

TUESDAY, MAY 17, 2016

Pursuant to law, the Board of Commissioners met on Tuesday, May 17, 2016 at 9:00 a.m. in the Board of Commissioner's Room and were called to order by the Chairperson.

Pledge of Allegiance

Invocation

Roll Call was taken by Lindsey Marquardt, Chief Deputy County Clerk:

PRESENT: Mark Bergstrom, Jeff Dontz, Ken Hilliard, Alan W. Marshall, Richard Schmidt, Brook Shafer

ABSENT: Karen Goodman

APPROVE MEETING AGENDA

Moved by Shafer, seconded by Bergstrom to amend the Meeting Agenda to remove Jennifer Berkey, District Coordinator for Michigan State University Extension, presentation of the MSU Extension Annual Report.

Motion Carried

+++++

CONSENT AGENDA

Moved by Shafer, seconded by Marshall to approve the Consent Agenda which includes the minutes of the April 26, 2016 Regular Board Meeting and the May 2016 monthly appropriations and fund transfers.

YEAS: 6 Bergstrom, Dontz, Hilliard, Marshall, Schmidt, Shafer

NAYS: 0 None

ABSENT: 1 Goodman

Motion Carried

+++++

PUBLIC COMMENT

Sharon Goble introduced herself as an applicant for the Planning Commission vacancy. Ms. Goble indicated to the Board that she may be better suited to serve as the representative for environmental and recreational interests on the Planning Commission, as she has more experience in this area.

TUESDAY, MAY 17, 2016

RECOGNITION, ANNOUNCEMENTS & CORRESPONDENCE

Mr. Kaminski addressed the Board regarding the Airport Resolution on Airport Governance that the Board will consider adopting at 9:30 a.m. The Board has received correspondence from Prosecutor Ford K. Stone regarding his recommendation to adopt the Resolution.

Mr. Kaminski addressed the lawsuit regarding Mr. Jack Garber, the City of Manistee and several other City officials. Manistee County is involved in that lawsuit. Mr. Spaniola, Mason County Prosecutor served as Special Prosecutor in the Criminal case after Ford Stone removed himself from the case. It will be Manistee County’s responsibility through MMRMA to protect Mr. Spaniola.

Mr. Kaminski informed the Board that he received correspondence from the State of Michigan’s Department of Transportation inviting the Board to their annual Elected Officials Transportation Planning Meeting on Tuesday, May 24, 2016 in Kingsley.

The County of Manistee has received a “Thank You” from the Salvation Army for the personal hygiene items that were donated by employees of the County.

The Alliance for Economic Success has indicated through a press release that the State of Michigan Department of Natural Resources have approved the Manistee County Recreation Plan.

Mr. Kaminski and Dr. Goslinski, County Medical Examiner, recently visited the Mecosta County Morgue. There will be future discussion regarding performing autopsies at this site as a cost saving measure.

TREASURER’S REPORT

Russell Pomeroy, County Treasurer, will present the Fund Balance report at the June County Board meeting.

FINANCE COMMITTEE REPORT

Board of Commissioners
Manistee County
Manistee, Michigan 49660

Board of Commissioners:

We do hereby submit our claims from April 20, 2016, through May 4, 2016:

General Fund:.....	\$76,334.53
Recycling Fund:	8,369.33
Bear Lake Improvement Fund:	4,075.00
Health Insurance Fund:	14,759.60
Homeland Security Grant Fund:	26,029.00
Law Library Fund:	524.70
Housing Fund:.....	14.00
Community Wildfire Grant Fund:	1,598.76
Community Corrections Fund:	1,250.00
Child Care Fund:.....	8,103.09
Soldiers & Sailors Fund:.....	812.25
Veterans Trust Fund:.....	1,500.00
Airport Authority Fund:	6,904.83
Unemployment Fund:	3,918.96

TUESDAY, MAY 17, 2016

Tax Revolving – State Sales:125.28
Drain Fund:408.00

Total Claimed and allowed May 17, 2016.....\$154,727.33

Total Payroll for the period of April 20, 2016, through May 4, 2016\$215,288.07
(Includes 1 payroll)

Moved by Bergstrom, seconded by Shafer to approve and the same to be paid in the amount of \$154,727.33.

