

April 14, 2015

APPROVED on 4/28/15

Proceedings of a Regular Meeting of the Board of Commissioners in and for the County of Menominee and the State of Michigan were held at the Nadeau Township Hall, Carney, Michigan.

Chairman Meintz called the meeting to order at 6:00 P.M. followed by the Pledge of Allegiance.

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

Present: Com. Cech, Furlong, Hafeman, Lang, Meintz, Nelson, Piche, Schei and Williams.

Absent: None.

Moved by Com. Hafeman, seconded by Com. Piche to approve the agenda.

Moved by Com. Schei, seconded by Com. Nelson to amend the agenda to remove Personnel Item A. (M.C. Library Liaison – Com. Schei requests removal-time restrictions). Motion was approved 9-0.

Moved by Com. Furlong, seconded by Com. Nelson to remove Action Item N and O. Discussion ensued. Com. Furlong and Com. Nelson then removed their motion.

Moved by Com. Furlong, seconded by Com. Williams to approve the agenda as amended. Motion was approved 9-0.

Moved by Com. Hafeman, seconded by Com. Cech to approve the minutes from the March 24, 2015 Regular County Board Meeting. Motion was approved 9-0.

Public Comment:

- Dale Andersen – Commented on the importance and the need for a full-time 4H position.
- Penny Mullins – Commented on Action Item N & O. She was told that there is a typo in the motion that needs to be addressed since it states Collective Bargaining Agreement and if it is to discuss Brian Bousley's contract then that language would not apply.

Presentations:

- Cindy Boyle ~ Boyle Design Group ~ M&M Regional Guide.

Department Head/Elected Officials Reports: None.

Action Items:

Moved by Com. Hafeman, seconded by Com. Schei to approve Resolution 2015-06 ~ Retirement of Toni Erdman. Com. Meintz read the resolution, but Ms. Erdman was not present to accept the resolution. Motion was approved 9-0. (Attachment A)

Moved by Com. Piche, seconded by Com. Nelson to approve allowing Michigan State University Extension to hire a full time 4-H Agent to be used in Menominee County for an additional cost of \$20,000 to the County for the remainder of 2015. (Total cost of the MSU agreement for 2015 would be \$39,737 + \$20,000 = \$59,737). Motion was approved 9-0.

Moved by Com. Meintz, seconded by Com. Piche to appoint Janis Linderoth to the UP State Fair Authority Governing Board for a three year term. (5.1.2015 – 1.31.2019 extended to correct the term end date per CUPPAD & M.C. Executive Com.). Motion was approved 9-0.

Moved by Com. Schei, seconded by Com. Hafeman to appoint Lillian Schultz to the Menominee County Planning Commission from “nominations” received from entities within the county. One nomination letter was received: The Menominee Business Development Corporation would like the board to consider Lillian Schultz to be re-appointed to the Menominee County Planning Commission, to represent the Industrial and Economic interests within the County. (Term of appointment is three years ~ 5.1.2015 – 4.30.2018). Motion was approved 9-0.

Moved by Com. Hafeman, seconded by Com. Nelson to appoint Marye Mathieu to the Menominee County Jury Board for a six year term. 5.1.2015 – 4.30.2021. Motion was approved 9-0.

Moved by Com. Lang, seconded by Com. Furlong to approve the Emergency Services Coordinator; E-911 Director; Friend of Court; Undersheriff; Equalization Director & Assistant Prosecuting Attorney be compensated for two years of back wage recovery due to the county acting “non-willfully” in following the Department Head DMG Salary Study pay scale, when there is no evidence of these positions being moved from the original DMG. Discussion ensued. Attorney Stoker gave the Board his opinion that legally they can't pay back wages to these employees. He also stated that the county is not required to pay back wages, but if they chose to compensate these employees with some type of bonuses that may be ok. Com. Furlong, Hafeman, and Nelson voiced their opinions against paying. Com. Lang supports the back pay. Com. Cech stated he wouldn't be opposed to giving some type of bonus in the amount of \$2,000. Motion failed by a roll call vote 2-7, Com. Lang and Schei voted aye.

