

Regular Session of the Board of County Commissioners for the County of St. Joseph, State of Michigan, was held in the Commissioners' Room, Courthouse at the Village of Centreville, Michigan on March 21, 2006, at 5:00 p.m.

Chairman Bordner called the meeting to order.

The Invocation was given by Commissioner Pueschel.

The Pledge to the American Flag was given.

The Clerk, Pattie S. Bender, called the roll and the following Commissioners were present:

Eric Shafer	Michael D. Dunlap
Robin Baker	Monte Bordner
David J. Pueschel	John L. Dobberteen

Absent: Gerald E. Loudenslager

Also present were Judy West-Wing, Administrator/Controller, Dan Carey, Finance Director and Charles Cleaver, Human Resource Director.

AGENDA

Ms. West-Wing asked that after the second citizens' comments that a closed session be added for the purpose of property acquisition.

It was moved by Commissioner Dobberteen and supported by Commissioner Dunlap that the agenda be approved as amended. Motion carried.

MINUTES APPROVED

It was moved by Commissioner Dobberteen and supported by Commissioner Shafer that the minutes for March 7, 2006 be approved. Motion carried.

COMMUNICATIONS

1. Letter from the Michigan Association of Counties, Re: MAC Legislative Updates, March 10 and March 17, 2006.
2. Letter from Genesee County Board of Commissioners, Re: Support for HB 5831 and HB 5832 which will allow County Board of Commissioners the option to assume the duties of the County Road Commission.
3. Minutes of the Department of Human Services Board meeting of January 24, 2006.
4. Minutes of the Commission on Aging Board meeting of February 15, 2006.
5. Minutes of the Southwest Michigan Substance Abuse Advisory Council meeting of February 13, 2006.

It was moved by Commissioner Dobberteen and supported by Commissioner Shafer that the communications be accepted and placed on file. Motion carried.

CITIZENS' COMMENTS

Ray Cox, 25786 Rainbow Drive, Sturgis - Sand Lake - addressed concerns that he has regarding the dam on Lake Templene. He is concerned that residents of Sand Lake may pay assessments on the dam on Lake Templene if the dam is purchased.

Jack Rote, 61996 Bayshore Drive, Sturgis - Lake Templene - stated that he is representing the residents of Lake Templene. He referred to the Inland Lake Level Act regarding the County's obligation to inspect all dams in the County. He says that the property owners on Lake Templene have no dispute with a special assessment district being established to maintain the dam and as a result maintaining the lake level as required by court order. Their concern is that they do not believe that the County needs to purchase the dam and pass the assessment along to the assessment district.

Except for the last inspection of this dam there were no problems with the County inspecting the dam since 1970. He believes that that sets a precedent and they contest the County purchasing the dam. He further stated that in the 1970s there was a court order setting the lake level and the Drain Commissioner oversees all lake levels as ordered by the Court.

On July 1, 2004 there was a hearing in Circuit Court on the Special Assessment District stating that everyone affected should pay. They have recently requested a copy of the court transcript of that hearing.

The presiding Judge ordered the Drain Commissioner to acquire the dam and the court cannot mandate that the County own the dam.

Patricia Parker, 25700 Rainbow Drive, Sturgis - Sand Lake - stated that she is protesting any special assessment to property owners on Sand Lake.

LEASE RENEWAL WITH THE ECONOMIC DEVELOPMENT CORPORATION

Ms. West-Wing recommended approval of a lease renewal for the EDC at Annex II for 1 year at \$8.69 per square foot per year.

It was moved by Commissioner Dobberteen and supported by Commissioner Pueschel that the lease renewal with the EDC be approved.

The aye and nay vote was called as follows:

Aye votes cast: 6 - Commissioners Shafer, Dunlap, Baker, Bordner, Pueschel and Dobberteen.

Nay votes cast: 0

Absent: 1 - Commissioner Loudenslager.

Motion carried.

AGREEMENT FOR HOUSING WASHTENAW COUNTY PRISONERS IN ST. JOSEPH COUNTY JAIL

Ms. West-Wing recommended approval of an agreement with Washtenaw County to house their prisoners at \$35 per day pending availability of bed space.

It was moved by Commissioner Dobberteen and supported by Commissioner Baker that the Agreement for Housing Washtenaw County Prisoners in the St. Joseph County Jail be approved.

The aye and nay vote was called as follows:

Aye votes cast: 6 - Commissioners Shafer, Dunlap, Baker, Bordner, Pueschel and Dobberteen.

Nay votes cast: 0

Absent: 1 - Commissioner Loudenslager.

Motion carried.

NOMINATIONS/APPOINTMENTS

Community Mental Health

It was moved by Commissioner Shafer and supported by Commissioner Dobberteen that Betty Massey, Robin Baker, David Pueschel and John Dobberteen be nominated and appointed to the Community Mental Health Board for 3 year terms to expire on March 31, 2009. Motion carried.

COMMITTEE REPORTS

Law Enforcement

Commissioner Dobberteen stated that the next Law Enforcement Committee Meeting is scheduled for Friday, March 24, 2006.

