

July 24, 2012

APPROVED on 8/14/12

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 Menominee County Courthouse, Courtroom B, Menominee, Michigan.

Chairman Furlong called the meeting to order at 5:30 P.M. followed by the Pledge of Allegiance.

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

**Present:** Coms. Furlong, Jasper, Lang, Meintz, Pearson

**Absent:** None

Com. Meintz would like to add to the agenda under Finance Items, "item E" Discussion on PILT payments.

Moved by Com. Pearson, seconded by Com. Jasper to approve the agenda as amended. Motion was approved 5-0.

Moved by Com. Meintz, seconded by Com. Pearson to approve the minutes from the July 10, 2012 Regular County Board Meeting. Motion was approved 5-0.

Chairman Furlong called for public comment.

**Public Comment:**

-Kandace Curran – Menominee County Fair Manager, would like to update the board on the upcoming County Fair this weekend.

**Presentations:** None

**Department Head/Elected Officials Reports:**

-Menominee County Treasurer Diane Lesperance informed the board that the Menominee County Foreclosure Land Auction was held and she was able to sell 9 of the 11 properties. The remaining two will be up for auction in September. The county received approximately \$66,000 in profit from the sale.

-Brian Bousley informed the board that he talked to Prosecuting Attorney Dan Hass about the Mineral Rights issue. Dan is out of town this week, but will prepare something for the new Attorney General.

Moved by Com. Pearson, seconded by Com. to approve a recommendation from MGT to allow the Juvenile Probation officer (In-Home Care) position & job description be added to the current County DMG-Maximus Salary Study as a Pay Grade nine (9). Salary for the current employee will be adjusted to \$16.83/hr. beginning October 1, 2012. This is a Non-union position. Motion was approved 5-0.

Moved by Com. Lang, seconded by Com. Pearson to approve a recommendation from MGT to allow the Intensive Juvenile Probation officer position & job description be added to the current County DMG-Maximus Salary Study as a Pay Grade nine (9). Salary for the current employee will be adjusted to \$18.17/hr. beginning Oct. 1, 2012. This is a Non-union position. Discussion ensued. Com. Meintz stated that he is concerned with the increase in pay for this position. Motion was approved 4-1, Com. Meintz voted nay.

Moved by Com. Lang, seconded by Com. Pearson to approve Resolution 2012-09 ~ UP Area Agency on Aging FY 2013 Area Plan/Annual Implementation Plan. Motion was approved 5-0. (Attachment A).

Moved by Com. Lang, seconded by Com. Jasper to approve Resolution 2012-10 ~ Supporting an Upper Peninsula Integrated Care Model. Motion was approved 5-0. (Attachment B).

Moved by Com. Pearson, seconded by Com. Lang to approve payment in the amount of \$19,869.92 to Valley Mechanical, Inc. for the emergency replacement of the three (3) County Library Air Conditioning Units. Funds to be disbursed from account # 101-997-999.17 (Contingency fund). Motion was approved 5-0.

Moved by Com. Meintz, seconded by Com. Jasper to approve the Change order in the amount of \$35,668.00 from Twin City Electric/UES for the replacement of the Surveillance Equipment in the County Courthouse. This equipment (up to \$40,000) will be reimbursed by an MMRMA grant. Funds to be disbursed from account #101-103-998.00 (Designated Building Fund) and reimbursed into account #101-000-677.10 (MMRMA Grant Reimbursement, designated). Motion was approved 5-0.

Moved by Com. Meintz, seconded by Com. Pearson to approve another four year contract with Dr. Paul Haupt for Menominee County's Medical Examiner. Motion was approved 5-0.

Moved by Com. Pearson, seconded by Com. Meintz to approve Miscellaneous Bills as paid on June 25 & July 5, 2012 in the amount of \$58,660.75. Motion was approved 5-0.

Moved by Com. Meintz, seconded by Com. Furlong to place miscellaneous boards/committees/commission reports on file in the office of the County Clerk. Motion was approved 5-0.

