

**THE BENZIE COUNTY BOARD OF COMMISSIONERS**  
**December 6, 2016**

The Benzie County Board of Commissioners met in a regular meeting on Tuesday, December 6, 2016, 448 Court Place, Government Center, Beulah, Michigan.

The meeting was called to order by Chairman Roger Griner at 9:00 a.m.

Present were: Commissioners Bates, Griner, Sauer, Tucker, Walterhouse and Warsecke  
Excused: Commissioner Carland

The invocation was given by Commissioner Griner followed by the pledge of allegiance.

**Agenda:**

Motion by Tucker, seconded by Bates, to approve the agenda as amended, moving Closed Session following HR Report. Ayes: Bates, Griner, Sauer, Tucker, Walterhouse and Warsecke Nays: None  
Exc: Carland Motion carried.

**Minutes:**

Motion by Sauer, seconded by Warsecke, to approve the regular session minutes of November 22, 2016 as corrected. Ayes: Bates, Griner, Sauer, Tucker, Walterhouse and Warsecke Nays: None  
Exc: Carland Motion carried.

Motion by Bates, seconded by Warsecke, to approve the regular session minutes of November 14, 2016 with corrections in Mr. Pettitt comments. Ayes: Bates, Griner, Sauer, Tucker, Walterhouse and Warsecke Nays: None  
Exc: Carland Motion carried.

9:04 a.m. Public Input

Eric VanDussen, Benzonia, spoke regarding the Council on Aging and them not being subject to OMA in their new contract; and his FOIA lawsuit which he nor his attorney have received the documents or attorney fees that were to be part of the settlement.

Steve Stephens, Benzonia, requested that the FOIA fee matter be set over to when the Taxpayers for the Maples attorney can be present.

9:08 a.m. Public Input Closed

**ELECTED OFFICIALS & DEPT HEAD COMMENTS:**

Doug Durand, Benzie Senior Resources, provided the 2016 annual report together with a FY 2016 Key Accomplishments at-a-glance.

Motion by Walterhouse, seconded by Bates, to accept the 2016 Annual Report for the Council on Aging as presented and place on file. Ayes: Bates, Griner, Sauer, Tucker, Walterhouse and Warsecke Nays: None  
Exc: Carland Motion carried.

Tad Peacock, Conservation District, provided the annual report; thanked the board for the ability to have a millage.

Motion by Walterhouse, seconded by Warsecke, to accept the 2016 Annual Report of the Benzie Conservation District and place on file. Ayes: Bates, Griner, Sauer, Tucker, Walterhouse and Warsecke Nays: None  
Exc: Carland Motion carried.

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Dawn Olney, County Clerk, gave the board and public an update on the Presidential Recount; it is scheduled for Saturday, December 10, 2016 in Leelanau County; she will make a request to the Finance Committee this afternoon for fees to cover the cost of holding the recount.

## **COMMISSIONER REPORTS**

Comm Bates reported that he attended the Lake Twp meeting and they have less building permits this year than last year but still have growth out there, Dotty Blank is the new clerk and this was her first meeting, Chuck Clarke also reported on the Point Betsie project; Platte and Almira Townships did not have a meeting.

Comm Walterhouse reported that the only meeting he had was Homestead Township.

Comm Tucker said thank you to Dawn and Tammy and all of those involved to work on a Saturday for handling of the recount; she also stated that Eric brings up a good point – why haven't we gotten an answer on this.

Comm Warsecke stated that he had no meetings since the last BOC meeting.

Comm Sauer stated that he was invited to the Betsie Valley School for a meeting and stated that they are working on a Community Center for the Thompsonville area and proposing to build at Betsie Valley, there are surveys out and they need them back by December 22.

Comm Griner reported that the group for the Taxpayers for the Maples would like to meet with a board -- Gary Sauer to head up the setting of a meeting for a couple of them to meet with the board; Northern Michigan Counties yesterday discuss was held regarding railroads; Area Agency on Aging meeting in Traverse City.

## **COUNTY ADMINISTRATOR'S REPORT** – Mitch Deisch

- He will get ahold of Greg Grant regarding the settlement Mr. VanDussen mentioned.
- Two additional items that he needs to add to the memo regarding COAM contract: 1) Personal Property Replacements – one time replacement; 2) Purchase Coffee – stated it has to be in the contract for individual use.
- Motion by Bates, seconded by Warsecke, to approve the COAM Command Collective Bargaining Agreement as presented, authorizing the chairman to sign. Roll call. Ayes: Bates, Griner, Sauer, Tucker, Walterhouse and Warsecke Nays: None Exc: Carland Motion carried.

