

# **THE BENZIE COUNTY BOARD OF COMMISSIONERS**

**April 25, 2017**

The Benzie County Board of Commissioners met in a regular meeting on Tuesday, April 25, 2017, 448 Court Place, Government Center, Beulah, Michigan.

The meeting was called to order by Chairman Coury Carland at 4:00 p.m.

Present were: Commissioners Carland, Griner, Jeannot, Roelofs, Sauer, Walterhouse and Warsecke

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

## **Agenda:**

Motion by Roelofs, seconded by Sauer, to approve the agenda as amended, adding Maples Millage Renewal request to Action Items and 5:15 p.m. Closed Session with Mr. Figura regarding Benzie Co et al vs Cole. Ayes: Carland, Griner, Jeannot, Roelofs, Sauer, Walterhouse and Warsecke Nays: None Motion carried.

## **Minutes:**

Motion by Griner, seconded by Warsecke, to approve the regular session minutes of April 11, 2017 as corrected. Ayes: Carland, Griner, Jeannot, Roelofs, Sauer, Walterhouse and Warsecke Nays: None Motion carried.

4:03 p.m. Public Input

Ray Franz reported to the board and those present that he has filed for the State Senate seat for the 35<sup>th</sup> District for 2018; he has spent the last six years in the House of Representatives for this District.

4:06 p.m. Public Input Closed

## **ELECTED OFFICIALS & DEPT HEAD COMMENTS:**

Craig Johnson, EMS Director, introduced Jim Henderson, as Quality Assurance and Education program and is 2<sup>nd</sup> in command; he reported on the Medical Examiner program and stated that things are going well, the equipment is in place and they are working with Dr. Goslinoski to order supplies that are needed; There is no longer an intercept agreement with Munson Hospital – Manistee and Cleon and Springdale Townships for ambulance service; so we will not be providing coverage to those two township that are not paying a millage like Benzie residents are. Craig said they have no problem providing coverage to these ~~those~~ townships if they pay their share. He will continue to provide coverage until a contract is negotiated.

Doug Durand, Benzie Senior Resources, that they served over 4,000 Home Delivered Meals in March; the routes are starting to be stretched thin; he reported on the senior dental program and in February and March there were 16 vouchers ~~were~~ out for dental service; In-Home services are up 25-47% since October; they now have 128 volunteers.

Tom Longanbach, Equalization Director, reported the Maples has a move in date of June 6; he presented the 2017 Equalization Report; presented the 2015 and 2016 Equalization Reports.

Motion by Walterhouse, seconded by Griner, to accept the Equalization Report L-4024 and authorize the chairman to sign. Roll call. Ayes: Carland, Griner, Jeannot, Roelofs, Sauer, Walterhouse and Warsecke Nays: None Motion carried.

## COMMISSIONERS

Page 2 of 6

April 25, 2017

Motion by Walterhouse, seconded by Sauer, to accept the 2015 and 2016 Equalization Reports and place on file. Ayes: Carland, Griner, Jeannot, Roelofs, Sauer, Walterhouse and Warsecke Nays: None Motion carried.

David Schaffer, Solid Waste/Recycling, reported on the increase in bin pulls; he participated in an event at Lake Ann Elementary School; ~~attached~~ attended the Business Expo; will be at Grow Benzie tonight for a presentation. He also reported that the Road Commission has notified him that they will not have room for recycling bins this summer so he will need to have them relocated by June 1.

Motion by Walterhouse, seconded by Jeannot, to accept the 2016 Annual Solid Waste Report as presented and place on file. Ayes: Carland, Griner, Jeannot, Roelofs, Sauer, Walterhouse and Warsecke Nays: None Motion carried.

### COMMISSIONER REPORTS

Comm Walterhouse reported that since the last BOC meeting, he has attend the Animal Control on April 12; Homestead/Inland Zoning on April 17 and the Land Bank Authority on April 19.

