

**TUESDAY, MARCH 18, 2008**

Pursuant to law, the Board of Commissioners met on Tuesday, March 18, 2008, at 9:00 a.m. in the Board of Commissioners Room and were called to order by the Chairperson.

Pledge of Allegiance.

Invocation was given by Ervin Kowalski.

Roll Call was taken by the Clerk and all members reported present.

Fenstermacher, Haik, Kowalski, Lottie, McCraner, O’Shea, Rutske

**APPROVE MEETING AGENDA**

Moved by McCraner, supported by Kowalski to approve the Meeting Agenda.

Motion Carried

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**APPROVE CONSENT AGENDA**

Moved by McCraner, supported by Lottie to approve the Consent Agenda which includes the minutes of the February 19, 2008, Regular Board Meeting and the March 2008 monthly appropriations and fund transfers.

YEAS: 7 Fenstermacher, Haik, Kowalski, Lottie, McCraner, O’Shea, Rutske,

NAYS: 0

Motion Carried

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PUBLIC COMMENT:

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David Meister, Onekama Township Supervisor, appeared before the Board in regard to the Revenue Sharing Board and their By-Laws as it pertains to the Class III Gaming Facility (Little River Casino and Resort). He also had a question regarding the Manistee County Road Commission’s Pension Plan and the fact that it is underfunded at this time. Discussion followed.

Lieutenant Brian Postma, Michigan State Police, appeared before the Board to invite them to the School Safety -“Preventing The Unthinkable” Program which will be held on June 9<sup>th</sup> and 10<sup>th</sup>, 2008 at Manistee High School.

**SCHOOL SAFETY - “PREVENTING THE UNTHINKABLE”**

Moved by McCraner, supported by Haik to support the School Safety - “Preventing The Unthinkable” Program which will be held on June 9<sup>th</sup> & 10<sup>th</sup>, 2008 at Manistee High School.

YEAS:           7           Haik, Kowalski, Lottie, McCraner, O’Shea, Rutske, Fenstermacher  
NAYS:           0

Motion Carried

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**TREASURER’S REPORT:**

Russell Pomeroy, Manistee County Treasurer, presented the Treasurer’s Report. March is the busiest month of the year in the Treasurer’s Office. In March the local units of government bring in their tax rolls, delinquent taxes, warrants, and reconciliation sheets. The Treasurer’s Office then starts the reconciliation and settlement process. Delinquent Taxes are up \$297,000.00 or 11%.

The Foreclosure Hearing was held in the 19<sup>th</sup> Circuit Court on February 11<sup>th</sup>, 2008. Manistee County foreclosed on 85 parcels this year, compared to 60 parcels last year. Currently we have 57 parcels that have not been redeemed. Property owners have until 5:00 p.m. on March 31<sup>st</sup>, 2008 to pay the taxes and redeem their property. A handout entitled, TAX LIENS AND ACQUIRING PROPERTY, was presented to the Board.

The new rolling file system is installed in the vault. Mr. Pomeroy thanked the Commissioners for approving this much needed upgrade.

**FINANCE COMMITTEE REPORT**

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Ervin Kowalski presented the Finance Committee Report.

Board of Commissioners  
Manistee County  
Manistee, Michigan 49660

Board of Commissioners:

We, do hereby submit our claims from February 15, 2008 through March 11, 2008.

General Fund	\$89,197.71
District Court Services Fund	
Legal Defense Fund	\$60.60
	\$1,543.40
Health Insurance Fund	\$6,965.55
Law Library Fund	\$3,147.75
Computer Technology Fund	\$26,145.44
Drug Testing-District Court Fund	\$120.00
Community Corrections Fund	\$175.72
Juvenile Intervention Fund	\$3,797.90
Airport Fund	\$234.17

Total Claimed and allowed March 11, 2008 \$131,388.24

Total Payroll for the period 2/15/08 through 3/11/08 \$415,541.95

Respectfully Submitted,

Ervin Kowalski  
Janice McCraner  
Glenn Lottie

Moved by Kowalski, supported by Fenstermacher to approve the bills and the same be paid in the amount

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of \$131,388.24.

YEAS: 6 Kowalski, McCraner, O’Shea, Rutske, Fenstermacher, Haik

NAYS: 0

ABSENT: 1 Lottie

Motion Carried

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**WAYS & MEANS COMMITTEE REPORT/MARCH 4, 2008**

Ervin Kowalski presented the Ways & Means Committee Report of March 4, 2008.

