

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 May 3, 2010, at 5:00 p.m.

Chairman Michael Dunlap called the meeting to order.

The Invocation was given by Commissioner Shaffer.

The Pledge to the American Flag was given.

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

Rick Shaffer	Gerald E. Loudenslager
Michael D. Dunlap	Robin Baker
Jerry Ware	John L. Dobberteen
David J. Pueschel	

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

AGENDA

It was moved by Commissioner Baker and supported by Commissioner Ware that the agenda be approved. Motion carried.

CLOSED SESSION MINUTES APPROVED

It was moved by Commissioner Shaffer and supported by Commissioner Ware that the minutes for the closed session on April 20, 2010 be approved. Motion carried.

MINUTES APPROVED

It was moved by Commissioner Pueschel and supported by Commissioner Ware that the minutes for April 20, 2010 be approved. Motion carried.

COMMUNICATIONS

1. Letter from the Michigan Association of Counties, Re: MAC Legislative Update, April 30, 2010.
2. Letter from Mottville Township, Re: Notice of public hearing on June 10, 2010 to consider an Industrial Facilities Exemption Certificate to Coppercoin Holding, LLC and to The Anderson's, Inc.
3. Letter from Representative Matt Lori, Re: Thank you for St. Joseph County's resolution regarding stopping the migration of Asian Carp.
4. Press Release from Department of Veterans Affairs, Re: St. Joseph County Veterans received \$11,243,000 of assistance from the Department of Veterans Affairs during the fiscal year that ended September 30, 2009.
5. Copy of letter from Tim Carls to Congressman Upton, Re: Florence and Nottawa Townships.
6. Resolution from Oceana County, Re: Stop the migration of the Asian carp into the Great Lakes.
7. Resolution from Bay County, Re: Proposal to reduce Secondary Road Patrol funding.
8. Resolution from Midland County, Re: Statutory Mandates.
9. Minutes of the Community Mental Health Board meeting of March 30, 2010.
10. Minutes of the Department of Human Services Board meeting of March 23, 2010.

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

CITIZENS COMMENTS

Maury Kaercher, Michigan State University Extension Director, stated that he wanted to share some comments. He has no real definitive answers on the reorganization that will be effective July 1st. Brad Neumann will become the District Coordinator for a 7 county district. They are trying to get the main office for the district

in Centreville. If that happens they hope that they will have a strong presence here. MSUE has a long history in St. Joseph County. He stated that they have a strong youth program; they work with farmers and collaborate with various agencies. He does not know for sure what he will be doing after July 1st.

2009 SHERIFF'S DEPARTMENT ANNUAL REPORT

Sheriff Balk gave an overview of the 2009 Annual Report for the Sheriff's Department. He stated that 2009, being his first year in office, was a definite learning experience. He had no idea of everything that goes on at the Sheriff's Department. It has been a positive experience. He thanked the Commissioners for helping them get through the transition. The Administrator has also been a great help.

Sheriff Balk stated that he attended the Michigan Sheriffs' Association school and Mark Lillywhite attended the Undersheriffs' school. Captain Schuler attended a Jail Administration school.

In 2009 they negotiated with the unions and now have 12 hour shifts for Road Patrol which has been very positive. They also negotiated with the union for part time help and that is going very well too.

He stated that he has a wonderful staff that is very experienced. He encouraged the Commissioners to come out to the Sheriff's Department for a tour.

They also negotiated a mental health program at the jail with Dr. Greene.

They also changed over the radios in the cars and boats.

The Friend of the Court officer is now hired through the Sheriff's Department.

This year they will be updating their firearms.

Sheriff Balk stated that there is an increase in methamphetamine in the County, now we rank #3 in the State. But, they are thinking outside of the box to come up with solutions to the growing problem.

The Sheriff's Department is working with the Courts and Mental Health with programs for users and makers of meth such as boot camp.

Sheriff Balk stated that they applied for several grants in 2009. They received a \$20,000 Highway Safety Grant for accident reconstruction tools to use some of which will provide technical measurements. They received a \$14,000 Byrne Grant for drug enforcement and \$260,000 for a "Kilowatts for Cops" grant for energy savings at the jail. They are currently applying for a \$15,000 technology grant. They also applied for a grant for a school liaison person that was not awarded.

He also stated that Captain Jason Bingaman and Undersheriff Mark Lillywhite attended command staff school.

He and Captain Schuler attended a small jail training in Denver put on by the Department of Justice on fire and security safety at the jail.

Deputies Vanderbrink and Jeffery Bingaman replaced him and Undersheriff Lillywhite last year on the road patrol.

