

**THE BENZIE COUNTY BOARD OF COMMISSIONERS**  
**April 14, 2015**

The Benzie County Board of Commissioners met in a regular meeting on Tuesday, April 14, 2015, 448 Court Place, Government Center, Beulah, Michigan.

The meeting was called to order by Chair Vance Bates at 9:00 a.m.

Present were: Commissioners Bates, Carland, Sauer, Tucker, Walterhouse and Warsecke  
Commissioner Griner arrived at 9:21 a.m.

The pledge of allegiance was given.

**Agenda:**

Motion by Walterhouse, seconded by Warsecke, to approve the agenda as presented. Ayes: Bates, Carland, Sauer, Tucker, Walterhouse and Warsecke Nays: None Abs: Griner Motion carried.

**Minutes:**

Motion by Sauer, seconded by Carland, to approve the regular session minutes of March 24, 2015 as corrected on page 2 paragraph 2. Ayes: Bates, Carland, Sauer, Tucker, Walterhouse and Warsecke Nays: None Abs: Griner Motion carried.

Comm Tucker stated that any discussions held in today's meeting pertaining to the former Undersheriff David Tucker she will recuse herself.

9:02 a.m. Public Input

Carol Dipzinski, Chair of the DHS Board, asks for support that a new roof be put on the Maples; she feels no waiver is possible.

Lisa Vogler stated that she was at the Building Authority meeting and couldn't talk because she was so mad; she will donate her time to review contracts, review the plans, review the specs, review the permitting documents and would like to see the certificates of insurance for London & Comstock with reference to the Maples; all would be free time and she will report back to this board and the building authority.

Dennis Rodzik, Honor Village Council President, stated regarding the Question Mark Building; that every day we have people taking stuff out of the building; there has been no inventory of the building; seems as though the Land Bank Authority has let their friends go in and take items out of the building. He feels \$10,000 - \$20,000 worth were taken out of the building; this BOC should make sure that this doesn't happen again.

Mike Ross, Beulah, stated that people don't have a clue as to what you are talking about when you discuss and vote on items; he asks that the chair take a minute and recap what you are voting on; we need more information to the public.

Chairman Bates stated that he and the Clerk talked about this very issue and he will recap these items -- that is the plan.

Public Input Closed

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### ELECTED OFFICIALS & DEPT HEAD COMMENTS:

Bert Gale, Building Official, presented the March 2015 Building Department report and stated that he is not seeing the number of permits coming into the building department yet. He also presented the 2014 Annual Report. Construction Board of Appeals – presented four letters of interest for reappointment.

Motion by Walterhouse, seconded by Warsecke, to accept and file the 2014 Annual Report for the Building Department. Ayes: Bates, Carland, Sauer, Tucker, Walterhouse and Warsecke Nays: None Abs: Griner Motion carried.

9:21 a.m. Commissioner Griner arrives.

Jaime Croel, Animal Control, presented the March 2015 ACO report; she also stated that 9 & 10 news would like to film an Adopt a Pet Tuesdays and have some pets visit them; they would like her to attend on May 19 in Tustin; MPAW is scheduling training workshops in Lansing, Grand Rapids or Roscommon – she would like to either attend Roscommon or Lansing.

Motion by Bates, seconded by Carland, to authorize the Animal Control Officer to travel to TV 9 & 10 on May 19 for the Adopt a Pet program. Ayes: Bates, Carland, Griner, Sauer, Tucker, Walterhouse and Warsecke Nays: None Motion carried.

Motion by Walterhouse, seconded by Griner, to authorize the Animal Control Officer to attend training workshop as requested. Roll call. Ayes: Bates, Carland, Griner, Sauer, Tucker, Walterhouse and Warsecke Nays: None Motion carried.

Bob Roelofs, together with Camp Bailey, Veterans Affairs, stated that their finances are doing good; Veterans Memorial is moving along; transport vehicle; they will apply for a 2% grant from the Grand Traverse Band and will have it for you next month – they will ask for \$30,000; he explains the monument area to the public.

Chip Johnston, Centra Wellness, speaks regarding the letter from the Dept of Community Health in Lansing regarding the Rights Department and stated that they visit every three years; they came last fall and found some deficiencies – their rights officer is no longer employed with them – she/he was taking short cuts. They now have it all taken care of. He Presented the Interagency Agreement regarding mental health services for persons involved in the criminal justice system; Annual Report.

