

## **THE BENZIE COUNTY BOARD OF COMMISSIONERS**

**October 24, 2017**

The Benzie County Board of Commissioners met in a regular meeting on Tuesday, October 24, 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, Jeannot, Roelofs, Sauer, Walterhouse and Warsecke  
Excused: Commissioner Griner

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

### **Agenda:**

Motion by Roelofs, seconded by Warsecke, to approve the agenda as presented. Ayes: Carland, Jeannot, Roelofs, Sauer, Walterhouse and Warsecke Nays: None Exc: Griner Motion carried.

### **Minutes:**

Motion by Walterhouse, seconded by Warsecke, to approve the regular session minutes of October 10, 2017 as presented. Ayes: Carland, Jeannot, Roelofs, Sauer, Walterhouse and Warsecke Nays: None Exc: Griner Motion carried.

4:02 p.m. Public Input

Jordan Florian, Thompsonville, reads a letter provided by Ed Roy, attorney for the Building Authority.

4:07 p.m. Public Input Closed

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

Doug Durand, Benzie Senior Resources, provided a written report; he stated that they have set records in every facet of our organization for 2017 for services; they now have nine snowplow contractors signed up; 5-Day Emergency Meal boxes will be delivered on Thursday; the Subaru is in Traverse City waiting for an executive from Subaru to come up and hand him the keys and they will have an event on November 17 at the Gathering Place at that time; when they went to Benzie Senior Resources, MERS looked at their bylaws and they no longer qualify for their program, so they are looking at being self-funded for retirement purposes.

Tom Longanbach, Equalization Director, presented the 2017 Apportionment Report which details tax values by jurisdiction.

Motion by Walterhouse, seconded by Roelofs, to accept the 2017 Apportionment Report as presented. Roll call. Ayes: Carland, Jeannot, Roelofs, Sauer, Walterhouse and Warsecke Nays: None Exc: Griner Motion carried.

Sheriff Schendel stated that you will have a recommendation from the technology committee later in the meeting for an IT provider; he supports the recommendation and stated that the Sheriff Dept is not in compliance with the State of Michigan on certain items and this will take care of it.

David Schaffer, Recycling Coordinator, reported that the October 4, 2017 SWAC minutes are in the packet; they set the dates for next years' special collections – June 16 in Frankfort and August 4 in Honor and if the scrap tire grant is fully funded, they would add July 14 in Thompsonville for tires.

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Richard Bayer, Airport Administrator, provided a written report; the Frankfort Airport is now compliant with MDOT and they have received the General Utility license back.

Comm Jeannot says he appreciates the effort and thank you to Dick and Coury.

Comm Sauer has concern about the used car – Mr. Bayer explains the procedure and users for this vehicle; it has worked well.

Jim Henderson, Interim EMS Director, says thank you to Joe Send last Wednesday, all five ambulances in Benzie County were all busy, two calls were at the same place and he was amazing to the patient and family and have heard nothing but compliments on this; we received a new ambulance in April 2017 and sent it to Holland last week for some warranty retrofitting; we will be utilizing the emergency purchase in the next month – Station 2 stairs are unsafe and he has quotes out for contractors and will give buildings/grounds an update when the bids come in; all shifts are filled and he is in the office more.

Frank Post, Emergency Manager, gave a quick update on the weather we are dealing with and the potential for flooding; they are monitoring the river gauges; we will continue to see rain thru tomorrow; we do have 100,000 sandbags available to us at the National Park Service in Empire if needed.

## COMMISSIONER REPORTS

Buildings & Grounds Consent: Motion by Sauer, seconded by Roelofs, to adopt the one item of the October 13, 2017 Buildings and Grounds Consent Calendar as presented. Roll call. Ayes: Carland, Jeannot, Roelofs, Sauer, Walterhouse and Warsecke Nays: None Exc: Griner Motion carried.