They reduced the hours in the Court Security schedule.

Sheriff Balk further stated that accidents are down, but productivity is up. They are short a couple of road patrol deputies and they could surely use them.

He lauded the Victim Services Unit who are an invaluable asset to them during fires and other tragedies as they help the victims.

Sheriff Balk stated that the reserves put in thousands of hours and are a great backup to the regular officers. They also utilize the dive/rescue unit and the mounted division.

There were 143 more complaints in 2009 than in 2008 and he does not see that slowing down, but they need bodies to keep the citizens safe. He predicts that there will be less State Police troopers on the road.

Commissioner Shaffer stated that Sheriff Balk is doing a nice job and asked about the posse and were they losing members.

Sheriff Balk responded that the posse has to be trained too and they did have 4 call outs in 2009.

Commissioner Shaffer also asked about forfeitures and whether or not they were up or down.

Sheriff Balk stated that they were way up.

Commissioner Loudenslager stated that he was doing a fantastic job. He stated that the mental health issue at the jail was resolved because of the tenacity of both Sheriff Balk and Undersheriff Lillywhite.

Commissioner Ware stated that they are working very hard on the "Kilowatts for Cops" grant, it is well thought out and they are documenting everything very well.

Commissioner Pueschel stated that they are doing a good job.

Chairman Dunlap echoed everyone's comments.

It was moved by Commissioner Baker and supported by Commissioner Dobberteen that the 2009 Annual Report for the Sheriff's Department be accepted. Motion carried.

PROBATE COURT'S ANNUAL REPORT

Probate Judge Shumaker gave an overview of the annual report for 2008 and 2009. He introduced Eva Sylvester, Probate Register.

He stated that their work is not too exciting and they deal with people mostly behind the scene. They work with people all the time and act as a safety net on a whole lot of issues.

Judge Shumaker further stated that both Eva Sylvester and Bonnie Walter, who is the Deputy Register, coordinate many things with a lot of people.

Probate Court deals with conservatorships which are for people that are still alive and they also do guardianships for underage children and they check on them twice per year.

Judge Shumaker added that Mrs. Sylvester has established protocols to help vulnerable adults and stated that there are more of these people now than there used to be.

Commissioner Dobberteen stated that he appreciates the work that the Judge and Probate Court staff do and that he knows that they save money when they can.

Commissioner Shaffer stated that he misses the times that he used to have with him discussing foster care issues.

Commissioner Loudenslager stated that the Judge does a good job taking care of the children and the elderly.

Commissioner Pueschel said that he also does a good job with adoptions.

It was moved by Commissioner Loudenslager and supported by Commissioner Shaffer that the Probate Court Annual Report be accepted. Motion carried.

VICTIM RIGHTS GRANT AMENDMENT NO. 1

Mrs. West-Wing stated that the Victim Rights Grant needs to be amended because the Michigan Department of Community Health is increasing the grant to \$58,863.00 beginning with FY2010.

It was moved by Commissioner Dobberteen and supported by Commissioner Loudenslager that the Victim Rights Grant Amendment No. 1 be approved.

The aye and nay vote was called as follows:

Aye votes cast: 7 - Commissioners Shaffer, Loudenslager, Dunlap, Baker, Ware, Pueschel and Dobberteen.

Nay votes cast: 0

Motion carried.

INTERGOVERNMENTAL FUNDING AGREEMENT FOR 2009 HOMELAND SECURITY GRANT

Ms. West-Wing stated that this is a renewal of an agreement that we have had with VanBuren County. VanBuren County acts as the fiduciary for the Homeland Security Grant.

It was moved by Commissioner Baker and supported by Commissioner Loudenslager that the Intergovernmental Funding Agreement for the 2009 Homeland Security Grant be approved.

The aye and nay vote was called as follows:

Aye votes cast: 7 - Commissioners Shaffer, Loudenslager, Dunlap, Baker, Ware, Pueschel and Dobberteen.

Nay votes cast: 0

Motion carried.

OUT-OF-STATE TRAVEL REQUEST FROM ANIMAL CONTROL

Ms. West-Wing stated that Tom Miller, Animal Control Director, is requesting permission to attend the National Animal Control Training Summit in Columbus, Ohio on May 21 and 22. The costs are all paid for by the State association and the only cost to the County is his wages.

It was moved by Commissioner Pueschel and supported by Commissioner Loudenslager that the request from Tom Miller to attend a conference in Columbus, Ohio be approved. Motion carried.