Motion by Walterhouse, seconded by Griner, to adopt the Interagency Agreement for Mental Health Services for Persons Involved in the Criminal Justice System, as presented, authorizing the chairman to sign. Roll call. Ayes: Bates, Carland, Griner, Sauer, Tucker, Walterhouse and Warsecke Nays: None Motion carried.

Marlene Wood, Recycling Coordinator, provides the SWAC minutes from April 1, 2015 and the coordinator's report; she reported on the worm farm and earth day; May 2 is the first HHW, electronics collection and tire cleanup; she will be attending the Business Expo on April 21 at Crystal Mountain.

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Dan Smith, Jail Administrator, thanked the board for allowing him to attend the Jail Administrator schooling in Colorado; he presented each board member with a 23 minute video on the definition of what the jail's role is in the community; the jail millage is up for renewal this year and he would go to township meetings with each of you; Sheriff is at the same school he went to in Colorado.

Ron Berns, 911 Central Dispatch, presented call lists from January and February 2015; gave an update on the laptop project. He reported that the AT&T lien connection analog line is changing to fiber – the T1 lines are very expensive.

Tom Longanbach, Chair of the Building Authority, stated that the roof on the new construction at the Maples is non-compliant; we will be cited for a K12 deficiency and have asked the architect to come back with a plan; this deficiency will impact the Maples every year; the county residents have paid once; to tear off the roof and replace it would be about \$674,559. Tom asks to hear the thoughts of the board.

Bert Gale says he re-reviewed the plans and they do meet the building code – the deficiencies are with the federal fire code (CMS).

Bert says that he is not sure where the breakdown was – he does know what the issue is; this should be discussed with the architect; the architect is in charge until the project is done.

Comm Griner says he came on scene at the beginning of the project; get it fixed, replaced, and the architect should pay. Don't put a sprinkler system up there that we will have to pay to have inspected. The rules will get tougher not leaner.

Comm Walterhouse says we all agree.

Comm Sauer stated that the concern is that there were additional problems as this proceeded; we didn't get the expertise we paid for. We should factor in the cost of those employees we hired and trained. Don't be sympathetic to the architect; there is no way you would get a permanent waiver.

Comm Tucker says she agrees – fix it.

Comm Carland says he agrees with Comm Griner – likes his enthusiasm.

Comm Warsecke agreement with Comm Griner – it should be fixed – the taxpayers shouldn't pay.

Motion by Bates, seconded by Tucker, to tear off the roof the Maples and replace with a new roof, with the cost to be borne by the architect, to meet federal life safety code and all applicable codes; any loss in revenue should also be borne by the architect. Roll call. Ayes: Bates, Carland, Griner, Sauer, Tucker, Walterhouse and Warsecke Nays: None Motion carried.

Frank Post, Emergency Management, he provides the March 2015 activity report.

Motion by Walterhouse, seconded by Griner, to approve a budget amendment for Emergency Management as follows:

Increase:

101-426-539.06	Homeland Security Grant	\$975.00
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Decrease:

101-426-961.00	Training and Schools	\$975.00
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Roll call. Ayes: Bates, Carland, Griner, Sauer, Tucker, Walterhouse and Warsecke Nays: None Motion carried.

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Requests Formal Adoption of the Hazardous Mitigation Plan: Motion by Bates, seconded by Griner, to adopt the Hazardous Mitigation Plan for Benzie County as presented. Roll call. Ayes: Carland, Griner and Walterhouse Nays: Bates, Sauer, Tucker and Warsecke Motion denied.

To be brought back to the May 26, 2015 meeting.

Troy Lamerson, Acting Undersheriff, clarified that there was 19 in the jail and with the lateral move to the sheriff dept there are now 18 full time in the jail and they went from 12 to 13 to road patrol with the transfer from the jail.

10:50 a.m. Break

10:59 a.m. Reconvene

### Ken Talsma, Anderson Tackman, 2014 Audit Report

Mr. Talsma presented a power point of the county's audit report for FY 2013-14. He stated that the revenue sharing fund ended this year and we will now be back on the state schedule. The single audit rules are changing next year.

Motion by Walterhouse, seconded by Griner, to accept the FY 2013-14 Audit Report and place on file. Ayes: Bates, Carland, Griner, Sauer, Tucker, Walterhouse and Warsecke Nays: None Motion carried.

### Department Heads Continued

Sara Swanson, Prosecuting Attorney, reported through Chairman Bates that April 19 – 25, 2015 is National Domestic Violence week; they need 56 pair of shoes for their display.