## **FINANCE**

Bills: Motion by Walterhouse, seconded by Warsecke, to approve payment of the bills from November 23, 2016 to December 6, 2016 in the amount of \$151,420.28, as presented. Roll call. Ayes: Bates, Griner, Sauer, Tucker, Walterhouse and Warsecke Nays: None Exc: Carland Motion carried.

Michelle Thompson, County Treasurer, stated that they are now selling 1 and 3-year dog licenses.

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### HR AND PERSONNEL

Consent Calendar: Motion by Sauer, seconded by Bates, to approve the November 22, 2016 HR Consent Calendar as presented. Roll call. Ayes: Bates, Griner, Sauer, Tucker, Walterhouse and Warsecke Nays: None Exc: Carland Motion carried.

9:50 a.m. Motion by Sauer, seconded by Bates, to enter closed session at the request of the County Administrator for the 1-year evaluation in accordance with 15.268 Sec. 8(a) of the Open Meetings Act. Roll call. Ayes: Bates, Griner, Sauer, Tucker, Walterhouse and Warsecke Nays: None Exc: Carland Motion carried.

10:34 a.m. Re-Enter Open Session

#### Richard Figura, Waiver of FOIA Fee

Mr. Figura stated there are two FOIA appeals outstanding; Ms. Vogler is unable to be here today or at the December 20 meeting, she is not available until January.

You could choose to not act now or December 20, but act on this issue in January 2017, unless you waive the fee entirely, you can do it today.

Motion by Bates, seconded by Warsecke, to adopt Resolution 2016-026 Resolution Approving Request by the Taxpayers for the Maples to Waive FOIA Fees as presented. Roll call. Ayes: Bates, Griner, Tucker and Warsecke Nays: Sauer and Walterhouse Exc: Carland Motion carried.

10:45 a.m. Comm Tucker Excused

### COMMITTEE APPOINTMENTS

Veterans Affairs: Motion by Sauer, seconded by Warsecke, to appoint Phil Hoyt (expire 12/31/17, Tom Stobie (expire 12/31/18) and Camp Bailey (expire 12/31/19) to the Veterans Affairs committee as requested. Ayes: Bates, Griner, Sauer, Walterhouse and Warsecke Nays: None Exc: Carland and Tucker Motion carried.

Parks & Recreation: Motion by Bates, seconded by Warsecke, to reappoint Tad Peacock, Barb Skurdall and Shaun DuPerron to the Parks & Recreation Commission for a 3-year term, expiring December 31, 2019. Ayes: Bates, Griner, Sauer, Walterhouse and Warsecke Nays: None Exc: Carland and Tucker Motion carried.

EMS: Motion by Bates, seconded by Walterhouse, to reappoint Gaylord Jowett to the EMS committee for a 3-year term, expiring December 31, 2019. Ayes: Bates, Griner, Sauer, Walterhouse and Warsecke Nays: None Exc: Carland and Tucker Motion carried.

Brownfield: Motion by Bates, seconded by Warsecke, to accept the resignation of Art Jeannot from the Brownfield Authority effective December 31, 2016. Ayes: Bates, Griner, Sauer, Walterhouse and Warsecke Nays: None Exc: Carland and Tucker Motion carried.

Workforce Development: Motion by Bates, seconded by Sauer, to accept the resignation of Art Jeannot from the Workforce Development Board effective December 31, 2016. Ayes: Bates, Griner, Sauer, Walterhouse and Warsecke Nays: None Exc: Carland and Tucker Motion carried.

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### **ACTION ITEMS**

Sharp Purchase Order: Motion by Warsecke, seconded by Walterhouse, to approve the Purchase Order with Netlink Business Solutions for Sharp MX3050N Color Copier as presented, authorizing the chairman to sign. Roll call. Ayes: Bates, Griner, Sauer, Walterhouse and Warsecke Nays: None Exc: Carland and Tucker Motion carried.

Brownfield Resolution: Motion by Sauer, seconded by Bates, to adopt resolution 2016-025 Resolution of Support for the Brownfield Redevelopment Authority to apply for USEPA Assessment Grant, authorizing the chairman to sign. Roll call. Ayes: Bates, Griner, Sauer, Walterhouse and Warsecke Nays: None Exc: Carland and Tucker Motion carried.

