

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 June 5, 2012 at 5:00 p.m.

Chairman Rick Shaffer called the meeting to order.

The Invocation was given by Chairman Shaffer.

The Pledge to the American Flag was given.

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

Rick Shaffer	Gerald E. Loudenslager
Allen Balog	Robin Baker
Jerry Ware	Donald Eaton

Absent: John L. Dobberteen

Also present were Judy West-Wing, Administrator/Controller, Elishia Arver, Human Resources Director and Joni Smith, Finance Director.

#### AGENDA

Ms. West-Wing stated that the Sheriff would not present the Annual Report tonight but would at the next meeting.

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

#### MINUTES APPROVED

It was moved by Commissioner Baker and supported by Commissioner Eaton that the minutes for May 15, 2012 be approved. Motion carried.

#### COMMUNICATIONS

1. Copy of letter to Commission on Aging from Sturgis Hospital, Re: In support of a Sturgis Senior Center.
2. Copy of letter to Commission on Aging from Sturgis Area Community Foundation, Re: In support of a Sturgis and Three Rivers Senior Center.
3. Letter from Monte Bordner, Re: Resignation from Transportation Authority Board.
4. Letter from the Michigan Public Service Commission, Re: Notice of public hearing on June 6, 2012 to consider Indiana Michigan Power Company's application to reconcile its Energy Optimization Plan.
5. Letter from the Michigan Public Service Commission, Re: Notice of public hearing on June 11, 2012 to consider Indiana Michigan Power Company's application to reconcile its 2011 PSCR costs and revenues.
6. Resolution from Livingston County, Re: Requesting the Michigan Congressional Delegation prevent the continued loss of Department of Defense force structure and eventual closure of Selfridge Air National Guard Base.
7. Minutes of the Department of Human Services Board meeting of December 20, 2011; January 24, 2012; February 29, 2012 and April 24, 2012.
8. Minutes of the St. Joseph River Basin Commission minutes of March 13, 2012.
9. Newsletter from the Southwest Michigan Land Conservancy - Spring/Summer 2012.

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

#### CITIZENS' COMMENTS

John Nelson, member of the Soil Conservation Board, announced that there will be a river cleanup this Saturday on the Prairie River beginning at 10:00 a.m. in Centreville and ending at Hoshel Road Park around 3:00 p.m.

Mr. Nelson announced that they will be unveiling a new slogan that will hopefully evolve into a state-wide campaign which will attract attention to our County and our efforts trying to clean the 150 miles of rivers.

He stated that he began this effort with a recent graduate art student from Western Michigan University and together they created a logo for a decal to hand out to the volunteers as a way of saying thank you for helping to clean the rivers. Then they met with the Michigan Association of Conservation Districts (MACD) in Lansing and presented the slogan which stated "keepMIriversclean." The association was excited about the slogan and suggested that they consider a broader audience and also to create a "splash page" on the internet. They revised the slogan and secured a domain name for creating the splash page.

This Saturday, June 9th beginning at 4:00 p.m. they will be unveiling their slogan for the first time at Commissioner Eaton's farm on Findley Road. This is an invitation only fundraiser in an effort to raise money to build a foundation for the new slogan. Commissioner Eaton is hosting the event and will provide drinks, food and a band.

Mr. Nelson added that MACD plans to expand the campaign and create a full blown website from our splash page that will serve the entire state and benefit all conservation districts.

He and Commissioner Eaton unrolled the banner with the slogan.

He thanked the Board for their time.

Chairman Shaffer thanked Mr. Nelson for all the conservation district's efforts and applauded all the volunteers that assist with the river cleanups.

Bruce MacKellar introduced John Zirkle who is the new MSUE Agriculture Agent. Mr. Zirkle stated that he is originally from Indiana from a family of farmers on both sides. He has recently attained a Master's Degree from the University of Vermont. He is knowledgeable in the areas of small grains and cover crops and has done some disease research. He is anxious to get acquainted with the people in the community.

#### COMMUNITY HEALTH AGENCY'S DENTAL CLINIC REFINANCING

Gerry Chase from the Northern Health Foundation stated that the major thrust of the Foundation is to arrange for financing of properties for public health agencies. At one time they had 60 projects for which they did financing on behalf of the health agencies. They have secured financing for 2 agencies in St. Joseph County one of them being the public health clinic on the Three Rivers Area Health's campus and the other is the Dental Health/TRH Rural Health Clinic.

