

THE BENZIE COUNTY BOARD OF COMMISSIONERS

May 22, 2018

The Benzie County Board of Commissioners met in a regular session on Tuesday, May 22, 2018, 448 Court Place, Government Center, Beulah, Michigan.

The meeting was called to order by Chair Gary Sauer.

Present were: Commissioners Carland, Griner, Money, Roelofs, Sauer and Warsecke

Excused: Commissioner Jeannot

The invocation was given by Commissioner Griner and the Pledge of Allegiance was recited.

Agenda:

Motion by Roelofs, seconded by Carland, to approve the agenda as amended by adding FOIA Appeal as number 9 on Action Items. Ayes: Carland, Griner, Money, Roelofs, Sauer and Warsecke Nays: None Exc: Jeannot Motion carried.

Minutes:

Motion by Carland, seconded by Warsecke, to approve the regular session minutes of May 8, 2017 as presented. Ayes: Carland, Griner, Money, Roelofs, Sauer and Warsecke Nays: None Exc: Jeannot Motion carried.

Motion by Sauer, seconded by Warsecke, to rescind the motion of March 29, 2018 approving the March 13, 2018 minutes. Ayes: Carland, Griner, Money, Roelofs, Sauer and Warsecke Nays: None Exc: Jeannot Motion carried.

Motion by Carland, seconded by Roelofs, to correct the minutes of March 13, 2018 on page 3 stating that the CDBG loan for Crystal Mountain was \$463,370. Ayes: Carland, Griner, Money, Roelofs, Sauer and Warsecke Nays: None Exc: Jeannot Motion carried.

Motion by Griner, seconded by Money, to approve the March 13, 2018 minutes as corrected. Ayes: Carland, Griner, Money, Roelofs, Sauer and Warsecke Nays: None Exc: Jeannot Motion carried.

9:06 a.m. Public Input – None

ELECTED OFFICIALS & DEPARTMENT HEAD COMMENTS

Kyle Rosa, Undersheriff, says thank you to Doug Durand for lunch last week at the Gathering Place in observation of National Police Officer's week. The epoxy floor project has been completed. Officers were called out early Sunday morning to Elberta where there was an altercation and one person was shot in the face; an individual was arrested and is in jail awaiting an arraignment.

Jim Henderson, EMS Director, the new used ambulance is in service now and the staff like it; the state agency inspection went well; EMS appreciation week is this week. They currently have 4 trucks which are road ready.

Comm Sauer asked about security: Jim stated that the door locks are being changed. A new door has been ordered for Station 2 (669).

Comm Money asked how many break-ins have there been? Potentially 1

Comm Roelofs stated that this was discussed at the EMS Advisory meeting last week as well.

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Doug Durand, Benzie Senior Resources, provided his written report and stated that in April they had 376 snow plow trips; expenses are up just under \$9,000. Tax season came to an end with 263 tax returns being prepared.

COMMISSIONER REPORTS

Comm Roelofs reported that he attended the Village of Lake Ann meeting a couple of weeks ago where they discussed tree removal, road repairs, site condo – 10 unit – in the village. 911 Advisory met last week. EMS Advisory and he reported that the EMS has a new training leg for education on stopping bleeds.

Comm Warsecke reported that he attended the Colfax Township meeting, Solid Waste Advisory meeting, and that the Inland Township fundraiser had 19 people that gave blood and the propane fills raised just over \$3,000 for the fire department. He attended a school safety meeting yesterday.

Comm Money stated that he attended the Village of Honor meeting and they are working out an agreement with the Land Bank Authority to use the first 20 feet of the Question Mark building site for park benches and flowers. He attended the Homestead Township ZBA meeting regarding St. Ambrose and there are lawyers involved now – they need an outcome.

Comm Carland reported that he has been accused of corruption, unethical behavior and discriminatory remarks regarding the Airport – he provides a letter from the State of Michigan regarding the Corrective Action Plan from September 2017 – all issues have been taken care off. He also presented an email from Randy Collier with MDOT from October 2017 – the airport has regained their utility easement. He also presented a report from Avfuel Corporation – this will be taken care of within the next month.

Comm Griner reported that he has only been to one meeting of the Frankfort school board but will be attending more; he attended Centra Wellness on the 10th, attended the City of Frankfort meeting on the 15th, the Benzie Senior Resources on the 16th and on the 21st he went to the morgue in Mecosta County with Northern Michigan Counties. He stated that the medical examiner position is mandated by the State Constitution and the Prosecuting Attorney has to approve of the system that you use. Autopsies are now done right here in Benzie County.