Mollineaux Rd Closing Statement: Motion by Walterhouse, seconded by Bates, to adopt Closing Statement for the 5014 Mollineaux Rd Property as presented, authorizing the chairman to sign. Roll call. Ayes: Bates, Griner, Sauer, Walterhouse and Warsecke Nays: None Exc: Carland and Tucker Motion carried.

Millennia Phone Contract: Motion by Warsecke, seconded by Bates, to adopt the following documents with Millennia for the phone system: Purchase Agreement, ShoreTel Deployment – Scope of Work, ShoreTel Deployment – Scope of Work Addendum, Trouble Free Voice of IP Proposal with Addendum and Purchase Agreement, authorizing the chairman to sign. Roll call. Ayes: Bates, Griner, Sauer, Walterhouse and Warsecke Nays: None Exc: Carland and Tucker Motion carried.

### **CORRESPONDENCE**

- Road Commission minutes of October 13 and 27, 2016 received.
- Two notices from MMRMA of Grant Funding received.
- Health Dept minutes of November 17, 2016 received.
- Parks & Recreation minutes of September 26, 2016 received.
- Little Platte Lake elevation report for November 2016 received.
- Crystal Lake elevation report for November 2016 received.

### **NEW BUSINESS** – None

11:07 a.m. Public Input – None

Motion by Walterhouse, seconded by Bates, to hold the Employee Christmas Party on Tuesday, December 20, 2016. Ayes: Bates, Griner, Sauer, Walterhouse and Warsecke Nays: None Exc: Carland and Tucker Motion carried.

Motion by Bates, seconded by Warsecke, to adjourn until the December 20, 2016 Regular meeting or the call of the chair. Ayes: Bates, Griner, Sauer, Walterhouse and Warsecke Nays: None Exc: Carland and Tucker Nays: None Motion carried

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1. Approved the agenda as amended, moving Closed Session following HR Report.
2. Approved the regular session minutes of November 22, 2016 as corrected.
3. Approved the regular session minutes of November 14, 2016 with corrections in Mr. Pettitt comments.
4. Accepted the 2016 Annual Report for the Council on Aging as presented and place on file.
5. Accepted the 2016 Annual Report of the Benzie Conservation District and place on file.
6. Approved the COAM Command Collective Bargaining Agreement as presented, authorizing the chairman to sign.
7. Approved payment of the bills from November 23, 2016 to December 6, 2016 in the amount of \$151,420.28, as presented.
8. Approved the November 22, 2016 HR Consent Calendar as presented.
9. Entered closed session at the request of the County Administrator for the 1-year evaluation in accordance with 15.268 Sec. 8(a) of the Open Meetings Act.
10. Adopted Resolution 2016-026 Approving Request by the Taxpayers for the Maples to Waive FOIA Fees as presented.
11. Appointed Phil Hoyt (expire 12/31/17, Tom Stobie (expire 12/31/18) and Camp Bailey (expire 12/31/19) to the Veterans Affairs committee as requested.
12. Reappointed Tad Peacock, Barb Skurdall and Shaun DuPerron to the Parks & Recreation Commission for a 3-year term, expiring December 31, 2019.
13. Reappointed Gaylord Jowett to the EMS committee for a 3-year term, expiring December 31, 2019.
14. Accepted the resignation of Art Jeannot from the Brownfield Authority effective December 31, 2016.
15. Accepted the resignation of Art Jeannot from the Workforce Development Board effective December 31, 2016.
16. Approved the Purchase Order with Netlink Business Solutions for Sharp MX3050N Color Copier as presented, authorizing the chairman to sign.
17. Adopted resolution 2016-025 Resolution of Support for the Brownfield Redevelopment Authority to apply for USEPA Assessment Grant, authorizing the chairman to sign.
18. Adopted Closing Statement for the 5014 Mollineaux Rd Property as presented, authorizing the chairman to sign.
19. Adopted the following documents with Millennia for the phone system: Purchase Agreement, Shoretel Deployment – Scope of Work, Shoretel Deployment – Scope of Work Addendum, Trouble Free Voice of IP Proposal with Addendum and Purchase Agreement, authorizing the chairman to sign.
20. Approved to hold the Employee Christmas Party on Tuesday, December 20, 2016.

Motion by Sauer, seconded by Bates, to adopt the HR Consent Calendar are follows:

1. To bring the TPOAM union members 2% wage increase retro back to October 1, 2016.