The Committee was present to review and prioritize grants to be submitted by the County to the Local Revenue Sharing Board in the 2008-Cycle I grant process.

Moved by McCraner, supported by Fenstermacher to accept the Ways & Means Committee Report of March 4, 2008.

YEAS: 7 Lottie, McCraner, O’Shea, Rutske, Fenstermacher, Haik, Kowalski

NAYS: 0

Motion Carried

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**WAYS & MEANS COMMITTEE REPORT/MARCH 11, 2008**

Ervin Kowalski presented the Ways & Means Committee Report of March 11, 2008.

**AMEND MANISTEE COUNTY SOIL & SEDIMENTATION CONTROL  
INSPECTION AGREEMENT**

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Moved by Lottie, supported by Fenstermacher to amend the Manistee County Soil and Sedimentation Control Inspection Agreement with Murray Stall to reflect the current Public Act under which Soil Erosion and Sedimentation Control responsibilities are performed.

Motion Carried

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**TRANSFER FUNDS/NEW GENERATOR/MANISTEE COUNTY ROAD COMMISSION**

Moved by Kowalski, supported by McCraner to approve transfer of funds from the Emergency Management General Fund Budget into the Manistee County Homeland Security Fund to reimburse the County Road Commission \$2,500.00 toward the purchase of a new generator.

YEAS: 7 McCraner, O'Shea, Rutske, Fenstermacher, Haik, Kowalski, Lottie

NAYS: 0

Motion Carried

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**LANGUAGE PROPOSAL/9-1-1 CENTRAL DISPATCH BALLOT PROPOSITION**

Moved by Kowalski, supported by Lottie to approve the proposed language of the Manistee County 9-1-1 Central Dispatch Ballot Proposition to be submitted to the Election Commission for consideration and placement on the August 5, 2008, Primary Election Ballot.

YEAS: 7 O'Shea, Rutske, Fenstermacher, Haik, Kowalski, Lottie, McCraner

NAYS: 0

Motion Carried

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**RESOLUTION TO CREATE REVOLVING FUND  
BEAR LAKE IMPROVEMENT BOARD**

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 18<sup>th</sup> day of March, 2008.

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PRESENT: 7 Fenstermacher, Haik, Kowalski, Lottie, McCraner, O’Shea, Rutske

ABSENT: 0

The following resolution was offered by McCraner and seconded by Lottie :

**WHEREAS**, the waters of Bear Lake are situated within the boundaries of Bear Lake Township, Bear Lake Village and Pleasanton Township; and

**WHEREAS**, the Bear Lake Improvement Board was established pursuant to the provisions of MCL 324.30901 et seq; and

**WHEREAS**, improvements to Bear Lake are necessary and appropriate for the protection of the public health, safety and welfare, for the conservation of natural resources and for the preservation of property values around the lake; and

**WHEREAS**, the Bear Lake Improvement Board has requested that the Manistee County Board of Commissioners provide a revolving fund to pay for the preliminary costs of the improvements to Bear Lake until such a time as the Bear Lake Improvement Board shall establish a special assessment district to assess the costs of any such improvements to Bear Lake against those parcels benefitted;

**NOW, THEREFORE, BE IT RESOLVED**, that a revolving fund shall be created for the Bear Lake Improvement Board in the amount of \$157,135.00 to pay for the preliminary costs of lake improvement projects within the County; and

**THEREFORE, BE IT RESOLVED**, that the preliminary costs of the project shall be assessed to the property owners in the special assessment district after the special assessment district is established and after notice of the hearing is given pursuant to MCL 211.741 et seq; and

**THEREFORE, BE IT FURTHER RESOLVED**, that the Clerk shall forward to the Bear Lake Improvement Board a copy of this Resolution.

Moved by McCraner, supported by Lottie to approve that the County Board of Commissioners adopt a resolution to create a revolving fund to pay for the preliminary cost of a MILFOIL lake improvement project within Manistee County on Bear Lake, said funds to be reimbursed to the County by the property owners in a Special Assessment District.