## COMMISSIONER REPORTS

Comm Tucker has nothing to report.

Comm Carland reported that he has been doing a lot since the last meeting: attended the MAC conference in Lansing, it was worthwhile and glad he went and stated you need to experience it; attended a session on how to make residents more employable; also they need to focus on financial literacy – bring back economics education; Benzonia Village clean-up day is May 16.

Comm Griner says he made the newspaper from being in Washington; the conference he was at was on Monday on flat cars for motor bridges in Iowa; Horticultural Center on April 27 you should plan on attending; National Institute of Corrections in Boulder – 80% of the jail inmates have a substance abuse issue and will repeat; Northern Michigan Counties will meet in Grayling on Monday 4/20; glad for what this board did with the Maples.

Comm Walterhouse has nothing to report.

Comm Sauer stated thank you for letting him attend MAC; it was very informative; Joyfield, Weldon Blaine retired one fire chief and hired a new one – Mike MacGirr; Elmer's was to start tree removal on Deadstream Road yesterday – completion date end of May.

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Comm Warsecke has nothing to report.

Comm Bates reported that he went to the Platte Township quarterly meeting and all is moving along nicely; Almira Township met and the youth baseball is ready to sign up people. They are engaging with the National Park Service for various trainings with the fire department and the township.

11:34 a.m. Sara Sircely, NMRE

She stated that they manage the Medicaid Healthy Michigan fund for Northern Michigan; NMSAS accumulated liquor tax fund from 2014 and back and have sent each county their fund balance. NMRE is asking that those funds be sent to NMRE for use with various services for the residents of Benzie County.

Karl Sparks stated that the finance committee meets today and will consider the transfer to NMRE.

Comm Griner stated that he would like an annual report from Chip Johnston and Sheriff Schendel as to how funds are being spent.

11:44 a.m. Marlene Wood, SWAC

Marlene requests to purchase two new recycling roll off containers; the one we have are over 15 years old; we have seven sites with two bins at each site; these are budgeted for within the recycling budget.

Motion by Griner, seconded by Tucker, to authorize the purchase of two additional bins to be used at the recycling sites, as requested. Roll call. Ayes: Bates, Carland, Griner, Sauer, Tucker, Walterhouse and Warsecke Nays: None Motion carried.

### COUNTY ADMINISTRATOR'S REPORT - Karl Sparks

- Place making Workshop, Tuesday, May 5, 2015
- Economic Stats for Lower Michigan – they show that Benzie County is not as bad off as we think.
- Tax Exempt Certificate – updated form is requested to be used.
- Technology: Motion by Bates, seconded by Warsecke, to adopt the Technology Consent Calendar items 1 and 2 as presented. Roll call. Ayes: Bates, Carland, Griner, Sauer, Tucker, Walterhouse and Warsecke Nays: None Motion carried.
- Buildings & Grounds: Motion by Griner, seconded by Sauer, to adopt the Buildings & Grounds Consent Calendar items 1 and 2 as presented. Roll call. Ayes: Bates, Carland, Griner, Sauer, Tucker, Walterhouse and Warsecke Nays: None Motion carried.
- EDC Update: he will be speaking with the Chair of the EDC after this meeting to see about scheduling a meeting to review of the plan.
- Strategic Planning teams have all had their first meeting and three have a regular meeting schedule set.
- BS&A was here last week and reconfigured the software to enable online budgeting, budget manager access and online accounts payable.
- 2015 Tentative Budget Committee Calendar.

FOIA Appeal: Karl stated that the request was for information regarding publication of a letter that the Chair of the Planning Commission had and forwarded to Mr. Evans.



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Mr. Evans wants #2 and also never received item #1.

Motion by Bates, seconded by Warsecke, to reverse the FOIA disclosure denial that was provided to Mr. Evans. Roll call. Ayes: Bates, Carland, Griner, Sauer, Tucker, Walterhouse and Warsecke  
Nays: None Motion carried.

### **FINANCE**

Motion by Walterhouse, seconded by Tucker, to approve payment of the bills from March 25, 2015 to April 14, 2015 in the amount of \$2,426,648.68, as presented. Roll call. Ayes: Bates, Carland, Griner, Sauer, Tucker, Walterhouse and Warsecke Nays: None Motion carried.