The Board of Trustees of the Foundation asked him to check on interest rates to possibly arrange for new financing to save some money. The Dental Health/TRH Rural Health Clinic can be refinanced at a fixed interest rate. He understands that economics run in cycles and that is why he recommends that this project be re-financed at a fixed rate which is lower than it is currently. The financial institution is changing. Mr. Chase stated that eventually the property reverts to the County who in turn gives it to the Three Rivers School System. The Northern Health Foundation provides services at the lowest possible space cost for low income clients.

Commissioner Loudenslager presented the following resolution:

#### RESOLUTION APPROVING BRANCH, HILLSDALE, ST. JOSEPH DISTRICT HEALTH DEPARTMENT PROJECT REFINANCING RESOLUTION NO. 8-2012

A regular meeting of the Board of County Commissioners of the County of St. Joseph, Michigan (the "County") was held in the Commissioners' Room, Courthouse in the Village of Centreville, Michigan, on June 5, 2012, at 5:00 o'clock p.m.

#### RECITALS

1. The County is one of the constituent counties of the Branch, Hillsdale, St. Joseph District Health Department (the "Health Department"), a "district health department" formed by the counties of Branch, Hillsdale and St. Joseph under Section 2415 of Act 368, P.A. 1978, as amended, for the purpose of providing essential health services to residents of those counties.

2. Three Rivers Health (the “Hospital”) is a community-owned, non-profit regional medical center and health care organization located in St. Joseph County, Michigan. The Hospital is controlled by the Three Rivers Area Hospital Authority, which was created by a vote of the people of the City of Three Rivers and Townships of Constantine, Fabius, Lockport, and Park on November 7, 1979. It is also recognized as a tax exempt public charity under Section 501(c) (3) of the Internal Revenue Code. The Hospital is actively in the process of converting its legal status to a Michigan nonprofit corporation with tax exempt public charity under Section 501c(3) of the Internal Revenue Code.

3. On March 30, 2007, NHF Sub St. Joseph, a Michigan nonprofit corporation (the “Issuer”) issued its tax-exempt Limited Obligation Revenue Note in the principal amount of \$1,100,000 (the “Original Note”), which Original Note was issued to finance the construction of an approximately 8,300 square foot public health building for lease to the Hospital (and subleased in part to the Health Department and other governmental and charitable organizations) to satisfy the urgent need of the Hospital and the Health Department for a building to house medical, dental and office facilities for the provision of health care and human services to residents of the County (the “Project”).

4. The Original Note was issued “on behalf of” the County, within the meaning of Section 103 of the Internal Revenue Code of 1986, as amended, pursuant to a Resolution approved by the Board of Commissioners of the County on January 16, 2007 (the “Prior Resolution”), which specifically provided that the County has no financial responsibility whatsoever for payments due under the Original Note, which was primarily payable from and secured by lease payments made by the Hospital and Health Department.

5. Land owned by the Three Rivers Community Schools Board of Education specifically described in Exhibit A, hereto was identified as a desirable site (the “Site”) for the construction of the Project, was acquired by the County and conveyed to the Issuer for purposes of development of the Project, subject to certain reversionary rights of the County.

6. Currently, approximately 6,300 square feet of the Project is occupied by the Hospital, and approximately 2,000 square feet of the Project is subleased by the Hospital to the Health Department.

7. The Original Note, in the remaining outstanding principal amount of approximately \$968,000 initially bore interest at the rate of 4.82% per annum, subject to interest rate readjustments, and has a final maturity date of January 1, 2028.

8. The refinancing of the indebtedness represented by the Original Note is expected to reduce exposure to interest rate fluctuations and, based on prevailing interest rates on tax-exempt obligations, after factoring in any prepayment penalty or premium and costs of refinancing will result in reductions in debt service on an on-going basis, and correspondingly reduce the rent payable by the Hospital and the Health Department, and help preserve the economic viability of the Project and its availability to provide critical public health and human services.

9. It is therefore proposed that:

(i) the Issuer will issue a tax-exempt Limited Obligation Refunding Revenue Note on behalf of the County in a principal amount not to exceed \$1,012,000 (the “2012 Refunding Note”), having a final maturity date not later than January 1, 2028, and the proceeds of which will be used to pay all outstanding principal of and accrued interest on the Original Note, any applicable prepayment penalty or premium, and costs associated with issuance of the 2012 Refunding Note.