YEAS: 5 Rutske, Haik, Lottie, McCraner, O’Shea

NAYS: 2 Fenstermacher, Kowalski

Motion Carried

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Moved by McCraner, supported by Kowalski to accept the Ways & Means Committee Report of March 11, 2008.

Motion Carried

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**AIRPORT AUTHORITY APPOINTMENT**

One (1) individual to serve an unexpired term of office which expires on December 31, 2008.

VOTE:

Doug Bell 3                      Wilfred G. Bonnewell 0                      Joel Meister 0  
Paul D. Schulert 4

Paul Schulert was appointed to the Airport Authority for the unexpired term which ends December 31, 2008.

**HUMAN SERVICES BOARD**

One (1) individual to serve an unexpired term of office which expires on October 31, 2008.

VOTE:

Thomas G. Stege 1    Dena Thompson 6    David VandeVusse 0

Dena Thompson was appointed to the Human Services Board for the unexpired term which ends October 31, 2008.

**MANISTEE COUNTY TECHNOLOGY/INFORMATION**

**COMMITTEE REPORT/MARCH 13, 2008**

Glenn Lottie presented the Manistee County Technology/Information Committee Report of March 13, 2008.

**TWO YEAR SUPPORT CONTRACT/E-MAIL SERVER**

Moved by Lottie, supported by Fenstermacher to approve the purchase of the 2-year renewal of Mdaemon Pro 100 from Alt-n Technologies at a cost of \$710.50.

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YEAS: 7 Kowalski, Lottie, McCraner, O’Shea, Rutske, Fenstermacher, Haik

NAYS: 0

Motion Carried

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Moved by Fenstermacher, supported by Lottie to approve the Technology/Information Committee Report of March 13, 2008.

Motion Carried

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**JOINT MANISTEE-BENZIE COURT COMMITTEE MINUTES/FEBRUARY 28, 2008**

Allan O’Shea presented the Joint Manistee-Benzie Court Committee report of February 28, 2008.

**AMENDMENT TO THE 19<sup>TH</sup> JUDICIAL CIRCUIT COURT PERSONNEL POLICY**

Moved by McCraner, supported by Lottie to table the motion concerning the amendment to the 19<sup>th</sup> Judicial Circuit Court Personnel Policy.

Motion Carried

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**MEDICAL EXAMINER/ANNUAL REPORT**

Dr. Michael Barna, M.D., Manistee County Medical Examiner, appeared before the Board to present an annual report of the Medical Examiner’s Office, and to answer any questions regarding the duties and responsibilities of the Medical Examiner. Discussion followed.

**PERSONNEL COMMITTEE REPORT/MARCH 13, 2008**

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Carl Rutske presented the Personnel Committee Report of March 13, 2008.

**COUNTY TREASURER/ANNUAL INCREASES**

Moved by Rutske, supported by Fenstermacher to approve that the Board honor their original motion of April 17, 2007, which states that the County Treasurer’s salary and additional compensation is subject to annual increases awarded by the Board. Therefore the County Treasurer’s additional compensation effective January 1, 2008 shall be \$10,969.55 (\$10,702.00 x 1.025) and will increase by 2.5% on October 1, 2008 and October 1, 2009.

YEAS: 5 Lottie, McCraner, Rutske, Fenstermacher, Kowalski

NAYS: 2 O’Shea, Haik

Motion Carried

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**NEW REEVALUATION DEADLINE DATE/JUNE 1, 2008**

Moved by Fenstermacher, supported by Rutske to approve that the deadline date for submitting a written request for reevaluation of the GEA/POAM employees in the County Clerk’s Office and Sheriff’s Office be moved to June 1, 2008.

YEAS: 7 McCraner, O’Shea, Rutske, Fenstermacher, Haik, Kowalski, Lottie

NAYS: 0

Motion Carried

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**ADMINISTRATIVE SECRETARY/WAGE INCREASE**

Moved by Fenstermacher, supported by Kowalski to approve that Rachel Nelson, Administrative Secretary, be raised from Pay Grade 5, Minimum Step, to Pay Grade 5, Step 3, effective October 1, 2008.

YEAS: 7 O’Shea, Rutske, Fenstermacher, Haik, Kowalski, Lottie, McCraner

NAYS: 0

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Motion Carried

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**UNDERSHERIFF/WAGE INCREASE**

Moved by McCraner, supported by Haik to approve that John O’Hagan, Undersheriff, be raised from Pay Grade 10, Step 5, to Pay Grade 10, Step 7, effective October 1, 2008.