Comm Roelofs reported on Technology which met on April 14 – the phones are installed; Village of Lake Ann is moving along with asphalt repairs; toured the ACO with Kyle Maurer; had some veterans discussions with General Bergman related to veterans affairs and county government and Economic Development and he hopes to be in touch with General Bergman monthly; the Veterans Memorial will have their ceremony at 12:00 noon on Memorial Day.

Comm Griner stated that he will be heading to Lansing on Friday to attend the MAC Ag meeting and will take the resolution 2017-012 and information from Gary Sauer regarding SWD; reported on the cruise ships in Muskegon.

Comm Jeannot attended the Technology meeting on April 14 and has spoken to front-line employees regarding the phone system and all is going well; April 19 attended the Advocates for Benzie and stated that it might be appropriate as time goes on to invite them in and let us know what they are doing; April 20 he attended the Community Action Agency meeting and there is concern with level of HR funding for the proposed budget with concern about Head Start being cut; April 21 he attended the EDC and on April 25 he attended the HR committee meeting.

Comm Warsecke was at Inland Township on April 10 and stated they will be having a community forum regarding medical marijuana ~~marihuana~~ on May 1; May 19 will be the blood drive in memory of Dan Beechraft from 2 – 6 pm at the hall, together with a propane tank refill at Beechraft Saw Mill; the new fire truck will be delivered May 27; April 12 he attended the Colfax Twp. and they are working on a Capital Improvement Plan; Conservation District on April 19.

Comm Sauer was in Lansing on April 19 with the Health Dept – there has been an issue with Immunization waiver and there are state Reps trying to do away with the waiver; met with Senators Booher, Schmitt ~~Smith~~ and Stamas and Rep VanderWall and Cole regarding the immunization waiver; attended the Brownfield meeting last week; Road Commission – would like to get a list of the projects together for the community from the municipalities; Maples have scheduled an Open House for June 5 and will be moving in shortly after that; Building Authority meets tomorrow at the Maples; Day care is a big issue here.

## COMMISSIONERS

Page 3 of 6

April 25, 2017

Chairman Carland spoke regarding the Capital Improvement Plan – Sarah Lucas with Networks Northwest has sent a letter to all departments – the deadline has been extended; so encouraging all departments to identify some projects that you would like to see completed in the next 5 years.

5:00 p.m. Nikki Rothwell, MSU – she spoke regarding the Spotted Wing Drosophila which has the potential of devastating the cherry industry.

Motion by Sauer, seconded by Griner, to adopt resolution 2017-012 of Support to Maintain the Required Funding of the MSU research station located in Leelanau County to assist with the eradication of the Spotted Wing Drosophila, as amended, authorizing the chairman to sign. Roll call. Ayes: Carland, Griner, Jeannot, Roelofs, Sauer, Walterhouse and Warsecke Nays: None Motion carried.

5:15 p.m. Closed Session with Mr. Figura

Motion by Carland, seconded by Warsecke, to enter closed session pursuant to Section 8(e) of the Open Meetings Act to discuss trial or settlement strategy in the matter of Benzie County et al vs Cole, with it being the opinion of legal counsel that to have a discussion in open session will have an adverse financial impact to the county litigation and settlement, to include Richard Figura, Mitch Deisch and Dawn Olney. Roll call. Ayes: Carland, Griner, Jeannot, Roelofs, Sauer, Walterhouse and Warsecke Nays: None Motion carried.

5:35 p.m. Back in Open Session

Motion by Griner, seconded by Jeannot, to authorize legal counsel to proceed in accordance with the recommendation discussed in closed session regarding Benzie Co vs Cole. Roll call. Ayes: Carland, Griner, Jeannot, Roelofs, Sauer, Walterhouse and Warsecke Nays: None Motion carried.

5:35 p.m. Tim Irvin, Alliance for Economic Success

Mr. Irvin reviewed ~~reviews~~ the 2017-2018 Strategic Plan goals and objectives; Mitch stated that he would like to review this every year but these are two-year goals. After review of the items, it was stated that Mitch will work with Mr. Irvin to revise the plan and bring back to the board. Mr. Irvin will give quarterly reports to the Board as to how these items are being moved along.