YEAS: 6 Dontz, Hilliard, Marshall, Schmidt, Shafer, Bergstrom

NAYS: 0 None

ABSENT: 1 Goodman

Motion Carried

+++++

WAYS & MEANS COMMITTEE MINUTES/MAY 4, 2016

Mark Bergstrom presented the Ways & Means Committee Minutes of May 4, 2016.

COSTS RELATED TO THE SHERIFF’S OFFICE OLD FILE ROOM

Moved by Bergstrom, seconded by Hilliard to approve the bid from Simplex in the amount of \$1,670.00 for the transfer and installation of video and voice recorders to the new Juvenile Holdover/Investigation Room; to be paid from the Sheriff Contingency Surplus Fund.

YEAS: 6 Hilliard, Marshall, Schmidt, Shafer, Bergstrom, Dontz

NAYS: 0 None

ABSENT: 1 Goodman

Motion Carried

+++++

RESOLUTION #2016-15 IMPOSING 2016 SUMMER PROPERTY TAX LEVY

PURSUANT TO PUBLIC ACT 357 OF 2004, AND NOTICE OF

CERTIFICATION OF ALLOCATED LEVY

TUESDAY, MAY 17, 2016

RESOLUTION #2016-15

RESOLUTION IMPOSING 2016 SUMMER PROPERTY TAX LEVY PURSUANT TO PUBLIC ACT 357 OF 2004, AND NOTICE OF CERTIFICATION OF COUNTY ALLOCATED TAX LEVY

At a regular meeting of the Manistee County Board of Commissioners held in the Manistee County Courthouse & Government Center, 415 Third Street, Manistee, Michigan, on the 17th day of May, 2016.

PRESENT: Bergstrom, Dontz, Hilliard, Marshall, Schmidt, Shafer

ABSENT: Goodman

The following resolution was offered by Bergstrom and seconded by Schmidt:

WHEREAS, Manistee County is authorized under the General Property Tax act, Public Act 206 of 1893, as amended, to levy and collect County allocated property taxes; and

WHEREAS, the General Property Tax Act has been amended by Public Act 357 of 2004, being MCL 211.44a, to require all Michigan Counties to impose a summer tax levy, with the summer tax levies for 2005 and 2006 to be in the amount of 1/3 and 2/3, respectively, of the total County allocated tax, with the full amount of the County allocated tax to be levied and collected as a summer tax levy in 2007 and each year thereafter.

NOW, THEREFORE, BE IT RESOLVED, that pursuant to Public Act 357 of 2004, the Manistee County allocated tax shall be levied and collected on July 1, 2016, at the full amount allocated after application of the “Headlee” millage reduction fraction, or 5.5 mills; and

BE IT FURTHER RESOLVED, that Manistee County will comply with MCL 141.412, “Notice of Hearing for Proposed Budget” and Section 16 of the Uniform Budgeting and Accounting Act, MCL 141.436, to fulfill requirements for “Truth in Taxation”, MCL 211.24e; and

BE IT FURTHER RESOLVED, that this Resolution constitutes certification of the levy of the County allocated tax and authorized collection of the County allocated tax on July 1, 2016 at the full amount allocated after application of “Headlee” millage reduction fraction, or 5.5 mills; and

BE IT FURTHER RESOLVED, that the Treasurer of each township and city in Manistee County is directed to account for and deliver the full amount of County allocated tax collections for 2016 in accordance with the provisions of Public Act 357 of 2004; and

BE IT FURTHER RESOLVED, that the County Clerk shall deliver a copy of this Resolution by first class mail to the Treasurer of each township and city in Manistee County.

Moved by Bergstrom, seconded by Schmidt to adopt Resolution #2016-15, Imposing 2016 Summer Tax Levy, Pursuant to Public Act 357 of 2004, and Notice of Certificate of County Allocated Tax Levy; and authorize the County Board Chair and the County Clerk to sign the L-4029.

TUESDAY, MAY 17, 2016

YEAS: 6 Marshall, Schmidt, Shafer, Bergstrom, Dontz, Hilliard
NAYS: 0 None
ABSENT: 1 Goodman

Motion Carried

+++++

Items Not Requiring Board Action.