Chairman Sauer reported that he attended the MAC Workers Comp meeting and stated that their audit went well. There are some educational opportunities through MAC for us to use. They also have a safety grant program for up to \$5,000. Betsie Valley Trail received \$30,500 in grants to use for signage, but the signage has to be approved by the DNR. Railroad Point, Conservancy property, they are wanting to build a walkway up toward Mollineaux Road, but there may be a few issues with the permitting. Thompsonville has started their water main replacement project. Elberta is waiting for the Governor to sign the National Resources Trust Fund grant release. He attended the Networks Northwest discussion regarding short-term rentals.

COUNTY ADMINISTRATOR'S REPORT

- Provided a written report dated May 16, 2018
- Opioid Litigation meeting – there will be significant time spent to gather the information needed for reimbursement. The resolution you passed stated that any revenues received for

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reimbursement, would be used to help those in Benzie County with the fight against these drugs.

- He attended a local college access meeting – for post-secondary education – not a 4-year degree not an Associate's degree.
- Dinger lawsuit complaint regarding removal of animals.
- Initial budget reviews are being set up.

FINANCE

Bills: Motion by Warsecke, seconded by Money, to approve payment of the bills from May 8, 2018 to May 22, 2018 in the amount of \$265,127.26. Roll call. Ayes: Carland, Griner, Money, Roelofs, Sauer and Warsecke Nays: None Exc: Jeannot Motion carried.

Michelle Thompson, County Treasurer, reported that there are just two pieces of property remaining that will be going to the foreclosure land sale in Manistee.

ELECTED OFFICIALS AND DEPT HEADS (cont.)

Frank Post, Emergency Management, provided a written report and spoke regarding various items on that report.

9:58 a.m. Break

10:05 a.m. Reconvene

Jennifer Berkey, MSUE District 3 Coordinator, presented the Annual Report of Accomplishments for 2017-18 by power point. She stated that the return on investment – every \$1.00 invested in MSU providing education to residents of Benzie County is about \$6.00. She spoke regarding 4H; Health and Nutrition; Social Emotional Health; Agriculture and Agribusiness; Horticulture; MSU Product Center in Benzie County for businesses.

10:22 a.m. Laura Galbraith, Venture North – Public Hearing for Close Out of Sleeping Bear Apiaries They manage the CDBG loan funds for Benzie County and stated that we have a successful project to highlight for Sleeping Bear Apiaries. We helped with a \$70,000 loan to hire two full-time employees with 2 years to hire, but they have done that now due to the success of the business. Those funds were used to purchase honey and machinery and equipment. Today is an opportunity for the citizens to ask questions.

Michael Altesleben, this loan has helped expand distribution. They are currently distributing in the Carolina's, Georgia, Florida and Tennessee. They are in the process of expanding to Colorado and New York. This loan allowed us to buy 5,000 gallons of fermentation capacity and hire two full-time staff to the sales team.

Comm Roelofs asked if you are broadening products – we just began producing beer.

Comm Money asked name of beer – Bro's Beer and they now make six different beers.

Motion by Griner, seconded by Money, to open the Public Hearing. Ayes: Carland, Griner, Money, Roelofs, Sauer and Warsecke Nays: None Exc: Jeannot Motion carried.

15 people are present.

Comm Carland inquired about the honey purchase – one-time purchase of the honey? Not sure

Comm Griner stated that he toured the facility 4 – 5 months ago.

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Comm Money stated that the management team also put in a disc golf game at no ~~change~~ charge to use.

10:33 a.m. Public Hearing Closed

COMMITTEE OF THE WHOLE

Motion by Griner, seconded by Roelofs, to approve items 1 – 4 of the May 8, 2018 Committee of the Whole Consent Calendar as presented. Roll call. Ayes: Carland, Griner, Money, Roelofs, Sauer and Warsecke Nays: None Exc: Jeannot Motion carried.

COMMITTEE APPOINTMENTS

Parks & Rec: Motion by Roelofs, seconded by Carland, to accept the resignation of Ann Bourne from the Parks and Recreation Commission, with the County Administrator to send a letter of thank you. Ayes: Carland, Griner, Money, Roelofs, Sauer and Warsecke Nays: None Exc: Jeannot Motion carried.

Comm Carland suggests that an article be written for the local paper detailing what Ann has done and what the Parks Commission does with the hopes of drawing someone passionate about parks and recreation.