Moved by Com. Hafeman, seconded by Com. Nelson to approve a bid by Hi-Tech Building Services, Inc. in the amount of \$16,800 each year for a two year contract for Cleaning Services at the Courthouse/Health Department. (4.29.2015-4.28.2017). Disbursements to be paid from account #101-265-801.00 (contractual services). Motion was approved 9-0.

Moved by Com. Hafeman, seconded by Com. Williams to approve a bid by Anderson, Tackman & Company, PLC in the amount of \$27,000 each year for a three year contract for Audit Services for Menominee County fiscal years ending 9.30.2016, 2017, 2018. Disbursements to be paid from account #101-103-801.00 (Audit services). Motion was approved 9-0.

Moved by Com. Furlong, seconded by Com. Nelson to approve a bid by Veolia North American in the estimated amount of \$13,677.26 for a Household Hazardous Waste Collection & Disposal for Menominee Count in 2015. Disbursements to be paid from account #101-526-882.00 (Household hazardous waste). Motion was approved 9-0.

Moved by Com. Cech, seconded by Com. Hafeman to approve Commissioner per diems and expenses as recently submitted. Motion was approved 9-0.

Moved by Com. Williams, seconded by Com. Schei to approve miscellaneous bills as paid on March 12 & 13, 2015 in the combined amount of \$77,161.72. Motion was approved 9-0.

Moved by Com. Hafeman, seconded by Com. Cech to place miscellaneous boards/committees/commission reports on file in the office of the County Clerk. Motion was approved 9-0.

New Business (discussion only)

Personnel Items:

- a. None.

Building and Grounds/Parks Items:

- a. None.

Miscellaneous Items:

- a. Resolution 2015-08 ~ Proclamation "Head Start Month" May 2015. – Brian Bousley explained that The Community Action Agency will be celebrating the accomplishments and contributions of the local Head Start Program during the Month of May. They have asked the County Board to support a resolution proclaiming May 2015 "Head Start Month". Brian read the resolution to the board. The consensus of the board is to move this item forward to the next meeting for approval.

- b. Menominee River Century Bicycle Ride – 2015. – The Bay Area Medical Center is asking the County if they can use Menominee River Park and The Chappee Rapids Historical Marker area as rest stops for their riders on this year's Century Ride, June 28, 2015. As with every other year, they will have portable toilets dropped off and picked up, and will clean up the parks behind themselves. The consensus of the board is to move this item forward to the next meeting for approval.
- c. CUPPAD Notice of intent comments – Veterans Memorial Park Nature Trail Improvement Project. – Brian Bousley explained that he received a letter from CUPPAD notifying us of an intended project at the Veterans' Memorial Park in Spalding Township. Comments are requested and need to be submitted by May 13, 2015. Com. Nelson commented that this is a good idea and he is glad that we are doing it. Com. Furlong asked if this would affect the snowmobile/ATV trail. Com. Nelson stated that it would not. The consensus of the board is to move this item forward to the next meeting for approval.
- d. Pinecrest Medical Care Facility Medicare Enrollment Application. – Brian Bousley explained that he received a letter from Pinecrest Medical Facility in reference to Medicare Enrollment. They are requesting a letter from each county which attests that the government or tribal organization will be legally and financially responsible in the event that there is any outstanding debt owed to Center for Medicare and Medicaid Services (CMS). Com. Hafeman explained that this is a formality. Com. Lang asked if we are taking on a liability by doing this. Brian explained that all three counties are always financially responsible for Pinecrest. Com. Meintz stated that all three counties need to approve this. Brian believes that the County last did this in 2008.

Moved by Com. Hafeman, seconded by Com. Nelson to move this forward as an action item tonight. Motion failed for not being unanimous by a roll call vote 7-2. Com. Furlong and Com. Lang voted no.

Brian will draft a letter of support for the board to review and approve at the next meeting.