Mr. Hilliard addressed the issue of the Lions Club and Fair Board wanting to offer helicopter rides during Onekama Days. Mr. Kaminski addressed the Board regarding insurance coverage and numerous other concerns regarding the rides. Mr. Hilliard will relay the concerns of the County Board to the Fair Board at their next meeting.

Moved by Schmidt, seconded by Hilliard to accept the Ways & Means Committee

Minutes of May 4, 2016.

Motion Carried

+++++

TECHNOLOGY/INFORMATION COMMITTEE MINUTES/MAY 4, 2016

Mr. Schmidt presented the Technology/Information Committee Minutes of May 4, 2016.

BIDS TO REPLACE AT & T PHONE SERVICE

Moved by Schmidt, seconded by Bergstrom to approve the bid from MeritVoice (Telnet) for telephone service for the Courthouse and Government Center and the Sheriff's Facility for a 36 month Telnet Service Agreement; and authorize the Board Chairman to sign the same.

YEAS: 5 Schmidt, Shafer, Bergstrom, Dontz, Hilliard
NAYS: 1 Marshall
ABSENT: 1 Goodman

Motion Carried

+++++

Items Not Requiring Board Action.

Gordon McLellan supplied the Committee with a list of 2017 IT Goals and priorities. The list is just for informational purposes and is being used to create the 2016/17 Technology Budget.

TUESDAY, MAY 17, 2016

Gordon McLellan reminded the Committee that 395 and 385 Third Street, Manistee buildings are County owned buildings. The network connection in both buildings needs to be upgraded as the quality of internet services is poor.

Moved by Schmidt, seconded by Bergstrom to accept the Technology/Information Committee meeting minutes of May 4, 2016.

Motion Carried

+++++

ASSIGNMENT AND ASSUMPTION AGREEMENT WITH THE
MANISTEE BLACKER AIRPORT AUTHORITY
RESOLUTION

RESOLUTION #2016-14

MANISTEE COUNTY BOARD OF COMMISSIONERS
RESOLUTION APPROVING THE ASSIGNMENT AND ASSUMPTION
AGREEMENT WITH THE MANISTEE BLACKER AIRPORT AUTHORITY TO
CO-SPONSOR GRANTS AND OBLIGATIONS WITH THE FEDERAL AND
STATE GOVERNMENTS

At a regular meeting of the Manistee county Board of Commissioners held in the Manistee County Courthouse & Government Center, 415 Third Street, Manistee, Michigan, on the 17th day of May, 2016.

PRESENT: Bergstrom, Dontz, Hilliard, Marshall, Schmidt, Shafer

ABSENT: Goodman

The following resolution was offered by Shafer, and seconded by Marshall:

WHEREAS, the Manistee Blacker Airport Authority (Authority) was created by the County of Manistee (County) and the City of Manistee (City) under the Community Airport Authority Act, MCL 259.621 *et.seq.*, by lawful actions of their respective verving bodies, and Articles of Incorporation were filed with the Michigan Secretary of State on March 13, 1991; and

WHEREAS, on May 6, 1997, the Manistee City Council voted unanimously in Item 97-69 to transfer its interest to the County; and

WHEREAS, on May 6, 1997, as revised on December 18, 1997, the City and County entered into a transfer Agreement by which the City withdrew from membership in the Authority and, by quitclaim deed to the County, divested itself of any ownership of Airport property; and

WHEREAS, the Federal Aviation Administration never formally approved the Authority as sole Airport Sponsor or the release of the City from federal obligations and has suspended grants to the airport pending agreement of the County and the Authority to co-sponsorship and assumption of all prior and future obligations to the federal government; and

WHEREAS, the Manistee Blacker Airport Authority adopted a Resolution on March 21, 2016 approving and ratifying the withdrawal of the City of Manistee from the

TUESDAY, MAY 17, 2016

Authority; and

WHEREAS, in order to implement the assignment and assumption of all obligations, it is necessary to enter into an Assignment and Assumption Agreement as well as an Intergovernmental Agreement for the Supply of Municipal Services from the County to the Authority:

NOW THEREFORE, BE IT RESOLVED AS FOLLOWS:

The Assignment and Assumption Agreement and the Intergovernmental Agreement for the Supply of Municipal Services from the County to the Manistee Blacker Airport Authority are hereby approved and the Chair is authorized to sign.