YEAS: 7 Rutske, Fenstermacher, Haik, Kowalski, Lottie, McCraner, O’Shea

NAYS: 0

Motion Carried

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**JAIL ADMINISTRATOR/WAGE INCREASE**

Moved by McCraner, supported by Fenstermacher to approve that Robert Lancaster, Jail Administrator, be raised from Pay Grade 9, Step 6, to Pay Grade 9, Step 8, effective October 1, 2008.

YEAS: 7 Fenstermacher, Haik, Kowalski, Lottie, McCraner, O’Shea, Rutske

NAYS: 0

Motion Carried

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**ADMINISTRATIVE SUPPORT SUPERVISOR/WAGE INCREASE**

Moved Rutske, supported by Lottie to approve that Marcia Bond, Administrative Support Supervisor, be raised from Pay Grade 6, Step 6, to Pay Grade 6, Step 7, effective October 1, 2008.

YEAS: 6 Haik, Kowalski, Lottie, McCraner, O’Shea, Rutske

NAYS: 1 Fenstermacher

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Motion Carried

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**EMERGENCY MANAGEMENT COORDINATOR POSITION**

Moved by McCraner, supported by Fenstermacher to approve that Kenneth Falk be offered the Emergency Management Coordinator's position at Pay Grade 9, Step 6 of the Wage Classification System and that the deadline date for submitting a written request for reevaluation of the Emergency Management Coordinator in the Sheriff's Office be moved to September 1, 2008.

YEAS: 7 Kowalski, Lottie, McCraner, O'Shea, Rutske, Fenstermacher, Haik  
NAYS: 0

Motion Carried

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**SOLDIER'S RELIEF COMMISSION**

Moved by McCraner, supported by Rutske to approve that the three member Soldiers' Relief Commission begin receiving per meeting compensation and mileage according to County Policy, effective October 1, 2008.

YEAS: 4 Lottie, McCraner, Rutske, Kowalski  
NAYS: 3 O'Shea, Fenstermacher, Haik

Motion Carried

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**MAINTENANCE LEAD PERSON**

Moved by Lottie, supported by Kowalski to give the Personnel Committee power to act regarding the hiring of a replacement for the Maintenance Lead Person.

YEAS: 7 McCraner, O'Shea, Rutske, Fenstermacher, Haik, Kowalski, Lottie  
NAYS: 0

Motion Carried

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**ACCEPT MANISTEE COUNTY GENERAL EMPLOYEES ASSOCIATION/POAM**

**UNION CONTRACT**

Moved by Haik, supported by McCraner to approve that the County Board accept the Manistee County General Employees Association/POAM Union Contract as agreed upon between the Manistee County Board of Commissioners, Manistee County Library Board, Manistee County Prosecuting Attorney, Manistee County Register of Deeds, Manistee County Treasurer, and the Manistee County General Employees Association/POAM, effective October 1, 2007 through September 30, 2010.

YEAS: 7 O’Shea, Rutske, Fenstermacher, Haik, Kowalski, Lottie, McCraner

NAYS: 0

Motion Carried

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**APPRAISER/ASSISTANT EQUALIZATION DIRECTOR/WAGE INCREASE**

Moved by McCraner, supported by Fenstermacher to approve that the current Appraiser/Assistant Equalization Director be placed in Pay Grade 7, Step 6, effective October 1, 2007, to clarify the discrepancy this original placement caused.

YEAS: 7 Rutske, Fenstermacher, Haik, Kowalski, Lottie, McCraner, O’Shea

NAYS: 0

Motion Carried

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Moved by McCraner, supported by Fenstermacher to accept the Personnel Committee Report of March 13, 2008.

Motion Carried

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**LETTER/DNR/FISHING & HUNTING LICENSE ISSUE**

Moved by McCraner, supported by Fenstermacher to authorize the Manistee County Administrator to draft a letter on behalf of the County Commissioners to ask the Department of Natural Resources what

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authority the state agency has to list on their fishing/hunting licenses and license information books that tribal conservation officers have the right to ask to be shown those licenses unless they are deputized law enforcement officers in that jurisdiction.

Motion Carried

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Adjourn at the Call of the Chair.

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CLERK