Technology Consent: Motion by Jeannot, seconded by Roelofs, to adopt the one item of the October 17, 2017 Technology Consent Calendar as presented. Roll call. Ayes: Carland, Jeannot, Roelofs, Sauer, Walterhouse and Warsecke Nays: None Exc: Griner Motion carried.

Comm Roelofs reported on the Village of Lake Ann – the street paving is complete; EMS had a good meeting, they are moving forward toward the EMS Director position; Ceremony at the Veterans Memorial in Benzonia on November 11 at 2:00 p.m.

Comm Walterhouse reported that he attended the Animal Control meeting on October 11 and all is going well, they have a part time person there as well while one is off on sick leave; he attended Centra Wellness on October 12; attended Homestead/Inland Zoning meeting on October 16; October 18 the Benzie Resource Center had a good meeting; Joint Court on October 19; Parks & Rec on October 23; Carrie Corey is having issues with the Village of Honor zoning regarding the old Bud's in Honor site.

Comm Sauer attended the Land Bank Focus Group and stated it was interesting, we need to lead people in the right direction; he attended the Housing Summit in Traverse City – they need a cooperative effort with the public and private sector to make it work; Buildings & Grounds – the jail is working on new water valves, ICON water valves and shower heads to regulate the amount of water that is used; EDC/BRA said XPert Fulfillment has some great ideas – this will be a cooperative effort, the possibilities are super, just be sure to work together; Fall Fest in Thompsonville this Saturday October 28 from 2 - 4 pm put on by the Webber Foundation; the Village of Elberta Life Saving Station will be on the History Channel in the next couple of years.

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Comm Jeannot attended the Platte Township meeting and there were discussions regarding the Zoning Administrator – to share or be on their own. EDC activity XPert Fulfillment – Planned Industrial Park about 36 acres, do they call it a Commerce Park or Industrial Park – this would be a public/private partnership. Almira Township has a new fire truck and expect it to be in service at the end of October. Technology Committee. Friends of Point Betsie – he is impressed with the growth they have had out there as a tourist destination. Attended the Housing Summit – need to get things done and get the right people at those meetings. Attended the OMA/FOIA training. EDC is updating their Bylaws after the merger with BRA. Housing Committee met yesterday – we contract with NMCAA to manage the program for us.

Comm Warsecke reported that he attended the Colfax Township meeting on October 11. There was no Conservation District meeting and HR met today.

Comm Carland reported ~~that he attended the Benzonia Township Joint Planning Commission with~~ on Platte Township; Technology met and decided on an IT provider; LEPC; Benzie Transportation Authority -- they are working on a revision of their policies, looking at purchasing two new buses to replace a couple they have and they are buying tablets for all of their buses; Joint Court; Streetscape in Beulah is nearing completion.

Comm Walterhouse asks if the Benzie Senior Resources contract will be coming forward. Mitch indicated that they have a meeting to discuss on November 1.

5:06 p.m. Nancy Weir, current President of Friends of Point Betsie Lighthouse

Ms. Weir presented a written report and stated that the Friends have spent 15 years producing improvements out there; all buildings have been renovated inside the gate; the old garage is now a new Boat House which has been built and houses the gift shop, restrooms and a museum. We are up to the less fun projects, solving the problems of the road end. Also will create a walkway to keep people off the roadway. One other thing is we are up to six days per week, paid personnel and volunteers (40 – 50) are working at the lighthouse.

Comm Jeannot asks how you market the community and how you are funded: Ourselves, apartment rent, sales in gift shop, those are up 25 – 30%.

Road end project – funded by grants and we have \$300,000 set aside. There are also smaller grants that will go out for specific things.

