

“Menominee – Where the best of Michigan Begins”

MENOMINEE COUNTY BOARD OF COMMISSIONERS

*Menominee County Courthouse
839 10th Avenue
Menominee, MI 49858
www.menomineecounty.com*

*Jason Carviou – County Administrator
Sherry DuPont – Administrative Assistant
Telephone: (906) 863-7779 or 863-9648
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Committee of the Whole

Tuesday, August 27, 2019 – 5:00 PM

Menominee County MSU-Extension, Conference Room

S904 US Hwy 41 Stephenson, MI 49887

(906) 753-2209

(A Quorum of the Menominee County Board of Commissioners will be Present)

- A. Call to Order
- B. Pledge of Allegiance
- C. Roll Call
- D. Approval of the Agenda
- E. Approval of the Previous Minutes (August 13, 2019)
- F. Public Comment *(Statements, not debate, limited to 5 minutes on agenda items only)*
- G. Business

1. 2019/2020 Budget Finance Committee Recommendations

a. Recommendation to remove Parking Lot Expansion Project.

- Budget Impact: \$5,000 - Designated Building Fund
- Finance Committee Vote: 2 in Favor / 2 Opposed
- Other Legislative – 101.103.970.21

b. Recommendation to remove Capital Outlay – Office Furniture.

- Budget Impact: \$5,000 - General Fund
- Finance Committee Vote: 1 in Favor / 3 Opposed
- County Administrator – 101.172.970.00

c. Recommendation to increase **Contractual Services – MOA.**

- Budget Impact: \$33,986 – General Fund
- Finance Committee Vote: 4 in Favor/ 0 Opposed
- Annex Building/MSUE – 101.261.801.00

d. Recommendation to remove **Snow Removal Equipment/Tractor.**

- Budget Impact \$40,000 – General Fund
- Finance Committee Vote: 2 in Favor/ 2 Opposed
- Buildings & Grounds – 101.265.970.02

e. Recommendation to decrease **County Operating Transfer.**

- Budget Impact \$25,000 – General Fund
- Finance Committee Vote: 2 in Favor/ 2 Opposed
- County Library – 271.000.699.00

2. 2019/2020 Budget Committee of the Whole Recommendations

3. MERS Finance Committee Recommendations

a. Establish Defined Benefit Plan Surplus Divisions

- Surplus Division unassociated with any Employee Division
- Surplus Division to be associated with Employee Division 18 (911 Employees)
- Surplus Division to be associated with Employee Division 23 (Road Patrol Deputies)
- Finance Committee Vote: 4 in Favor/2 Opposed

b. Recommendation to make an Additional Payment to MERS

- 2018/2019 Budget - \$500,000
- Option 1 - \$250,000 initial payment with an additional \$10,000 per month proceeding over the following 25 months (2 in Favor / 2 Opposed)
- Option 2 - \$10,000 per month proceeding over the following 50 months (2 in Favor / 2 Opposed)

H. Public Comment (*Limited to 5 minutes*)

I. Commissioner Comments

J. Adjourn

August 13, 2019

UNAPPROVED

Proceedings of a Committee of the Whole Meeting of the Board of Commissioners in and for the County of Menominee and the State of Michigan were held at the Menominee County Annex, Stephenson, Michigan.

Chairman Piche called the meeting to order at 5:00 P.M. followed by the Pledge of Allegiance.

A call of the roll indicated that the following Commissioners were present/absent:

Present: Commissioners: William Cech, Steven Gromala, Larry Johnson Jr., Bernie Lang, Larry Phelps, Gerald Piche, David Prestin and Larry Schei.

Absent: Commissioner: Jan Hafeman (excused).

Moved by Com. Gromala, seconded by Com. Cech to approve the agenda. Motion was approved 8-0.

Public Comment:

- Bob Desjarlais – Commented on keeping the 3 Way Road Funding in the 2019/2020 Budget.
- Kathy Branz – Commented on keeping the 3 Way Road Funding in the 2019/2020 Budget.
- Ray Guard – Commented on keeping the 3 Way Road Funding in the 2019/2020 Budget.
- Joe Linder – Commented on keeping the 3 Way Road Funding in the 2019/2020 Budget.

Business Items:

1. Jason Carviou ~ 2019/2020 Menominee County Budget Presentation ~

Public Comment:

- Bob Desjarlais – Commented on cuts to the 2019/2020 Budget. Additional equipment purchase. Park Fund Balance. County should consider a millage rate increase.
- Tina Lesperance – Commented on cuts to the 2019/2020 Budget.
- Stephanie Meck – Commented on cuts to the 2019/2020 Budget.
- Kathy Branz – Commented on cuts to the 2019/2020 Budget.

Commissioner Comment: None.

Moved by Com. Lang, seconded by Com. Schei to adjourn at 6:03 p.m. Motion was approved 8-0.