### COUNTY ADMINISTRATOR'S REPORT – Mitch Deisch

- May 2017 calendar of meetings presented.
- April 19 Administrator's Update provided.
- Mitch has discussed the issue with Mr. Figura regarding committee interviews and whether or not they are subject to OMA – Mr. Figura has indicated they are and should be posted; he will provide an opinion in reference to this issue.

### FINANCE

Bills: Motion by Carland, seconded by Warsecke, to approve payment of the bills from April 12, 2017 to April 25, 2017 in the amount of \$313,060.64, as presented. Roll call. Ayes: Carland, Griner, Jeannot, Roelofs, Sauer, Walterhouse and Warsecke Nays: None Motion carried.

## **COMMISSIONERS**

**Page 4 of 6**

**April 25, 2017**

Michelle Thompson, County Treasurer, stated that the Delinquent Tax Revolving Fund is cash flowing the General Fund at this point. She has provided a revenue and expenditure report.

Motion by Walterhouse, seconded by Sauer, to adopt items 1 – 3 of the April 11, 2017 Finance Consent Calendar as presented. Roll call. Ayes: Carland, Griner, Jeannot, Roelofs, Sauer, Walterhouse and Warsecke Nays: None Motion carried.

### **HR AND PERSONNEL** – None

### **COMMITTEE APPOINTMENTS**

Betsie Valley Trail: Motion by Sauer, seconded by Warsecke, to recognize Michael Foust, as the Village of Thompsonville appointee to the Betsie Valley Trail Management Council as presented, with a term to expire April 20, 2019. Ayes: Carland, Griner, Jeannot, Roelofs, Sauer, Walterhouse and Warsecke Nays: None Motion carried.

Benzie Transportation Authority: Motion by Carland, seconded by Roelofs, to appoint Anne Noah to a full term on the Benzie Transportation Authority with a term to expire April 30, 2020 and Jennifer Kolinske to a partial term to the Benzie Transportation Authority with a term to expire April 30, 2019. Ayes: Carland, Griner, Jeannot, Roelofs, Sauer, Walterhouse and Warsecke Nays: None Motion carried.

Airport Resignation: Motion by Sauer, seconded by Griner, to accept the resignation of Bill Kennis from the Airport Authority. Ayes: Carland, Griner, Jeannot, Roelofs, Sauer, Walterhouse and Warsecke Nays: None Motion carried.

### **ACTION ITEMS**

2017-013 – Voting Equipment: Motion by Warsecke, seconded by Walterhouse, to adopt resolution 2017-013 authorizing the County Clerk to apply to the Secretary of State for a grant to purchase new voting equipment, authorizing the chairman to sign. Roll call. Ayes: Carland, Griner, Jeannot, Roelofs, Sauer, Walterhouse and Warsecke Nays: None Motion carried.

2017-014 Haze Road Critical Bridge: Motion by Walterhouse, seconded by Griner, to adopt resolution 2017-014 in Support of the Benzie County Road Commission Application for Critical Bridge Funds for Haze Road Bridge, authorizing the chairman to sign. Roll call. Ayes: Carland, Griner, Jeannot, Roelofs, Sauer, Walterhouse and Warsecke Nays: None Motion carried.

2017-015 Nostwick Road Critical Bridge: Motion by Warsecke, seconded by Sauer, to adopt resolution 2017-015 in Support of the Benzie County Road Commission Application for Critical Bridge Funds for Nostwick Road Bridge, authorizing the chairman to sign. Roll call. Ayes: Carland, Griner, Jeannot, Roelofs, Sauer, Walterhouse and Warsecke Nays: None Motion carried.