5:15 p.m. Break

5:25 p.m. Reconvene

Lisa Vogler – Building Authority Change Orders

Ms. Vogler stated she is the newest member of the Building Authority and had talked to this board numerous times regarding her concerns about the change order procedure, particularly in regard to Comstock. She provided the board with items from the web site and talked about those items. No contingency in the GMP budget, also there are four categories wholly paid to Comstock. She says things have been mishandled. After we get in the building, we need to hold the culpable parties accountable. G702 page 5 doesn't match with 8 on the first page. All change orders presented were printed from the web site. She asks the Board of Commissioners to review the change orders and ask questions of her. She stated that there are different types of change order forms which are being used

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and they are confusing. This is gross mismanagement. This is important stuff, you voted me on the BA to get some understanding.

Comm Jeannot asked if there was no architect stamp for the roof, how did they pull permits? No idea Does it appear that there was a close out audit and was retainage held back; Ms. Vogler said she has no knowledge of a construction audit or punch list.

Comm Jeannot has seen a punch list.

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

- Administrator Update dated October 18, 2017.
- Thank you to Doug – appreciate the opportunity to participate in Soup Night.
- Letter dated October 23, 2017 from Tom Longanbach, Chairman of the Building Authority.
- Revised November 2017 calendar.
- Letter dated October 24, 2017 from Ed Roy.
- Joint Benzie/Manistee Counties Public Defenders Office Compliant Plan 2017.
- Comm Jeannot asked regarding EMS if there has been any improvement in tracking ambulance runs and billing collections. Yes
- Comm Jeannot asked regarding the AES relationship with City and County of Manistee? City is going out for RFQ for Economic Development services; Manistee County voted to stay with AES.

### **FINANCE**

**Bills:** Motion by Warsecke, seconded by Walterhouse, to approve payment of the bills from October 10, 2017 to October 24, 2017 in the amount of \$229,500.96, as presented. Roll call. Ayes: Carland, Jeannot, Roelofs, Sauer, Walterhouse and Warsecke Nays: None Exc: Griner Motion carried.

#### **Finance Consent:**

Comm Jeannot removes item #1.

Motion by Jeannot, seconded by Warsecke, to adopt items 2-6 of the October 10, 2017 Finance Consent Calendar as presented. Roll call. Ayes: Carland, Jeannot, Roelofs, Sauer, Walterhouse and Warsecke Nays: None Exc: Griner Motion carried.

#1: Discussion – Sheriff has requested to increase the limit on the three credit cards assigned to the Sheriff Dept. The current limits are 2 cards with \$3,000 and 1 card with \$5,000. He would like to increase them to \$5,000 and \$8,000.

Comm Jeannot recommends to Sheriff Schendel that he get his own card. By increasing credit lines just increases the risk. There should be a 4<sup>th</sup> card for the Sheriff only.

### **HR AND PERSONNEL** – No Report.

**COMMITTEE APPOINTMENTS** – According to the Appointment Policy, the interview committees consist of 3 Commissioners, County Administrator and Chairman of the Committee Commissioners appointed to the interview committees as follows:

Building Authority: Carland, Warsecke, Jeannot  
Planning Commission: Carland, Sauer, Warsecke  
SWAC: Warsecke, Carland, Roelofs  
Betsie Valley Trail: Sauer, Walterhouse, Griner

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### **ACTION ITEMS**

Planning Commission Ordinance: Motion by Sauer, seconded by Warsecke, to adopt the New Planning Commission Ordinance 2017-001 as presented.

Chair Carland is concerned about the 11 members and possibly not having a quorum to hold meetings.

Comm Jeannot asked about wording like not less than 7 but no more than 11. Majority would be those appointed.

Motion by Sauer, seconded by Warsecke, to add “minimum of 7 but not to exceed 11”, contingent upon compliance with the Planning Enabling Act.

Vote on Amendment: Roll call. Ayes: Carland, Jeannot, Roelofs, Sauer, Walterhouse and Warsecke

Nays: None Exc: Griner Motion carried.

Vote on original motion as amended: Roll call. Ayes: Carland, Jeannot, Roelofs, Sauer, Walterhouse and Warsecke Nays: None Exc: Griner Motion carried.