Gerald Piche, Chairman

Marc Kleiman, County Clerk

Defined Benefit Plan Surplus Division Adoption Addendum



1134 Municipal Way Lansing, MI 48917 | 800.767.MERS (6377) | Fax 517.703.9711

www.mersofmich.com

The Municipal Employees' Retirement System of Michigan ("MERS")

and Menominee County, # 5502
(Municipality name) (Municipality number)

entered into an Adoption Agreement effective August, 2019; and
(Month, Year)

Employer may elect to remit Contributions to its reserve account with MERS in excess of the annual required Employer Contributions as determined by MERS' actuary, or in excess of the amount currently due from Employer, without such amounts being immediately attributable to the reserve of its employee divisions ("Surplus Contributions"). MERS has advised Employer that in order to accomplish this, MERS must establish a Surplus Division to account such Surplus Contributions.

To establish the Surplus Division(s) and memorialize the terms and conditions agreed to by MERS and Employer concerning their establishment, Employer and MERS hereby enter into this Surplus Contribution Addendum to Employer's Adoption Agreement ("Addendum"), to be effective as of the date set out above.

I MERS Establishment of Surplus Division: Commencing on the effective date of this Addendum, MERS shall establish the following Surplus Division(s) for Employer:

Associated Surplus Divisions:

- a) Surplus Division _____, to be associated with Division #18.
- b) Surplus Division _____, to be associated with Division # 23.
- c) Surplus Division _____, to be associated with _____.

Unassociated Surplus Divisions:

- d) Surplus Division _____, to be unassociated with any Employee Division.
- e) Surplus Division _____, to be unassociated with any Employee Division.
- f) Surplus Division _____, to be unassociated with any Employee Division.

II Employer Remittance of Surplus Contributions: At Employer's sole and exclusive discretion (which shall include Employer's obligations under terms agreed to by Employer in the course of collective bargaining, if any), Employer may remit contributions to MERS that Employer expressly designates as Surplus Contributions, specifying the appropriate Surplus Division to which they are to be credited. It is understood by Employer that, once remitted to MERS, Surplus Contributions are not and shall never be refundable to Employer, nor used for any purpose other than the funding of its obligations for MERS benefits accrued by employees of Employer.

Defined Benefit Plan Surplus Division Adoption Addendum

- III MERS' Crediting of Surplus Contributions:** Upon receipt from Employer of Employer Contributions designated as Surplus Contributions, MERS shall credit such amounts to the Surplus Division designated by Employer.
- IV Treatment of Surplus Contributions for Actuarial Purposes:** Surplus Contributions reflected in one or more Surplus Division established by MERS as directed by Employer shall be treated as follows for actuarial purposes:
- a) They shall not be included in the determination of the annual Employer Contributions requirement for any Employee Division, and
 - b) They shall be included in the determination of the Employer's overall funded status.
- V Employer Use of Surplus Contributions:** At any time, upon 30 days' advance written notice to MERS, Employer may direct MERS to use the Surplus Contributions currently reflected in one or more established Surplus Division(s) be used by Employer as follows:
- a) Employer may transfer Surplus Contributions reflected in an Unassociated Surplus Division to one or more Employee Division(s).
 - b) Employer may transfer Surplus Contributions reflected in an Assigned Surplus Division to such Employee Division.
 - c) Employer may redesignate any Surplus Division (whether Associated or Unassociated) to either an Associated Surplus Division or to an Unassociated Surplus Division, as applicable.
- Employer is solely responsible for any decision(s) it makes under Section V, and Employer agrees that by entering into this Addendum, it shall indemnify and hold MERS harmless from any claim, challenge, or litigation arising from its actions under Section V, including costs and attorneys' fees.
- Once Surplus Contributions are transferred to an Employee Division, they may not thereafter be recharacterized as Surplus Contributions or transferred back to a Surplus Division.
- VI Recharacterization of Contributions:** By written notice to MERS, Employer may make a one-time election to transfer Employer Contributions it remitted prior to the effective date of this Addendum that were in excess of the amount then due from Employer from an Employer Division to one or more Surplus Division(s) established by this Addendum, and recharacterize those amounts as Surplus Contributions. Employer may make the election described herein only once.
- VII Rights of MERS:** At any time following the occurrence of any or all of the following, MERS reserves the right to transfer some or all of the Surplus Contributions reflected in an Employer's Reserves to one or more Employee Division(s) of such Employer:
- a) Employer has defaulted on some or all of its contribution obligations to MERS.
 - b) Employer has filed for or is otherwise subject to bankruptcy protection or receivership.
 - c) An emergency manager or similar oversight authority has been appointed to conduct Employer's financial affairs.

Defined Benefit Plan Surplus Division Adoption Addendum

VIII Continuation of Adoption Agreement: Except for the terms and conditions of this Addendum, all other terms and conditions of the Adoption Agreement, as it may be or may have been amended from time to time, shall continue unchanged.

IN WITNESS WHEREOF, this Addendum is entered into by MERS and Employer by signature of the authorized parties below:

Employer Approving Authority

Signature: _____ on 8/27/2019
(Name of approving representative) (Date)

Employer Printed Name: Gerald Piche

Employer Title: County Board Chairman

MERS Approving Authority

Signature: _____ on _____
(Date)

MERS Printed Name: _____

MERS Title: _____