Michelle Thompson, County Treasurer, also presented the 2014 Tax Collection Report. She also reported regarding comments made earlier today regarding the Land Bank Authority – not many of the statements made were accurate. Mr. Rodzik has not attended the Land Bank meetings. Mr. Rodzik does not have permission to be in the building.

Motion by Walterhouse, seconded by Carland, to accept and file the 2014 Tax Collection Report as presented. Ayes: Bates, Carland, Griner, Sauer, Tucker, Walterhouse and Warsecke Nays: None Motion carried.

### **HR AND PERSONNEL**

Consent Calendar: Motion by Carland, seconded by Sauer, to approve HR Consent Calendar items 1 and 2 from March 24, 2015 meeting, as presented. Roll call. Ayes: Bates, Carland, Sauer, Tucker, Walterhouse and Warsecke Nays: None Abs: Griner Motion carried.

Motion by Tucker, seconded by Bates, to approve the HR Consent Calendar item 1 from April 7, 2015 as presented. Roll call. Ayes: Bates, Carland, Griner, Sauer, Tucker, Walterhouse and Warsecke Nays: None Motion carried.

### **COMMITTEE APPOINTMENTS**

EMS: Motion by Bates, seconded by Tucker, to appoint Sam Miller EMS Advisory Board as the Paramedic non-voting member to a two-year term to expire on December 31, 2018. Ayes: Bates, Carland, Griner, Sauer, Tucker, Walterhouse and Warsecke Nays: None Motion carried.

Solid Waste Advisory: Motion by Carland, seconded by Tucker, to re-appoint Todd Warren to the Solid Waste Advisory Board for a two-year term expiring on 12/31/2018. Ayes: Bates, Carland, Griner, Sauer, Tucker, Walterhouse and Warsecke Nays: None Motion carried.

Benzie Transportation Authority: Motion by Griner, seconded by Tucker, to re-appoint Josh Stoltz to the Benzie Transportation Authority for a three-year term to expire on April 30, 2018. Ayes: Bates, Carland, Griner, Sauer, Tucker, Walterhouse and Warsecke Nays: None Motion carried.

Construction Board of Appeals: Motion by Bates, seconded by Walterhouse, to re-appoint Caleb Luibrand, Rod Moore, Richard Krupp and Randy Olsen to the Construction Board of Appeals for a term to expire on December 31, 2016. Ayes: Bates, Carland, Griner, Sauer, Tucker, Walterhouse and Warsecke Nays: None Motion carried.

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### **ACTION ITEMS**

Health Insurance Renewal: Motion by Walterhouse, seconded by Griner, to approve the 2014-15 health insurance renewal including an orthodontics change as presented, authorizing the chairman to sign. Roll call. Ayes: Bates, Carland, Griner, Sauer, Tucker, Walterhouse and Warsecke Nays: None Motion carried.

Railroad Point: Motion by Walterhouse, seconded by Bates, to authorize the Escrow Closing Agreement for Railroad Point Natural Area Expansion as presented, authorizing the chairman to sign. Ayes: Bates, Carland, Griner, Sauer, Tucker, Walterhouse and Warsecke Nays: None Motion carried.

### **CORRESPONDENCE**

- Road Commission minutes of March 23, 2015 received.
- DHS Board minutes of March 24, 2015 received,
- Ottawa County resolution regarding Proposal 1.
- Benzie-Leelanau Health Dept minutes of March 26, 2015 received.
- Veterans Affairs minutes of March 2 and March 10, 2015 received.
- Joyfield Township Ordinance Extension regarding Extending Industrial Wind Energy Conversion System Moratorium received.

### **NEW BUSINESS** – None

12:46 p.m. Public Input

Carol Dipzinski says thank you for supporting the Maples for a new roof.

Deb Lindgren, Joyfield Twp, says thank you to the County and Karl as FOIA officer for being open and so easy to get along with; she hopes that Mr. Evans takes information back to Joyfield Township Board to follow suit; the Benzie County Planning Commission is extremely important to this County.

12:50 p.m. Public Input Closed

Comm Griner stated that he has a conflict with Brownfield and MAC Transportation meetings – Gary Sauer is the liaison now, perhaps he should be appointed.

Shelley Thompson stated that the Brownfield Committee does not have a BOC appointment, his resignation makes a vacancy on the committee and needs to be advertised.

Motion by Bates, seconded by Warsecke, to accept the resignation of Roger Griner from the Brownfield Authority. Ayes: Bates, Carland, Griner, Sauer, Tucker, Walterhouse and Warsecke Nays: None Motion carried.