NOTTAWA PARK CAMPGROUND ATTENDANT AGREEMENT

Ms. West-Wing presented the Nottawa Park Campground Attendant Agreement for approval. This is between the County and Denise and Ronald Franklin.

It was moved by Commissioner Shaffer and supported by Commissioner Ware that the Nottawa Park Campground Attendant Agreement be approved.

The aye and nay vote was called as follows:

Aye votes cast: 7 - Commissioners Shaffer, Loudenslager, Dunlap, Baker, Ware, Pueschel and Dobberteen.

Nay votes cast: 0

Motion carried.

CADE LAKE PARK CAMPGROUND ATTENDANT AGREEMENT

Ms. West-Wing presented the Cade Lake Park Campground Attendant Agreement for approval. This is between the County and Rodney and Linda Mills.

It was moved by Commissioner Dobberteen and supported by Commissioner Ware that the Cade Lake Park Campground Attendant Agreement be approved.

The aye and nay vote was called as follows:

Aye votes cast: 7 - Commissioners Shaffer, Loudenslager, Dunlap, Baker, Ware, Pueschel and Dobberteen.

Nay votes cast: 0

Motion carried.

COURTHOUSE CHIMNEYS AND BELL TOWER REPAIRS

Ms. West-Wing stated that there are repairs that need to be made on the Courthouse chimneys and bell tower. Mihm Enterprises, Inc. did the original work in 2000. Because of a moisture problem in the Commission Room, a representative from Mihm Enterprises found that a nail was protruding from the membrane on the roof. He temporarily fixed the problem and will fix it correctly later. Luckily we are under a 10 year warranty which expires in October of this year. When he discovered the problem he found a number of other issues with brick work, cornices and the chimneys. He submitted a proposal to fix all the problems for a cost of \$50,665.00. If more than 100 bricks are needed to repair the site, then the additional bricks and associated work will be \$26 each.

Ms. West-Wing recommended that the County accept the proposal from Mihm Enterprises, Inc. without seeking other bids. She stated that in order to fairly ask for other bids an engineer would have to be hired to inspect the area, develop the request for proposals, review and recommend a bid and oversee the project. The estimated cost of that would be between \$10,000 and \$14,000.

She stated that Mihm has done an outstanding job for the County, they do quality work, they have longevity in the business, specialize in historic building preservation, and the Courthouse is a difficult building on which to work. She added that the Physical Resources Committee is also recommending that we accept the proposal from Mihm Enterprises, Inc.

Commissioner Ware added that he and Commissioner Dunlap went up to the bell tower area and could see where the work needs to be done and that the flashing that they saw was rusted through. He also stated that the chimney caps need to be placed over the ledge of the chimneys.

It was moved by Commissioner Loudenslager and supported by Commissioner Ware that the County accept the proposal from Mihm Enterprises, Inc. for repairs to the Courthouse chimneys and bell tower areas for a cost of \$50,665.

The aye and nay vote was called as follows:

Aye votes cast: 7 - Commissioners Shaffer, Loudenslager, Dunlap, Baker, Ware, Pueschel and Dobberteen.

Nay votes cast: 0

Motion carried.

AMEND EQUALIZATION REPORT

Ms. West-Wing stated that a factor was applied to Flowerfield Township; therefore the 2010 Equalization Report needs to be amended. The amended report follows:

TOWNSHIP OR CITY	ACRES 100THS	TOTAL REAL PROPERTY VALUATIONS		PERSONAL PROPERTY VALUATIONS		TOTAL REAL PLUS PERSONAL PROPERTY	
		ASSESSED VALUE	EQUALIZED VALUE	ASSESSED VALUE	EQUALIZED VALUE	ASSESSED VALUE	EQUALIZED VALUE
BURR OAK	21.90	\$81,568,850	\$81,568,850	\$2,464,100	\$2,464,100	\$84,032,950	\$84,032,950
COLON	21.03	\$135,274,800	\$135,274,800	\$4,220,200	\$4,220,200	\$139,495,000	\$139,495,000
CONSTANTINE	20.98	\$121,129,200	\$121,129,200	\$27,333,600	\$27,333,600	\$148,462,800	\$148,462,800
FABIUS	20.10	\$211,764,300	\$211,764,300	\$6,532,500	\$6,532,500	\$218,296,800	\$218,296,800
FAWN RIVER	12.26	\$50,334,700	\$50,334,700	\$709,400	\$709,400	\$51,044,100	\$51,044,100
FLORENCE	21.39	\$58,302,100	\$58,302,100	\$1,469,600	\$1,469,600	\$59,771,700	\$59,771,700
FLOWERFIELD	22.79	\$69,488,170	\$69,286,555	\$4,683,794	\$4,683,794	\$74,171,964	\$73,970,349
LEONIDAS	22.65	\$55,343,646	\$55,343,646	\$1,053,600	\$1,053,600	\$56,397,246	\$56,397,246
LOCKPORT	18.15	\$120,086,700	\$120,086,700	\$4,059,400	\$4,059,400	\$124,146,100	\$124,146,100
MENDON	21.69	\$93,242,300	\$93,242,300	\$16,935,400	\$16,935,400	\$110,177,700	\$110,177,700
MOTTVILLE	12.37	\$60,122,800	\$60,122,800	\$10,652,200	\$10,652,200	\$70,775,000	\$70,775,000
NOTTAWA	21.97	\$164,312,100	\$164,312,100	\$3,987,300	\$3,987,300	\$168,299,400	\$168,299,400
PARK	22.26	\$129,424,200	\$129,424,200	\$12,011,500	\$12,011,500	\$141,435,700	\$141,435,700
SHERMAN	21.00	\$162,593,200	\$162,593,200	\$3,273,100	\$3,273,100	\$165,866,300	\$165,866,300
STURGIS	11.30	\$63,268,875	\$63,268,875	\$2,785,100	\$2,785,100	\$66,053,975	\$66,053,975
WHITE PIGEON	15.03	\$209,845,200	\$209,845,200	\$30,073,400	\$30,073,400	\$239,918,600	\$239,918,600
STURGIS CITY	0.00	\$212,632,700	\$212,632,700	\$59,712,500	\$59,712,500	\$272,345,200	\$272,345,200
THREE RIVERS	31.33	\$169,525,100	\$169,525,100	\$60,435,900	\$60,435,900	\$229,961,000	\$229,961,000
	338.20	\$2,168,258,941	\$2,168,057,326	\$252,392,594	\$252,392,594	\$2,420,651,535	\$2,420,449,920

	AGRICULTURE	COMMERCIAL	INDUSTRIAL	RESIDEN'TL	DEVELOP- MENTAL	TOTAL REAL PROPERTY
BURR OAK	\$32,559,000	\$1,028,800	\$1,097,600	\$46,883,450		\$81,568,850
COLON	\$35,170,200	\$4,845,800	\$3,535,300	\$91,723,500		\$135,274,800
CONSTANTINE	\$24,938,300	\$4,889,600	\$26,022,200	\$65,279,100		\$121,129,200
FABIUS	\$15,764,500	\$5,016,000	\$4,905,900	\$186,077,900		\$211,764,300
FAWN RIVER	\$16,796,100	\$1,742,400	\$0	\$31,796,200		\$50,334,700
FLORENCE	\$34,982,200	\$0	\$152,500	\$23,167,400		\$58,302,100
FLOWERFIELD	\$23,923,090	\$1,470,030	\$217,370	\$43,676,065		\$69,286,555
LEONIDAS	\$37,125,046	\$887,300	\$0	\$17,331,300		\$69,286,773
LOCKPORT	\$22,410,700	\$4,588,200	\$971,800	\$92,116,000		\$120,086,700
MENDON	\$33,639,100	\$3,440,000	\$5,250,300	\$50,912,900		\$93,242,300
MOTTVILLE	\$16,456,300	\$2,315,300	\$12,177,600	\$29,173,600		\$60,122,800
NOTTAWA	\$39,881,200	\$16,750,600	\$249,200	\$107,431,100		\$164,312,100
PARK	\$36,591,400	\$6,276,600	\$5,712,400	\$80,843,800		\$129,424,200
SHERMAN	\$22,924,500	\$1,437,600	\$187,000	\$138,044,100		\$162,593,200
STURGIS	\$17,458,200	\$11,613,000	\$2,082,300	\$31,545,275	\$570,100	\$63,268,875
WHITE PIGEON	\$19,318,500	\$11,972,900	\$9,004,700	\$169,549,100		\$209,845,200
STURGIS CITY	\$611,400	\$44,403,300	\$52,491,800	\$115,126,200		\$212,632,700
THREE RIVERS	\$0	\$61,004,900	\$33,818,000	\$74,702,200		\$169,525,100
	\$430,549,736	\$183,682,330	\$157,875,970	\$1,395,379,190	\$570,100	\$2,168,057,326