All actions taken in reliance upon the Transfer Agreement with the City, actions of the City of Manistee and actions of the County of Manistee in pursuance of the affairs of the Authority are hereby ratified.

All resolutions or parts of resolutions are, to the extent of any conflict with this resolution, rescinded.

Moved by Shafer, seconded by Marshall to adopt Resolution #2016-14 Approving the Assignment and Assumption Agreement with the Manistee Blacker Airport Authority to Co-Sponsor Grants and Obligations with the Federal and State Governments.

YEAS: 6 Shafer, Bergstrom, Dontz, Hilliard, Marshall, Schmidt
NAYS: 0 None
ABSENT: 1 Goodman

Motion Carried

+++++

GREEN TEAM/RECYCLING COMMITTEE MINUTES/APRIL 28, 2016

Brook Shafer presented the Green Team/Recycling Committee Minutes of April 28, 2016.

No Action Items.

Items Not Requiring Board Action.

The Betsie Valley site has been relocated to Springdale Township Hall. The site is up and running and cameras have been installed.

The Household Hazardous Waste event will be August 28, 2016. This year's event will not accept latex paint.

Kevin Summers with SEEDS, presented the Proposed Manistee SMART Goals to the Committee.

TUESDAY, MAY 17, 2016

Moved by Schmidt, seconded by Bergstrom to accept the Green Team/Recycling
Committee meeting minutes of April 28, 2016.

Motion Carried

+++++

RESOLUTION DESIGNATING M-22 AS A PURE MICHIGAN BYWAY

RESOLUTION #2016-16

**MANISTEE COUNTY BOARD OF COMMISSIONERS
RESOLUTION SUPPORTING THE DESIGNATION OF M-22 IN MANISTEE
AND BENZIE COUNTIES AS A PURE MICHIGAN BYWAY**

At a regular meeting of the Manistee County Board of Commissioners held in the
Manistee County Courthouse & Government Center, 415 Third Street, Manistee,
Michigan, on the 17th day of May, 2016.

PRESENT: Bergstrom, Dontz, Hilliard, Marshall, Schmidt, Shafer

ABSENT: Goodman

The following resolution was offered by Marshall and seconded by Bergstrom:

WHEREAS, the Michigan Department of Transportation (MDOT), pursuant to the
Michigan Heritage Routes Act of 1993 (P.S. 69 of 1993 and amended 2014),
is empowered to designate scenic, recreational, and historic highways in the
State; and

WHEREAS, the public highway known as M-22 within Manistee County and Benzie
County, which is 49.45 miles in length, starting at the southern point
intersection of US 31 and M-22 and ending at the northern point of Manning
Road and M-22; and

WHEREAS, an effort and study has been undertaken by the Lakes to Land
Communities for Collective Action M-22 Pure Michigan Byway Committee who
are working to implement the goals of master plans written during the Lakes
to Land Regional Initiative and these counties have expressed the desire to
designate the M-22 highway a Pure Michigan Byway; and

WHEREAS, it is intended that an application to designate M-22 within Benzie and
Manistee Counties be submitted to MDOT in order to nominate this segment
of M-22 as a Pure Michigan Byway; and

NOW, THEREFORE, BE IT RESOLVED, that the Manistee County Board of
Commissioners hereby supports the designation of M-22 in Manistee and Benzie
Counties as a Pure Michigan Byway and agrees to support the efforts of the
communities; and

BE IT FURTHER RESOLVED, that Manistee County will participate in the
preparation of the required documents to apply for designation and be a
member of the M-22 Pure Michigan Byway Committee.

Moved by Marshall, seconded by Bergstrom to adopt Resolution #2016-16 Supporting
the Designation of M-22 in Manistee and Benzie Counties as a Pure Michigan Byway.