- e. Twin County Airport – Discussion. – Commissioner Schei would like to discuss what the plan is for Menominee County and Marinette County at the Twin County Airport. Menominee County received a letter from Gale Mattison, Marinette Corporation Counsel, notifying us that Marinette County desires to negotiate discontinuing partnership with us. Brian explained that Marinette County would like to negotiate in good terms. They are willing to just walk away from the airport and forego any assets at the airport. Com. Lang asked if there have been any attempts to communicate with Marinette County. Brian explained that he and Com. Schei have been in contact with them. Com. Lang stated that there are many more consequences than people are aware of. Com. Meintz commented that if the airport stops being operated as an airport then you will have to pay back all the Federal money that was

given to the airport in the past 10 years. Com. Meintz also feels that Marinette County should have to pay that money back. Com. Lang asked if anyone has looked into see if that is still the case regarding the Federal money. Brian explained that the Federal obligations are being looked into. Com. Williams commented that if Marinette County wants to just walk away then we should let them. Com. Meintz and Com. Cech agree. Com. Cech also asked about the fact that Marinette County has withheld their quarterly payment to the airport. Com. Lang stated that if they don't pay then they should lose their vote on the airport commission. Com. Meintz discussed the fact that we are in the process of hiring a new Airport Manager and if Marinette County is not going to be involved in the airport, then they shouldn't have a say in who is hired. Com. Furlong commented that there is no firm legal opinion yet as to what Marinette County can and can't do. He also stated that Marinette County has until the end of the quarter to make their payment. This has been the past practice. Com. Nelson feels that we need a legal opinion before we proceed. Com. Furlong feels that we should tell Marinette County that we would like to proceed as partners, but if they want out then we won't stop them. Com. Schei stated that the airport commission is continuing as normal. The consensus of the board is to obtain more information and a legal opinion on what can and can't be done before we proceed.

Finance Items:

- a. Boyle Design Group – Regional Guide for 2015. – Brian Bousley explained that in previous years the County Board approved a full page advertisement in the Menominee & Marinette Regional Guide to promote Menominee County. Cost for the full page advertisement is \$1,750. The consensus of the board is to move this item forward to the next meeting for approval.
- b. Commissioner Per Diems and expenses – The consensus of the board is to move this item forward for approval at the next meeting.
- c. Miscellaneous bills as paid on March 26, 27 & April 9, 2015 in the combined amount of \$209,527.94. Com. Hafeman asked about the ad placed in the Mining Journal regarding the Airport Manager. Brian explained that the county paid for the ad but the Airport is paying that amount back to the county. Com. Hafeman also asked about the AT&T bill. Brian stated that those are still being worked on and we will be receiving a credit. He has that in writing. The consensus of the board is to move this item forward for approval at the next meeting.

Misc. Boards/Committees/Commissions Reports:

The consensus of the board is to move this item forward for approval at the next meeting.

Chairman Meintz called for public comment

Public Comment:

- Dale Andersen – Commented on doing monthly reviews of employees and the Conservation District.
- Joe Linder – Commented on CUPPAD Board and they currently have a good young group working there.
- Charlene Peterson – Thanked the Board for reappointing Lillian Schultz to the Planning Commission and thanked Com. Schei for removing the agenda item regarding the Library Board.
- Paul Putnam – Thanked the Board for their support of the MSU Extension and the 4-H program. He also commented about last week's U.P. Fair meeting in Escanaba.

Commissioner Comment:

- Com. Hafeman – Commented on the April 18th 4-H spring achievement day.
- Com. Schei – Thanked Com. Hafeman for her report on the MAC conference.

Moved by Com. Schei, seconded by Com. Cech to go into closed session to consult with Brian Bousley for contract negotiation strategies pursuant to Section 8(c) of the Open Meetings Act. (For strategy and negotiation sessions connected with the negotiation of a contract agreement if either negotiating party requests a closed hearing.) Individuals present at closed session will be all 9 commissioners, Administrator Brian Bousley and County Clerk Marc Kleiman. Motion was approved by a roll call vote 9-0 at 7:22 p.m.

Moved by Com. Williams, seconded by Com. Hafeman to return to open session at 7:41 p.m. Motion was approved by a roll call vote 9-0.

Moved by Com. Nelson, seconded by Com. Cech to adjourn at 7:42 p.m. Motion was approved 9-0.

Charlie Meintz, Chairman

Marc Kleiman, County Clerk