	AGRICULTURE	COMMERCIAL	INDUSTRIAL	RESIDENTIAL	DEVELOP- MENTAL	TOTAL REAL PROPERTY
BURR OAK	\$32,559,000	\$1,028,800	\$1,097,600	\$46,883,450		\$81,568,850
COLON	\$35,170,200	\$4,845,800	\$3,535,300	\$91,723,500		\$135,274,800
CONSTANTINE	\$24,938,300	\$4,889,600	\$26,022,200	\$65,279,100		\$121,129,200
FABIUS	\$15,764,500	\$5,016,000	\$4,905,900	\$186,077,900		\$211,764,300
FAWN RIVER	\$16,796,100	\$1,742,400	\$0	\$31,796,200		\$50,334,700
FLORENCE	\$34,982,200	\$0	\$152,500	\$23,167,400		\$58,302,100
FLOWERFIELD	\$23,923,090	\$1,470,030	\$217,370	\$43,877,680		\$69,488,170
LEONIDAS	\$37,125,046	\$887,300	\$0	\$17,331,300		\$55,343,646
LOCKPORT	\$22,410,700	\$4,588,200	\$971,800	\$92,116,000		\$120,086,700
MENDON	\$33,639,100	\$3,440,000	\$5,250,300	\$50,912,900		\$93,242,300
MOTTVILLE	\$16,456,300	\$2,315,300	\$12,177,600	\$29,173,600		\$60,122,800
NOTTAWA	\$39,881,200	\$16,750,600	\$249,200	\$107,431,100		\$164,312,100

	AGRICULTURE	COMMERCIAL	INDUSTRIAL	RESIDENTIAL	DEVELOP- MENTAL	TOTAL REAL PROPERTY
PARK	\$36,591,400	\$6,276,600	\$5,712,400	\$80,843,800		\$129,424,200
SHERMAN	\$22,924,500	\$1,437,600	\$187,000	\$138,044,100		\$162,593,200
STURGIS	\$17,458,200	\$11,613,000	\$2,082,300	\$31,545,275	\$570,100	\$63,268,875
WHITE PIGEON	\$19,318,500	\$11,972,900	\$9,004,700	\$169,549,100		\$209,845,200
STURGIS CITY	\$611,400	\$44,403,300	\$52,491,800	\$115,126,200		\$212,632,700
THREE RIVERS	\$0	\$61,004,900	\$33,818,000	\$74,702,200		\$169,525,100
	\$430,549,736	\$183,682,330	\$157,875,970	\$1,395,580,805	\$570,100	\$2,168,258,941

It was moved by Commissioner Dobberteen and supported by Commissioner Pueschel that the Amended Equalization Report be adopted.

The aye and nay vote was called as follows:

Aye votes cast: 7 - Commissioners Shaffer, Loudenslager, Dunlap, Baker, Ware, Pueschel and Dobberteen.

Nay votes cast: 0

Report adopted.

MAXIMUS AGREEMENT – SCAAP GRANT

Ms. West-Wing stated that we have had an agreement with Maximus to recover funds from the federal government for housing illegal aliens at the jail. Our previous agreement with them would allow them to keep 15% of all of the money recovered from the federal government. This amended agreement states that Maximus will keep \$1,500 per year instead of 15% for these services. She stated that this would be an advantage to the County.

It was moved by Commissioner Ware and supported by Commissioner Shaffer that the Maximus Agreement - SCAAP Grant be approved.

The aye and nay vote was called as follows:

Aye votes cast: 7 - Commissioners Shaffer, Loudenslager, Dunlap, Baker, Ware, Pueschel and Dobberteen.

Nay votes cast: 0

Motion carried.

DRAIN COMMISSIONER - STAFFING REQUEST

Ms. West-Wing stated that a request has been received from the Drain Commissioner to increase the hours for his Deputy from 25 to 40 hours per week to keep up with the workload.

It was moved by Commissioner Ware and supported by Commissioner Shaffer that this request be approved.

Commissioner Dobberteen stated when the previous person left, the Commissioners decided that because of these economic conditions, the replacement would be at a part time level.

He stated that it has been the policy of this Board for the last few years to ask more out of departments using no additional funds.

All other departments have gone above and beyond in meeting this challenge. He believes that the Drain Commissioner is doing a great job as are all other departments.

He is concerned with several issues regarding this request:

- * What kind of message does this send to other departments? Last year 9 positions were cut and more efficiencies were asked for out of the departments that were cut including the Drain office. Now he asked, is the Board midway through the budget year, willing to allow everyone to rehire their decreased or lost employees?
- * If the Board is willing to make this type of decision without even as much as a recommendation from the Administrator then perhaps the Administrator is no longer needed.
- * The Sheriff said that he needs help and it is likely that the judges and the prosecutor could use more help as well. Will more requests, such as this, be forthcoming at the next meeting and how do the Commissioners determine whether or not it is valid?
- * What message does this send to the unions? The County asked for concessions, did they really mean it or is the County actually better off budget-wise than they indicated?