TUESDAY, MAY 17, 2016

YEAS: 6 Bergstrom, Dontz, Hilliard, Marshall, Schmidt, Shafer
NAYS: 0 None
ABSENT: 1 Goodman

Motion Carried

+++++

REGIONAL SUMMIT COMMITTEE MINUTES/MAY 6, 2016

Brook Shafer presented the Regional Summit Committee Minutes of May 6, 2016.

No Action Items.

Items Not Requiring Board Action.

The Location for the 13th Regional Summit has been confirmed. The Committee has decided to return to the Norman Township Community Center.

The agenda and topics have been set for the Summit by the Committee.

Save-the-date post cards will be sent out in July.

Moved by Shafer, seconded by Schmidt to accept the Regional Summit Committee Minutes of May 6, 2016.

Motion Carried

+++++

MISCELLANEOUS CONTROLLER ITEMS

Mr. Kaminski advised the Board that they need to schedule a Board Study Session to begin work on the 2016/17 budget.

Moved by Hilliard, seconded by Schmidt, to schedule a Manistee County Board of Commissioners Budget Study Session for the 2016/17 budget for June 17, 2016 at 1:00 p.m., to be held in the County Board of Commissioner’s Room.

YEAS: 6 Hilliard, Marshall, Schmidt, Shafer, Bergstrom, Dontz
NAYS: 0 None
ABSENT: 1 Goodman

TUESDAY, MAY 17, 2016

Motion Carried

+++++

PLANNING COMMISSION APPOINTMENTS

Two (2) appointments for a three (3) year term which begins June 10, 2016 and expires June 10, 2019. One Appointment is to be filled by a person representing Agriculture, Forestry and Land Use interest in the County, and one appointment is to be filled by a person representing environmental and recreational interests in the County.

Moved by Hilliard, seconded by Schmidt to appoint Sharon Goble to serve a three (3) year term of office beginning June 10, 2016 and expiring June 10, 2019, representing environmental and recreational interests in the county.

YEAS: 6 Hilliard, Marshall, Schmidt, Shafer, Bergstrom, Dontz
NAYS: 0 None
ABSENT: 1 Goodman

Motion Carried

+++++

The Clerk was directed to re-advertise for the second open position on the Planning Commission representing Agriculture, Forestry and Land Use Interest in the County.

MISCELANEOUS CONTROLLER & BOARD ITEMS

JAWS UNIT

Ken Hilliard addressed some calls he received concerning the JAWS unit being online for sale. Mr. Meister indicated to Mr. Hilliard that it is costing Onekama Township too much money to operate the JAWS unit. Discussion followed regarding possible changes to the way the unit is toned out on calls, as it is currently called out on every call. Brook Shafer will address this issue at the next 9-1-1 Board meeting. Mr. Hilliard suggested looking at putting money in the County’s Budget to help Onekama Township with the operating costs of the JAWS unit.

HOSPITAL AD HOC COMMITTEE

The Hospital Ad Hoc Committee met on May 11, 2016. There is an agreement on Ambulance Service to remain maintained as it is today and a millage request to County residents will not be necessary. The County proposed a counter offer in regards to the cost of acquisition to Munson, for West Shore Medical Center, and the County is waiting to hear back on that offer.

DELINQUENT TAXES ROAD COMMISSION BUILDING/KALEVA

Russ Pomeroy, County Treasurer, addressed the Board regarding delinquent property taxes at the County Road Commission Building in Kaleva. The taxes on that property are delinquent. The Road Commission, the township as well as the County are looking for a

TUESDAY, MAY 17, 2016

solution on how to collect the delinquent taxes on the property, as they are to be paid by the tenant renting the property.

DISTRICT HEALTH DEPARTMENT #10

2015 ANNUAL REPORT

Kevin Hughes, Public Health Officer and Sarah Oleniczak, Deputy Health Officer, presented the 2015 Annual Report of the District Health Department #10.

FISCAL YEAR 2014/15 AUDIT REPORT

Joe Verlin, CPA, CGFM, of Gabridge & Company, presented the Manistee County Annual Financial Audit Report for the Year Ended September 30, 2015.

PUBLIC COMMENT

None.

Adjourn at the Call of the Chair.

Clerk