Comm Walterhouse stated that Senator Booher will be at Benzie Central High School on Friday, April 17 at 4:00 p.m. to speak regarding Proposal 1 on the Road Tax – this is open to the public, sponsored by the Benzie Chapter of MTA.

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Motion by Tucker, seconded by Warsecke, to adjourn until April 28, 2015 regular meeting at 6:00 p.m. at Lake Township or the call of the chair. Ayes: Bates, Carland, Griner, Sauer, Tucker, Walterhouse and Warsecke Nays: None Motion carried

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Vance Bates – Chair

Dawn Olney, Benzie County Clerk

### INDEX

1. Approved the agenda as presented.
2. Approved the regular session minutes of March 24, 2015 as corrected on page 2 paragraph 2.
3. Comm Tucker stated that any discussions held in today's meeting pertaining to the former Undersheriff David Tucker she will recuse herself.
4. Approved to accept and file the 2014 Annual Report for the Building Department.
5. Authorized the Animal Control Officer to travel to TV 9 & 10 on May 19 for the Adopt a Pet program.
6. Authorized the Animal Control Officer to attend the training workshop as requested.
7. Adopted the CMH Interagency Agreement for Mental Health Services for Persons Involved in the criminal Justice System as presented, authorizing the chairman to sign.
8. To tear off the roof the Maples and replace with a new roof, with the cost to be borne by the architect, to meet federal life safety code and all applicable codes; any loss in revenue should also be borne by the architect.
9. Approved a budget amendment for Emergency Management as presented.
10. Denied a motion to adopt the Hazardous Mitigation Plan for Benzie County as presented.
11. Accepted the FY 2013-14 Audit Report and place on file.
12. Authorized the purchase of two additional bins to be used at the recycling sites, as requested.
13. Adopted the Technology Consent Calendar items 1 and 2 as presented.
14. Adopted the Building & Grounds Consent Calendar items 1 and 2 as presented.
15. Approved to reverse the FOIA disclosure denial that was provided to Mr. Evans.
16. Approved payment of the bills.
17. Approved to accept and file the 2014 Tax Collection Report as presented.
18. Approved the HR Consent Calendar items 1 and 2 from March 24, 2015 meeting, as presented.
19. Approved the HR Consent Calendar item 1 from April 7, 2015 as presented.
20. Appointed Sam Miller EMS Advisory Board as the Paramedic non-voting member to a two-year term to expire on December 31, 2018.
21. Re-appointed Todd Warren to the Solid Waste Advisory Board for a two-year term expiring on 12/31/2018.
22. Re-appointed Josh Stoltz to the Benzie Transportation Authority for a three-year term to expire on April 30, 2018.
23. Re-appoint Caleb Luibrand, Rod Moore, Richard Krupp and Randy Olsen to the Construction Board of Appeals for a term to expire on December 31, 2016.
24. Approved the 2014-15 health insurance renewal including an orthodontics change as presented, authorizing the chairman to sign.



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25. Authorized the Escrow Closing Agreement for Railroad Point Natural Area Expansion as presented, authorizing the chairman to sign.
26. Accepted the resignation of Roger Griner from the Brownfield Authority.

## **TECHNOLOGY COMMITTEE**

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**April 6, 2015**

Motion by Bates seconded by Warsecke, to approve Technology Consent Calendar items as follows:

1. To approve the Electronic Meeting Attendance Policy as amended adding a statement to include per diem with no mileage.
2. To enter into contract with Revise from Troy Michigan as the web site provider.

**Buildings & Grounds**

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**April 8, 2015**

Motion by Griner seconded by Sauer to approve the Buildings & Grounds Committee Consent Calendar as follows:

1. To allow the Probate Court space reallocation plan to be ADA compliant to move forward as presented.
2. To accept the bid of Glen Lake Electric for the lighting of the flag pole at the Government Center and do the project.

## **HR COMMITTEE**

**Page 2**

**March 24, 2015**

Motion by Carland seconded by Sauer, to approve HR Consent Calendar items as follows:

1. To authorize Kathie Bruce and Rick Morris to carry over vacation time and use it in the time stated, as presented.
2. To adopt the Proposed Compensation Policy Language as presented.

**HR COMMITTEE – Special Meeting**

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**April 7, 2015**

Motion by Tucker seconded by Bates, to approve HR Consent Calendar items as follows:

1. To adopt the County Administrator's Job Description effective October 1, 2015, as presented.