Commissioner Dobberteen further stated that knee jerk decisions like this one are classic reasons the State of Michigan is in the condition that it is.

The last time that he listened to the news nothing had changed, money is not pouring into the County and the Commissioners should not forget the bleak outlook that the Equalization Director reported at the last meeting.

He added that Monday night a work session is scheduled to talk about additional funds for the Child Care Fund and if there is plenty of money to burn we could cancel that meeting.

Commissioner Dobberteen commented that last year the Department of Human Services was \$162,000 over budget in child care expenses and apparently they did not save anything from last year, so this year appears to be a repeat of last year.

He said that gasoline is predicted to get to \$5.00 per gallon this summer and wondered how that would affect the Sheriff's Department Road Patrol.

His final statement was that if the Drain Commissioner is hiring attorneys to help work on a drain project then that can be assessed to each project in turn saving the County at-large. The cost of additional hours in the drain office is borne by the taxpayers and is not recoverable. He said that he has heard that it took 60 years for the drains to get into the current condition and the drain office can prioritize their workload as other offices do. Maybe more hours can be justified, but it should be done in the manner that it is historically done and that is through the budget process.

Commissioner Loudenslager agreed with Commissioner Dobberteen and cannot support this motion at this time.

Commissioner Shaffer stated that he appreciated this issue coming forth but disagreed with Commissioner Dobberteen. He has had many conversations with the Drain Commissioner and his way of operating the office is day and night different from what has been done over the years. He wants to get the work done that is backlogged.

Commissioner Pueschel agrees with all comments made regarding this issue and he also agrees with the concept with how the Drain Commissioner is doing his job.

Commissioner Baker stated that he cannot support this increase in hours at this time.

Commissioner Dobberteen said if this is a filing issue maybe a student or an intern could be hired.

Chairman Dunlap stated that the Drain Commissioner's job is a core function of County Government and the Board approved adding a non-essential job this year in another department, and there is a lot of work that needs to be done in the Drain Office.

It was moved by Commissioner Dobberteen and supported by Commissioner Loudenslager that the motion be amended to add the hiring of 2 road patrol deputies.

Commissioner Dobberteen stated that this sends a message to the community that the Commissioners are concerned about safety.

The aye and nay vote was called as follows:

Aye votes cast: 2 - Commissioners Loudenslager and Dobberteen.

Nay votes cast: 5 - Commissioners Shaffer, Dunlap, Baker, Ware and Pueschel.

Motion defeated.

The aye and nay vote was called for on the original motion to increase the hours of the Deputy Drain Commissioner as follows:

Aye votes cast: 4 - Commissioners Shaffer, Dunlap, Ware and Pueschel.

Nay votes cast: 3 - Commissioners Loudenslager, Baker and Dobberteen.

Motion carried.

COMMUNITY HEALTH AGENCY

Ms. West-Wing stated that at the last meeting the Board approved accepting \$1,000 from the Human Services Commission towards the unemployment expense for 2 laid off workers in the Healthy Family Program for HSC that were employed through CHA. The County agreed to pay \$24,000 towards this expense as well. Since the last meeting, after inquiry, it was discovered that the HSC paid to the CHA an administrative fee for these 2 workers in the amount of \$22,640 for 2009.

She explained if the Board takes no further action we will pay \$24,000 for the unemployment benefits for these 2 workers.

After discussion it was moved by Commissioner Dobberteen and supported by Commissioner Baker that the County cease making payments for these unemployment benefits. Motion carried.

MODIFICATION OF STATE ACT 312 OF 1969
RESOLUTION NO. 10-2010

Commissioner Loudenslager presented the following resolution:

WHEREAS, the St. Joseph County Board of Commissioners believes that the current provisions of State Act 312 of 1969 (the "Act") unreasonably removes control of personnel costs for police and fire from local control; and

WHEREAS, economists who have studied the impact of the Act indicate that the law adds 5% to 10% to the cost of police and fire labor contracts; and

WHEREAS, human resources can account for more than 75% of the costs of a municipality, and over 50% of that typically is for public safety; and

WHEREAS, the Act may only be modified by action of the State of Michigan.

