One Dell 4210X Projector for EDC \$ 851.20

One Replacement Desktop PC (Homeland Security Grant Funds) \$ 2,000.00

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

BUDGET ADJUSTMENTS

Ms. West-Wing presented the following report:

BUDGET AMENDMENTS:

DECREASE ECONOMIC DEVELOPMENTS BUDGET:

Line item 244-730-743.000 (Hazardous Grant Supplies) \$ 1,700.00

INCREASE ECONOMIC DEVELOPMENTS BUDGET:

Line item 244-730-984.000 (Computer Hardware) \$ 1,700.00

DECREASE ECONOMIC DEVELOPMENTS BUDGET:

Line item 244-732-743.000 (Petroleum Grant Supplies) \$ 852.00

INCREASE ECONOMIC DEVELOPMENTS BUDGET:

Line item 244-732-980.000 (Equipment) \$ 852.00

DECREASE EMERGENCY SERVICES BUDGET:

Line item 268-426-862.000 (Seminar and Employee Training) \$ 2,000.00

INCREASE EMERGENCY SERVICES BUDGET:

Line item 268-426-984.000 (Computer Hardware) \$ 2,000.00

INCREASE WASTE MANAGEMENT FUND REVENUES:

Line item 227-101-674.000 (Donations)	\$15,000.00
Line item 227-101-676.000 (Use of Fund Balance Reserved for Park Capital)	38,938.73
	<u>\$53,938.73</u>

INCREASE WASTE MANAGEMENT FUND EXPENDITURES:

Line item 227-101-970.000 (Land Purchase)	\$53,938.73
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DECREASE GENERAL FUND CONTINGENCY:

Line item 101-890-941.000 (Contingency)	\$ 2,000.00
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INCREASE DRAIN COMMISSIONS BUDGET:

Line item 101-275-860.000 (Travel)	\$ 2,000.00
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It was moved by Commissioner Loudenslager and supported by Commissioner Baker 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	\$ 2,302.89	\$
Appropriations	41,375.50	
County Commission	419.75	5,917.45
Circuit Court	217.50	13,445.88
District Court	2,435.40	55,173.14
Friend of the Court	262.97	42,168.01
Jury Commissioner	184.00	
Probate Court	3,567.38	18,532.38
Juvenile Branch	16,601.44	27,224.93
Appeals Court	9,083.73	
Administration		9,749.30
Elections	709.23	
Finance Department	1,569.42	10,798.46
County Clerk		22,351.93
Equalization Department		13,911.45
Human Resources	6,463.70	8,710.13
Geographic Information Systems		7,469.07
Prosecutor's Office	1,665.00	35,723.55
Register of Deeds	581.53	10,241.07
County Treasurer		15,446.50
Cooperative Extension	403.64	8,650.49
Information Technology	929.81	12,532.84
Buildings & Grounds	7,147.00	11,094.11
Courts Building Security		6,609.43
Drain Commission		5,130.07
Sheriff Department	10,433.74	91,171.67
Sheriff Reserves	40.00	163.64
Marine Patrol	820.09	4,824.35
Jail & Turnkey	12,969.74	97,787.28
Emergency Services	279.37	4,736.60
Livestock Claims	25.00	
Animal Control	29.21	8,739.18
Board of Public Works		719.72
Medical Examiners	1,913.25	

<u>GENERAL FUND</u>	<u>EXPENDITURES</u>	<u>PAYROLL</u>
Child Care - Probate	\$ 1,341.74	\$
Veterans' Services	50.00	1,735.28
Utilities & General Services	<u>30,679.90</u>	
Total	\$ 154,501.93	\$ 550,757.91
<u>OTHER FUNDS</u>	<u>EXPENDITURES</u>	<u>PAYROLL</u>
County Road Commission	\$ 536,985.85	\$
Parks & Recreation	2,620.08	9,803.05
Emergency 911 Service	-4,902.80	53,681.35
Central Dispatch - Wireless	650.69	4,084.50
Meyer Broadway/Coon Hollow Park	168.92	551.16
Family Counseling	560.00	
Cade Lake Park	3,665.96	3,709.36
Traffic Safety Program Fund	8,846.10	
Economic Development Fund	674.00	7,878.10
Victims' Rights Advocate Fund		3,351.82
Community Corrections Advisory Board	3,855.00	3,010.11
Community Corrections Program	2,081.00	
Drug Law Enforcement Fund	5,454.04	
Law Enforcement Fund	957.28	16,892.33
Secondary Road Patrol		9,065.21
Homeland Security Grant Fund	1,509.91	3,789.28
Law Library Fund	449.46	
Principal Residence Denial Fund	50.00	719.71
Commission on Aging	72,899.93	63,505.75
Community Development Block Grant	13,576.00	
Sheriff's Justice Training Fund	1,050.00	
Child Care: Probate Court	14,428.02	11,354.69
Veterans' Trust Fund	954.34	
Facilities Maintenance Fund	122,805.23	
Forfeiture and Foreclosure Fund	3,250.00	
Tax Payment Fund	43,876.14	
Inmate Store	1,026.27	
Three Rivers Community Center	2,643.97	1,009.89
Flexible Benefits Insurance Fund	<u>203,100.37</u>	
Total	\$ 1,043,235.76	\$ 192,406.31
Grand Total	\$ 1,197,737.69	\$ 743,164.22
General Fund Operating Expenditures		
Pre-Authorized	\$59,839.02	
Accounts Payable	<u>94,662.91</u>	
	\$ 154,501.93	
General Fund Payroll Expenditures	\$ 550,757.91	
Other Funds Operating Expenditures		
Pre-Authorized	\$1,009,707.71	
Accounts Payable	<u>33,528.05</u>	
	\$ 1,043,235.76	
Other Funds Payroll Expenditures	\$ <u>192,406.31</u>	
Total Recorded for the Month	\$ 1,940,901.91	

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

CHAIRMAN'S REPORT

Chairman Dunlap stated that there was a committee established in 2009 that reviewed budget requests for dues, travel, conferences, seminars, training, etc., for the 2010 budget and asked if this should continue for the 2011 budget. It was the consensus that it should continue and that the same 3 commissioners be on that committee.

MISCELLANEOUS

Commissioner Ware asked about the hiring process for the 4-H Educator. Ms. West-Wing stated that MSU is taking applications for a new 4-H Agent. In October interviews will be conducted and she stated that historically a Commissioner sits on the interview committee.

Commissioner Pueschel again encouraged Commissioners to attend the event at the Henry Miller farm tomorrow as he hopes that they might understand the process better.

ADJOURNMENT

It was moved by Commissioner Shaffer and supported by Commissioner Loudenslager that the St. Joseph County Board of Commissioners adjourn until September 21, 2010 at 5:00 p.m. Motion carried.

Pattie S. Bender, County Clerk

Michael D. Dunlap, Chairman