ACTION ITEMS:

2% Grant Application BSR: Motion by Money, seconded by Griner, to approve the 2% grant application to the Grand Traverse Band on behalf of Benzie Senior Resources in the amount of \$16,000, authorizing the chairman to sign. Roll call. Ayes: Carland, Griner, Money, Roelofs, Sauer and Warsecke Nays: None Exc: Jeannot Motion carried.

2018-015 Point Betsie Resolution: Motion by Carland, seconded by Money, to adopt resolution 2018-015 to Support the Friends of Point Betsie Lighthouse Application to the Michigan Council for Arts and Cultural Affairs, authorizing the chairman to sign. Roll call. Ayes: Carland, Griner, Money, Roelofs, Sauer and Warsecke Nays: None Exc: Jeannot Motion carried.

10:46 a.m. Doug Durand, Benzie Senior Resources, Senior Needs Assessment

Mr. Durand requests funds from the Commission on Aging fund balance to have a Senior Needs Assessment completed. We are an aging population. Fastest growing age bracket is 80 and older. We need to know what the seniors of today and in the future need.

Comm Money asked the amount you are asking for? Estimated cost of \$8,000 to \$10,000. How much interest does the Sears Estate earn in the last year? Ms. Thompson reported, Not very much. Chairman Sauer indicated that the last needs assessment was done in 2014 and he would think that 10 years would be the time to do another one. Mr. Durand stated that the prior assessment didn't ask about senior centers – would they like one central site or multi-sites or satellites around the county. Mr. Deisch asked where are you asking the funds to come from? Mr. Durand stated that until what he found out today, he was asking from the old Sears Estate funds.

Chairman Sauer stated that if you put it off for a couple of years, you will have Sears Estate funds and we will know more about the Thompsonville Community Center. If we push too hard, are we prepared for you outgrowing your millage? Mr. Durand says that is the beauty of an assessment – it helps guide you for future planning.

Mr. Deisch asked about a hybrid approach – BOC part and COA part.

Michelle Thompson, County Treasurer, stated that as of 9/30/17 there is a fund balance of \$328,000. \$235,000 is now spoken for to put back in the Sears Estate Endowment, so there is still \$103,000.

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Motion by Carland, seconded by Money, to authorize the expenditure to fund the Needs Assessment from the Commission on Aging Fund Balance. Roll call. Ayes: Carland, Griner, Money, Roelofs, Sauer and Warsecke Nays: None Exc: Jeannot Motion carried.

ACTION ITEMS (cont.)

Excessive Force Policy: Motion by Carland, seconded by Money, to adopt the Excessive Force Policy as presented, authorizing the chairman to sign. Roll call. Ayes: Carland, Griner, Money, Roelofs, Sauer and Warsecke Nays: None Exc: Jeannot Motion carried.

Non-Discrimination on Basis of Handicap Policy: Motion by Carland, seconded by Money, to adopt the Non-Discrimination on Basis of Handicap Policy as presented, authorizing the chairman to sign. Roll call. Ayes: Carland, Griner, Money, Roelofs, Sauer and Warsecke Nays: None Exc: Jeannot Motion carried.

Residential Anti-displacement and Relocation Plan Policy: Motion by Carland, seconded by Money, to adopt the Residential Anti-displacement and Relocation Plan under Section 104(d) of the Housing and Community Development Act of 1974, as Amended, authorizing the chairman to sign. Roll call. Ayes: Carland, Griner, Money, Roelofs, Sauer and Warsecke Nays: None Exc: Jeannot Motion carried.

Grievance Procedure under Section 504 of the Rehabilitation Act of 1973 Policy: Motion by Carland, seconded by Griner, to adopt the Grievance Procedure under Section 504 of the Rehabilitation Act of 1973 as presented, authorizing the chairman to sign. Roll call. Ayes: Carland, Griner, Money, Roelofs, Sauer and Warsecke Nays: None Exc: Jeannot Motion carried.

Economic Opportunities Policy for Section 3 Covered Contracts Policy: Motion by Carland, seconded by Money, to adopt the Economic Opportunities Policy for Section 3 Covered Contracts as presented, authorizing the chairman to sign. Roll call. Ayes: Carland, Griner, Money, Roelofs, Sauer and Warsecke Nays: None Exc: Jeannot Motion carried.

Coykendall MERS Service Credit: Mr. Deisch stated that our Plan Document with MERS states that the county must do this; the cost is \$636.00 up-front dollars now.

Motion by Roelofs, seconded by Money, to approve seven (7) months of part time service credit be purchased for Sherry Coykendall in the amount of approximately \$636.00, which will add approximately \$16,321 to actuarial Accrued Liability. Roll call. Ayes: Carland, Griner, Money, Roelofs, Sauer and Warsecke Nays: None Exc: Jeannot Motion carried.