NOW, THEREFORE BE IT RESOLVED, that in consideration of the foregoing the St. Joseph County Board of Commissioners asks that the State immediately enact the following modifications to State Act 312 of 1969:

- Limit the total economic costs of an arbitrator's award to the total percentage of increase of the local units' General Fund Revenue or the Consumer Price Index, whichever is less. In cases where either the General Fund Revenue or the Consumer Price Index is decreased, mandate that the total economic affect of the award reflect those decreases.
- Prohibit awards that change pensions or retiree health care that result in an increase in the unfunded accrued liability of a local unit and for its pension system.
- Prohibit arbitrators from considering unused millage or assessment capacity.
- Eliminate the authority of an arbitrator to grant retroactive wage adjustments.
- Eliminate the authority of an arbitrator to issue any award that extends more than eighteen months from the date of the award.

BE IT FURTHER RESOLVED, that the St. Joseph County Clerk be directed to forward copies of this resolution to Governor Jennifer Granholm, State Representative Matt Lori, State Senator Cameron Brown, the Michigan Association of Counties, and all Michigan counties.

It was moved by Commissioner Loudenslager and supported by Commissioner Dobberteen that the resolution be adopted and 2nd reading waived.

The aye and nay vote was called as follows:

Aye votes cast: 7 - Commissioners Shaffer, Loudenslager, Dunlap, Baker, Ware, Pueschel and Dobberteen.

Nay votes cast: 0

Resolution adopted.

Commissioner Loudenslager added that this is one of MAC's big issues.

NOMINATIONS/APPOINTMENTS

Commission on Aging

It was moved by Commissioner Shaffer and supported by Commissioner Pueschel that Charles Willer, J.D. Yoder, Polly Oliver, Donald Hoffman and Lorrie Witt be nominated and appointed to 2 year terms on the COA and Tim Carmichael be nominated and appointed to a 1 year term on the COA. Motion carried.

Transportation Authority Board

It was moved by Commissioner Dobberteen and supported by Commissioner Loudenslager that Aaron Cullifer be nominated and appointed to the Transportation Authority Board to fill an unexpired term which will expire April 1, 2011. Motion carried.

Road Commission

It was moved by Commissioner Baker and supported by Commissioner Ware that John W. Bippus be nominated and appointed to the Road Commission to fill an unexpired term which will expire December 31, 2014. Motion carried.

COMMITTEE REPORTS

Law Enforcement

Commissioner Loudenslager stated that there was no report.

Judiciary

Commissioner Loudenslager stated that there was no report.

Physical Resources

Commissioner Ware reported on the meeting held on April 22nd mentioning the needed Courthouse and bell tower repairs and also that a cooling system needs to be installed in IT.

Executive Committee

Commissioner Shaffer stated that everyone has a copy of the Executive Committee Meeting minutes of April 30, 2010 and would answer any questions that anyone may have.

PERSONNEL REPORT

Ms. West-Wing presented the following report:

RESIGNATION:

Revise resignation date for Phyllis Lung, Deputy County Clerk/Election Specialist, from May 6 to May 10, 2010. (This was approved by Board on 4/20/10.)

MISCELLANEOUS:

Phyllis Lung has been hired as part-time Deputy Treasurer at \$14.70/hr. (Soltysiak system, grade 5, step 3) effective May 11, 2010.

TEMPORARY/SEASONAL EMPLOYMENT:

Denise Franklin has been hired as seasonal Nottawa Campground Attendant at \$7.75/hr. effective May 31, 2010.

Sherry Bowen has been hired as seasonal Park Maintenance at \$8.00/hr. effective May 11, 2010.

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

REQUISITION

Ms. West-Wing presented the following report:

Three vehicle center consoles for equipment mounting and protection for Sheriff's Department
 (Use of funds from Evercom for capital purchases) \$ 1,785.00

It was moved by Commissioner Dobberteen and supported by Commissioner Loudenslager that the requisition be approved for purchase. Motion carried.

FINANCE DIRECTOR'S REPORT

Mr. Carey presented the following bills for payment:

<u>GENERAL FUND</u>	<u>EXPENDITURES</u>	<u>PAYROLL</u>
Due from State	\$ 3,162.79	\$
Prepaid Insurance	24,966.00	
Due to Townships	36.50	
Appropriations	139,113.25	
County Commission	1,512.20	10,178.73
Circuit Court		20,168.82
District Court	1,005.75	90,418.73
Friend of the Court	237.44	61,943.08
Probate Court	1,477.50	29,374.94
Juvenile Branch	16,420.77	45,039.82
Appeals Court	831.22	77.24
Administration		14,623.95
Elections	468.25	
Finance Department	1,259.91	16,197.67
County Clerk	135.00	34,272.28
Equalization Department	1,139.44	20,587.20
Human Resources	7,209.90	13,065.23
Geographic Information Systems		10,938.88
Prosecutor's Office	1,176.78	53,616.88
Register of Deeds		18,767.67
County Treasurer		23,234.49
Cooperative Extension	1,911.77	12,974.64
Information Technology	\$ 1,188.04	\$ 18,569.85
Buildings & Grounds	5,113.57	16,460.90
Courts Building Security		9,647.22
Drain Commission		5,956.38
Sheriff Department	14,953.03	137,939.05
Sheriff Reserves	1,421.50	112.49
Marine Patrol		855.82
Jail & Turnkey	25,146.88	147,990.08
Planning Commission	527.50	
Emergency Services	94.44	6,468.42
Animal Control	2,149.53	14,485.37
Board of Public Works		1,068.57
Medical Examiners	1,273.60	
Child Care - Probate	4,742.77	511.57
Veterans' Services		2,529.24
Utilities & General Services	18,654.94	
Total	\$ 277,330.27	\$ 838,075.21

<u>OTHER FUNDS</u>	<u>EXPENDITURES</u>	<u>PAYROLL</u>
County Road Commission	\$ 565,310.65	\$
Parks & Recreation	387.60	11,215.45
Emergency 911 Service	15,256.91	80,692.37
Central Dispatch - Wireless	170.00	6,126.75
Meyer Broadway/Coon Hollow Park	571.32	
Cade Lake Park	213.99	
Waste Management Fund		
County Commission	140.00	
Traffic Safety Program Fund	28.50	
Economic Development Fund	35.00	12,382.31
Register of Deeds Automation Fund	9,286.89	
Victims' Rights Advocate Fund		5,027.74
Community Corrections Advisory Board	7,376.67	4,515.17
Community Corrections Program	2,029.57	
Drug Law Enforcement Fund	3,926.47	
Law Enforcement Fund	305.00	22,396.87
Secondary Road Patrol		13,146.77
Homeland Security Grant Fund	7,551.84	5,494.46
Law Library Fund	361.46	
Principal Residence Denial Fund		1,068.52
Commission on Aging	62,173.30	88,905.17
Community Development Block Grant	17,585.00	
Child Care: Probate Court	17,881.40	17,381.92
Veterans' Trust Fund	1,614.61	
Facilities Maintenance Fund	41,364.85	
Forfeiture and Foreclosure Fund	4,909.56	
Tax Payment Fund	5,026.09	
Inmate Store	1,259.74	
Three Rivers Community Center	2,162.80	1,498.74
Long Lake Level Revolving Fund	8.25	
Flexible Benefits Insurance Fund	208,764.73	
Total	\$ 975,702.20	\$ 269,852.24
Grand Total	\$ 1,253,032.47	\$ 1,107,927.45
General Fund Operating Expenditures		
Pre-Authorized	\$221,119.48	
Accounts Payable	<u>56,210.79</u>	
	\$ 277,330.27	
General Fund Payroll Expenditures	\$ 838,075.21	
Other Funds Operating Expenditures		
Pre-authorized	\$969,623.70	
Accounts Payable	<u>6,078.50</u>	
	\$ 975,702.20	
Other Funds Payroll Expenditures	\$ <u>269,852.24</u>	
Total Recorded for the Month	\$ 2,360,959.92	

It was moved by Commissioner Dobberteen and supported by Commissioner Loudenslager that the bills be approved for payment. Motion carried.

Independent Contractor's Agreement

Mr. Carey presented an Independent Contractor's Agreement with Michael Haydon to conduct site visits where there are hazardous materials located as part of the duties of the Local Emergency Planning Committee. This is paid for by a Homeland Security Grant.

It was moved by Commissioner Baker and supported by Commissioner Loudenslager that the Independent Contractor's Agreement with Michael Haydon be approved.

The aye and nay vote was called as follows:

Aye votes cast: 7 - Commissioners Shaffer, Loudenslager, Dunlap, Baker, Ware, Pueschel and Dobberteen.

Nay votes cast: 0

Motion carried.

COMMISSIONERS' COMMENTS

Commissioner Dobberteen stated that MAC has notified them of a bill in the legislature to consolidate 911 centers with under 200,000 in population.

Commissioner Baker stated that he served on the interview committee for the Road Commissioner candidates and there were 11 good candidates.

ADJOURNMENT

It was moved by Commissioner Dobberteen and supported by Commissioner Shaffer that the St. Joseph County Board of Commissioners adjourn until May 18, 2010. Motion carried.

Pattie S. Bender, County Clerk

Michael D. Dunlap, Chairman