Resolution 2017-034: Motion by Jeannot, seconded by Warsecke, to adopt Resolution 2017-034 Approving Grant of a Water Line Easement to the Village of Beulah as presented, authorizing the chairman to sign. Roll call. Ayes: Carland, Jeannot, Roelofs, Sauer, Walterhouse and Warsecke Nays: None Exc: Griner Motion carried.

6:26 p.m. Motion by Carland, seconded by Warsecke, to enter closed session in accordance with the Open Meetings Act Section X, MCL 15.268(a) the County Administrator Mitch Deisch is requesting that his annual evaluation be conducted in closed session. There is the possibility of a board action taking place after returning to open session. Roll call. Ayes: Carland, Jeannot, Roelofs, Sauer, Walterhouse and Warsecke Nays: None Exc: Griner Motion carried.

7:03 p.m. Re-enter open session

### **CORRESPONDENCE**

- Otsego County Resolution re Elimination of Federal Funding for the Great Lakes restoration Initiative received.
- Email received from Lisa with AES giving an update.
- Road Commission minutes of September 28, 2017 received.
- Solid Waste minutes of October 4, 2017 received.
- Livingston County resolution re Elimination of Federal Funding for the Great Lakes Restoration Initiative received.
- Alger County resolution Supporting Michigan Senate bill 400 and House Bill 4651 to amend the Emergency Telephone Services Enabling Act received.
- Alger County resolution re Elimination of Federal Funding for the Great Lakes Restoration Initiative received.

**UNFINISHED BUSINESS** – None

**NEW BUSINESS** – None

Michelle Thompson, County Treasurer, spoke regarding the Sheriff credit cards – are all cards tied together or separate? They are all one account with separate credit limits and separate account



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numbers with one master account. She did not know that Sheriff Schendel and U/S Rosa do not have their own cards, she will see that two additional cards get set up.

7:09 p.m. Public Input

Thelma Novak asked regarding the BA amendment so that it is now a 5 member board, how many to be present for a quorum? 3

She also stated that you need to continue with the hearing process. Frank is the only one on the board now that was on the board when Tom and Marcia were appointed and Mr. Longanbach didn't want to be on the board because he was an employee and she stated that Marcia violated OMA when she was on the BOC. You need to ask the applicants why they want to be on the board.

7:14 p.m. Public Input Closed

All items on the agenda having been taken care of, the chairman declared this meeting adjourned

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Custer C. Carland – Chair

Dawn Olney, Benzie County Clerk

### INDEX

1. Approved the agenda as presented.
2. Approved the regular session minutes of October 10, 2017 as presented.
3. Accepted the 2017 Apportionment Report as presented.
4. Adopted the October 13, 2017 Buildings and Grounds Consent Calendar as presented.
5. Adopted the October 17, 2017 Technology Consent Calendar as presented.
6. Approved payment of the bills in the amount of \$229,500.96, as presented.
7. Adopted items 2-6 of the October 10, 2017 Finance Consent Calendar as presented.
8. Adopted the New Planning Commission Ordinance 2017-001 as amended.
9. Adopted Resolution 2017-034 Approving Grant of a Water Line Easement to the Village of Beulah as presented, authorizing the chairman to sign.
10. Entered closed session for the County Administrator Mitch Deisch annual evaluation.
11. County Treasurer to see that two additional credit cards get set up for the Sheriff and U/S.

**BUILDINGS & GROUNDS****October 13, 2016****Page 3 of 3**

Motion by Sauer, seconded by Roelofs, to approve the Buildings and Grounds Consent Calendar as follows:

1. To adopt the Benzie County Government Center Quick Reference Guide for Building Emergencies as presented.

Motion by Jeannot, seconded by Roelofs, to approve the Technology Consent Calendar items as follows:

1. To approve negotiating a contract with IT Right for the purpose of IT services to Benzie County.