2017-016 Reynolds Road Critical Bridge: Motion by Warsecke, seconded by Sauer, to adopt resolution 2017-016 in Support of the Benzie County Road Commission Application for Critical Bridge Funds for Reynolds Road Bridge, authorizing the chairman to sign. Roll call. Ayes: Carland, Griner, Jeannot, Roelofs, Sauer, Walterhouse and Warsecke Nays: None Motion carried.

## **COMMISSIONERS**

**Page 5 of 6**

**April 25, 2017**

US Coast Guard Request: Mitch will prepare a letter and reiterate our interest for the lens to stay in Benzie County and bring back to the next meeting.

Maples Millage Request: Motion by Sauer, seconded by Carland, to authorize the County Clerk to request ballot wording and resolution from Dave Stoker for the Maples – 0.3626 mill, 5 years, operating for the August 2017 ballot. Ayes: Carland, Griner, Jeannot, Roelofs, Sauer, Walterhouse and Warsecke Nays: None Motion carried.

## **CORRESPONDENCE**

- Veterans Affairs minutes of March 6, 2017 received.
- Veterans Affairs minutes of March 27, 2017 received.
- Solid Waste Advisory minutes of April 5, 2017 received.
- Road Commission minutes of March 30, 2017 received.

## **UNFINISHED BUSINESS** – None

## **NEW BUSINESS** – None

7:29 p.m. Public Input – None

Motion by Warsecke, seconded by Griner, to adjourn until the May 9, 2017 Regular meeting or the call of the chair. Ayes: Carland, Griner, Jeannot, Roelofs, Sauer, Walterhouse and Warsecke Nays: None Motion carried

---

Coury Carland – Chair

Dawn Olney, Benzie County Clerk

## **INDEX**

1. Approved the agenda as amended.
2. Approved the regular session minutes of April 11, 2017 as corrected.
3. Accepted the Equalization Report L-4024 and authorize the chairman to sign.
4. Accepted the 2015 and 2016 Equalization Reports and place on file.
5. Accepted the 2016 Annual Solid Waste Report as presented and place on file.
6. Adopted resolution 2017-012 of Support to Maintain the Required Funding of the MSU research station located in Leelanau County to assist with the eradication of the Spotted Wing Drosophila, as amended, authorizing the chairman to sign.
7. Entered closed session regarding Benzie County et al vs Cole.
8. Authorized legal counsel to proceed in accordance with the recommendation discussed in closed session regarding Benzie Co vs Cole.
9. Approved payment of the bills.
10. Adopted items 1 – 3 of the April 11, 2017 Finance Consent Calendar as presented.
11. Recognized Michael Foust, as the Village of Thompsonville appointee to the BVTMC.

## COMMISSIONERS

Page 6 of 6

April 25, 2017

12. Appointed Anne Noah to a full term on the BTA with a term to expire April 30, 2020 and Jennifer Kolinske to a partial term to the BTA with a term to expire April 30, 2019.
13. Accepted the resignation of Bill Kennis from the Airport Authority.
14. Adopted resolution 2017-013 authorizing the County Clerk to apply to the Secretary of State for a grant to purchase new voting equipment, authorizing the chairman to sign.
15. Adopted resolution 2017-014 in Support of the Benzie County Road Commission Application for Critical Bridge Funds for Haze Road Bridge, authorizing the chairman to sign.
16. Adopted resolution 2017-015 in Support of the Benzie County Road Commission Application for Critical Bridge Funds for Nostwick Road Bridge, authorizing the chairman to sign.
17. Adopted resolution 2017-016 in Support of the Benzie County Road Commission Application for Critical Bridge Funds for Reynolds Road Bridge, authorizing the chairman to sign.
18. Authorized the County Clerk to request ballot wording and resolution from Dave Stoker for the Maples – 0.3626 mill, 5 years, operating for the August 2017 ballot.



Motion by Walterhouse, seconded by Sauer, to approve the Finance Consent Calendar items as follows:

1. To amend the 2016-17 EMS budget for EMS as presented.
2. To adjust the 2016-17 Elections budget as presented.
3. To amend the 2016-17 TNT budget as presented.