(ii) the Issuer will continue to lease the Project to the Hospital pursuant to a restated lease agreement (and the Hospital will continue to sublease approximately 2,000 square feet to the Health Department) the restated lease payments being fixed in amounts sufficient for the Issuer to pay the principal of and interest on the 2012 Refunding Note as such amounts become due, together with the Issuer’s reasonable administrative expenses, but not in excess of the fair market rentals for the Project.

## RESOLUTIONS

The Board of Commissioners of the County adopt the following resolutions:

1. The health care and human services provided by the Hospital and the Health Department and by other governmental or charitable organizations in need of medical and office facilities, constitute an essential public purpose and benefit to the health and welfare of the residents of the County.

2. The Board reaffirms its approval of the non-profit purposes and activities of the Issuer as set forth in its Articles of Incorporation, including the development of the Project and the lease of the Project to the Hospital and the Health Department and other qualified health and human services organizations, if any, with the same remaining lease term as set forth under the original lease. The Issuer was incorporated by private, charitable public health interests, is not an agent or instrumentality of the County, and shall continue to operate independently of any control by the County.

3. The Project and title to the Site shall continue to be subject to the provisions for reversion of title to the County set forth in the Prior Resolution, as set forth in Exhibit B thereto. All references in said reversion provisions to the indebtedness represented by “the Note” or “the Bonds” shall be deemed to refer to the indebtedness represented by the 2012 Refunding Note following issuance of the 2012 Refunding Note and the prepayment of the Original Note, and such refinancing shall not constitute an event giving rise to the reversion of title to the Site and the Project to the County.

4. The County hereby authorizes the Chairperson of the Board and the County Clerk to execute any and all instruments and agreements as may be required to effectuate the issuance of the 2012 Refunding Note upon the terms and provisions contained herein, including, without limitation, a Subordination Agreement subordinating the rights of the County to the liens and claims of the holder of the 2012 Refunding Note until the indebtedness represented by the 2012 Refunding Note is paid in full.

5. The County approves of the issuance of a tax-exempt Limited Obligation Refunding Revenue Note of the Issuer on behalf of the County in a principal amount not to exceed \$1,012,000, for the purpose of paying all outstanding principal of and accrued interest on the Original Note, any applicable prepayment penalty or premium, and costs associated with issuance of the 2012 Refunding Note, which 2012 Refunding Note shall be issued no later than three (3) months from the date hereof, which shall have a final maturity date not later than January 1, 2028 upon substantially the terms set forth in Exhibit C hereto. The County’s approval of the issuance by the Issuer of the 2012 Refunding Note is only to the extent required in order for such debt obligation to be deemed to be issued “on behalf of” the County for purposes of Section 103 of the Internal Revenue Code of 1986, as amended, and the regulations thereunder, and for no other purposes. The 2012 Refunding Note and interest thereon shall be non-recourse obligations of the Issuer, payable solely from the lease payments from the Hospital and the Health Department, and other qualified health and human services organizations occupying the Project as tenants, if any, and secured by a mortgage on the Site and Project and an assignment of such lease payments. The 2012 Refunding Note shall never constitute a general obligation of the County within the meaning of any constitutional, statutory or charter provision or limitation and shall never constitute or give rise to a debt or liability of the County or a charge against the general credit or taxing power of the County. The County disclaims any financial responsibility for repayment of the 2012 Refunding Note, which is to be primarily secured by lease payments made by the Hospital and the Health Department to the Issuer. With respect to the partial funding for the activities of the Health Department from County appropriations, no portion of such appropriations derived from direct County taxation shall be applied toward such lease payments.

6. Upon retirement of the indebtedness represented by the 2012 Refunding Note, the County shall accept title to the Site and the Project (including any additions to the Project) from the Issuer pursuant to the County’s rights of reversion set forth in Exhibit B hereto. The reversion of title of the Project to the County after the retirement of the 2012 Refunding Note shall be as partial consideration, together with the use of the Site and the Project for the provision of essential health and human services in the County, for conveyance of the Site by the County to the Issuer for the acquisition and development of the Project.

7. The County hereby designates the 2012 Refunding Note in the maximum principal amount of \$1,012,000 as a “qualified tax-exempt obligation” for purposes of the deduction of interest expense by financial institutions under Section 265 of the Internal Revenue Code of 1986, as amended.