Judiciary

Commissioner Baker stated that the Judiciary Committee had not met.

Physical Resources

Commissioner Shafer stated that the next Physical Resources Committee Meeting is scheduled for Friday, March 24, 2006.

Executive Committee

Commissioner Baker stated that the Executive Committee met on March 16th and discussed the following items:

- security for meetings held after hours.
- Classification and Compensation System.
- Appraiser I position in the Equalization Department.
- Field Appraisal Work Contract.
- Lake Templene Dam.
- Drain Assessments.
- Resolution supporting National County Government Week.
- Resolution supporting the use of bio-fuels.

Website Committee

Commissioner Shafer stated that the Website Committee met this afternoon. The Intranet is progressing; the Sheriff's Deeds will soon be on the Register of Deeds page; and the next meeting is scheduled for June 6th.

PERSONNEL REPORT

Ms. West-Wing presented the following report:

MISCELLANEOUS:

Change the classification title of current job description of Equalization Assistant to Appraiser I. The job requirements and pay grade remain the same.

Cynthia Jarratt, Register of Deeds, will be on medical leave commencing April 17, 2006.

It was moved by Commissioner Dobberteen and supported by Commissioner Shafer that the personnel report be approved. Motion carried.

BUDGET ADJUSTMENT

Ms. West-Wing presented the following report:

FROM APPROPRIATION:

\$30,000.00 from County Road Bridge Appropriation to County Road Bridge Fund.

It was moved by Commissioner Baker and supported by Commissioner Shafer that the budget adjustment be approved. Motion carried.

FINANCE DIRECTOR'S REPORT

Mr. Carey presented the following reports:

Per Diem

Robin Baker - 9 half days 2/22, 2/23, 2/24, 3/3, 3/8, 3/10, 3/15, 3/16 & 3/17/06	\$ 450.00
Michael Dunlap - 6 half days 2/23 x 2, 2/27, 3/1, 3/8 & 3/14/06	300.00
Monte Bordner - 6 half days 3/1, 3/3, 3/9, 3/14 & 3/16/06 x 2 and 6 full days 2/23, 2/27, 3/1 3/13, 3/17 & 3/20/06	870.00
John Dobberteen - 9 half days 2/27, 3/2, 3/3, 3/6 x 2, 3/14, 3/16 & 3/20/06 x 2 & 1 full day 3/13/06	545.00
Gerald Loudenslager - 2 half days 1/24 & 2/15/06 & 1 full day 1/24, 2/7 & 2/14/06	195.00
David Pueschel - 6 half days 1/17, 1/21, 1/26, 1/28, 2/16 & 2/28/06	300.00
Eric Shafer - 2 half days 3/1 & 3/21/06 & 1 full day 3/10/06	<u>195.00</u>
	\$2,855.00

Expenses

Robin Baker	\$ 115.70
Michael Dunlap	60.52
Monte Bordner	287.47
John Dobberteen	71.20
Gerald Loudenslager	42.72
David Pueschel	<u>80.63</u>
	\$ 658.24

It was moved by Commissioner Dobberteen and supported by Commissioner Baker that the per diem and expenses be approved. Motion carried.

Finance Statements

	Revenues	Expenditures
February	\$ 1,134,913	\$ 1,209,777
Year to Date	2,173,809	2,412,053
Period Fund Balance	(\$74,864.00)	

Percent of budget year elapsed year to date.	16.67%
Percent of total budgeted funds earned year to date	15.92%
Percent of total budgeted funds expended year to date	17.67%

It was moved by Commissioner Baker and supported by Commissioner Dobberteen that the financial statements be accepted. Motion carried.

CHAIRMAN'S REPORT

Commissioner Bordner welcomed everyone to the Commission Meeting tonight. The Lake Templene Dam issue was not on the agenda tonight and this issue is a work in progress. There are several extenuating circumstances and it is in the Drain Commissioner's capacity to deal with this issue. If appropriate, this issue will be on a future agenda.

CITIZENS COMMENTS

Tim Carls, 63044 Klinger Lake Road, Centreville asked if the County decides to buy the dam where would the money come from? He also thanked whoever sent him the Road Commission minutes of a particular meeting that he has talked about before. He also made a comment regarding the Road Commissioners' salaries.

CLOSED SESSION

It was moved by Commissioner Dobberteen and supported by Commissioner Shafer that the Board go into closed session for the purpose of property acquisition.

The aye and nay vote was called as follows:

Aye votes cast: 6 - Commissioners Shafer, Dunlap, Baker, Bordner, Pueschel and Dobberteen.

Nay votes cast: 0

Absent: 1 - Commissioner Loudenslager.

Motion carried.

OPEN SESSION

The Board resumed business in open session.

ADJOURNMENT

It was moved by Commissioner Dobberteen and supported by Commissioner Shafer that the St. Joseph County Board of Commissioners adjourn until April 4, 2006 at 5:00 p.m. Motion carried.

Pattie S. Bender, County Clerk

Monte Bordner, Chairman