### **New Business (discussion only)**

#### **Personnel Items:**

- a. None

#### **Building and Grounds/Parks Items:**

- a. None

#### **Miscellaneous Items:**

- a. None

#### **Finance Items:**

- a. MAC County Annual Dues. - We received an invoice in the amount of \$5,543.46 from Michigan Association of Counties (MAC) for annual dues (July 1, 2012-June 30, 2013). Commissioners are asked to approve the invoice prior to payment. Funds to be disbursed from account #101-103-802.00 (Memberships/subscriptions). Com. Meintz is not in favor or renewing with MAC. Com. Meintz stated that MAC is not looking out for our best interest. They are not supporting the U.P. Com. Pearson asked if there has been any response from the resolution that was passed by the County Board regarding unfunded mandates. Com. Lang stated, it is not necessarily the MAC board that is the cause of the problems that the county is experiencing with the unfunded mandates. Com. Lang feels we need to look at who we elect to be on the MAC board. Com. Furlong still thinks that MAC is a worthwhile association. He is disappointed with the nonpayment of PILT and unfunded mandates. He feels we should budget the money for the dues, but not pay it yet and discuss with other counties first. He thinks that this might send a message to MAC. The consensus of the board

- is to move this item forward to the next meeting and see if Brian can have a representative from MAC come to the meeting and answer questions.
- b. Commissioner Per Diems and expenses. – The consensus of the board is to move this item forward to the next meeting for approval.
  - c. Miscellaneous Bills as paid on July 11 & 19, 2012 in the amount of \$230,954.44. - The consensus of the board is to move this item forward to the next meeting for approval.
  - d. Public Comment ~ FY 2012/2013 Budget. – No comments.
  - e. PILT payments. – Com. Meintz spoke with County Treasurer Diane Lesperance about this. Some of the PILT payments have been coming in, but not the full amount, and the State is applying a complex formula as to how they are paying. Diane stated that the Swamp Tax payments have come in on three different payments and the State is paying based on a formula used with trust fund money. Com. Pearson asked a few questions, and thanked Com. Meintz for his research on this. Com. Meintz thinks that we should push forward with a lawsuit against the State of Michigan. Com. Lang asked what the status of the Casperson Bills are. Com. Lang will also bring this up at the next UPCAP meeting. Brian Bousley will contact other U.P. counties to see if they are interested in joining a class action lawsuit against the State of Michigan for their non payment.

**Misc. Boards/Committees/Commissions Reports:**

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

Chairman Furlong called for public comment

**Public Comment:** None.

**Commissioner Comment:**

-Com. Meintz stated that he is looking forward to the Menominee County Fair this weekend. He will be riding the mechanical bull at the fair on Sunday.

-Com. Pearson thinks that they should have a dunk tank at the fair and the County Board Chair should sit in it.

-Com. Furlong thanked the Fair/Parks Board and Kandace Curran for all of the excellent work they have done putting the fair together. He also stated he would sit in the dunk tank if they had one, but only if it was on Sunday.

Moved by Com. Meintz, seconded by Com. Pearson to go into closed session, for strategy and negotiations of the Sheriff Supervisory Unit collective bargaining agreement. (Pursuant to the Open Meetings Act 267 of 1976, 15.268 Section 8 (c)). Those attending the session are all five commissioners, County Administrator Brian Bousley, Administrative Secretary Sherry Smith and County Clerk Marc Kleiman. Motion was approved by a roll call vote 5-0 at 6:34 p.m.

Moved by Com. Meintz, seconded by Com. Pearson to return to open session at 7:00 p.m. Motion was approved by a roll call vote 5-0.

**Any other items members may wish to present:**

-Brian informed the board that he did talk to Prosecuting Attorney Dan Hass about Com. Meintz's concerns of NSF check writers not being prosecuted. Dan has been addressing these cases. At the next finance meeting they will discuss the fee that is charged for this.

Moved by Com. Pearson, seconded by Com. Meintz to adjourn at 7:02 p.m. Motion was approved 5-0.

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James Furlong, Chairman

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Marc Kleiman, County Clerk