FOIA Appeal: Maridee stated that 3 of the 4 requests were complied with and she stated that the other one she felt was an invasion of privacy to give that information out; Mr. Figura stated that we can give the requestor the information.

Motion by Carland, seconded by Griner, to grant the FOIA appeal as requested Roll call. Ayes: Carland, Griner, Money, Roelofs, Sauer and Warsecke Nays: None Exc: Jeannot Motion carried.

Regional MAC Summits scheduled for this summer. Comm Sauer and Carland will attend June 18 in Gaylord.

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PRESENTATION OF CORRESPONDENCE

- Little Platte Lake elevation report for April 2018 received.
- Crystal Lake elevation report for April 2018 received.
- Alger County resolution regarding Michigan Indigent Defense Commission received.
- Roscommon County resolution regarding Michigan Indigent Defense Commission received.
- Road Commission minutes of April 26, 2018 received.
- Cheboygan County resolution regarding Double-crested Cormorants.

UNFINISHED BUSINESS – None

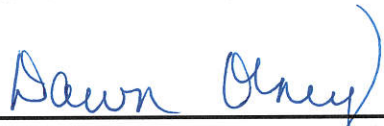
NEW BUSINESS – None

11:32 a.m. Public Input

Comm Money attended the Memorial held on Saturday for Ed Carter and stated that Comm Roelofs did a very nice job; it was very impressive.

Comm Roelofs stated that it was his first Memorial Ceremony and Gaylord Jowett also had a lot to do with it, as well as Doreen. I did have a lot of help. The Memorial Day Ceremony will be held at Noon at the Veteran's Memorial.

Motion by Carland, seconded by Griner, to adjourn at 11:33 a.m. Ayes: Carland, Griner, Money, Roelofs, Sauer and Warsecke Nays: None Exc: Jeannot Motion carried.


Gary G. Sauer – Chair
Dawn Olney, Benzie County Clerk

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1. Approved the agenda as amended by adding FOIA Appeal as number 9 on Action Items.
2. Approved the regular session minutes of May 8, 2017 as presented.
3. Approved to rescind the motion of March 29, 2018 approving the March 13, 2018 minutes.
4. Approved to correct the minutes of March 13, 2018 on page 3 stating that the CDBG loan for Crystal Mountain was \$463,370.
5. Approved the March 13, 2018 minutes as corrected.
6. Approved payment of the bills in the amount of \$265,127.26.
7. Public hearing held to Close Out Sleeping Bear Apiaries CDBG Loan.
8. Approved items 1 – 4 of the May 8, 2018 COTW Consent Calendar as presented.
9. Accepted the resignation of Ann Bourne from the Parks and Recreation Commission, with the County Administrator to send a letter of thank you.
10. Approved the 2% grant application to the Grand Traverse Band on behalf of Benzie Senior Resources in the amount of \$16,000.
11. Adopted resolution 2018-015 to Support the Friends of Point Betsie Lighthouse Application to the Michigan Council for Arts and Cultural Affairs.
12. Authorized the expenditure to fund the Needs Assessment from the Commission on Aging Fund Balance.

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13. Adopted the Excessive Force Policy as presented.
14. Adopted the Non-Discrimination on Basis of Handicap Policy as presented.
15. Adopted the Residential Anti-displacement and Relocation Plan under Section 104(d) of the Housing and Community Development Act of 1974, as Amended.
16. Adopted the Grievance Procedure under Section 504 of the Rehabilitation Act of 1973 as presented.
17. Adopted the Economic Opportunities Policy for Section 3 Covered Contracts as presented.
18. Approved seven (7) months of part time service credit be purchased for Sherry Coykendall in the amount of approximately \$636.00, which will add approximately \$16,321 to actuarial Accrued Liability.
19. To grant the FOIA appeal as requested.

Committee of the Whole

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Motion by Griner, seconded by Roelofs, to approve the Committee of the Whole Consent Calendar as follows:

1. To adopt the Marine Fund 220 Budget as presented.
2. To apply for a 2% Grand Traverse Band Grant for school security as presented, authorizing the chairman to sign, with local match to come from the schools.
3. To approve the 2017-18 Budget Amendment for 214 EMS in the amount of \$55,960.00 as presented.
4. To authorize the County Treasurer to invest \$235,000 of the Sears Estate funds into an investment that would make \$4,000-6,000 annually.