8. Upon the reversion of the title to the Site and the Project to the County, the County shall at such time evaluate the lease of all or a portion of the Project to the Hospital and the Health Department for their continued use as a health services facility, provided that the County shall have no obligation to enter into such a lease.

9. All resolutions or parts of resolutions insofar as they conflict with the provisions of this resolution be and they are hereby rescinded.

YES: 6 - Commissioners Shaffer, Loudenslager, Balog, Baker, Ware and Eaton

NO: 0 - \_\_\_\_\_

ABSENT: 1 - Commissioner Dobberteen

ABSTAIN: \_\_\_\_\_

RESOLUTION DECLARED ADOPTED.

\_\_\_\_\_  
Pattie S. Bender, County Clerk

STATE OF MICHIGAN )

) ss.

COUNTY OF ST. JOSEPH )

I, Pattie S. Bender, the duly qualified and acting County Clerk of the County of St. Joseph, Michigan, certify that the foregoing is a true and complete copy of a resolution adopted by the Board of County Commissioners at a regular meeting held on June 5, 2012, the original of which is on file in my office and available to the public. Public notice of said meeting was given pursuant to and in compliance with the Open Meetings Act, Act No. 267, Public Acts of Michigan, 1976, including in the case of a special or rescheduled regular meeting, notice by posting at least eighteen (18) hours prior to the time set for said meeting.

Dated: June 5,\_\_\_\_\_, 2012 /s/ Pattie S. Bender, County Clerk

EXHIBIT A – LEGAL DESCRIPTION

The Easterly 300 feet of the South ½ of the North ½ of the Northeast ¼ of the Southwest ¼ of Section 17, Township 6 South, Range 11 West, and the Easterly 300 feet of the North ½ of the North ½ of Northeast ¼ of the Southwest ¼ of Section 17, Township 6 South, Range 11 West.

EXHIBIT B – REVERSION RIGHTS OF COUNTY

UNENCUMBERED TITLE TO AND EXCLUSIVE POSSESSION OF THE SITE (INCLUDING THE PROPERTY REFINANCED BY THE 2012 REFUNDING NOTE TO BE ISSUED BY NHF SUB ST. JOSEPH AND ANY ADDITIONS THERETO) SHALL REVERT TO THE COUNTY UPON THE OCCURRENCE OF ANY OF THE FOLLOWING, WITHOUT ANY DEMAND OR FURTHER ACTION ON THE PART OF THE COUNTY:

1. The Project is not being used on a regular basis for functions of the Hospital or the Health Department (or any successor entities providing substantially the same services), or related health and human services functions of governmental or Section 501(c)(3) organizations.
3. The Hospital and the Health Department are dissolved.
4. Upon payment by NHF Sub St. Joseph of the full indebtedness represented by the 2012 Refunding Note.
5. The County shall have either prepaid the principal of and interest on the 2012 Refunding Note accrued to the date of prepayment, or shall have provided for the payment of the principal of and interest on the 2012 Refunding Note by irrevocably depositing in escrow Government Obligations maturing as to principal and interest in such amounts and at such times as will insure the availability of sufficient moneys to make such payment, and the County shall have paid all necessary and proper fees and expenses incident to such prepayment or defeasance. "Government Obligations" means direct obligations of, or obligations the principal of and interest on which are unconditionally guaranteed by, the United States of America or any agency or instrumentality thereof when such obligations are backed by the full faith and credit of the United States.

PROVIDED, HOWEVER, THE REVERSION RIGHTS OF THE COUNTY ARE SUBJECT AND SUBORDINATE TO THE CLAIMS OF THE HOLDER OF THE 2012 REFUNDING NOTE UNTIL THE INDEBTEDNESS REPRESENTED BY THE 2012 REFUNDING NOTE ISSUED ON BEHALF OF THE COUNTY FOR CONSTRUCTION OF THE PROJECT ON THE SITE ARE PAID IN FULL.

#### EXHIBIT C

Principal Amount: Not to exceed \$1,012,000.

Interest Rate: Not to exceed an initial rate of 3.5% (subject to periodic adjustments based on an independent index, as negotiated).

Maturity Date/Amortization Schedule: Not later than January 1, 2028. Additional notes or bonds issued to finance improvements or additions to the Project or to refund the 2012 Refunding Note or any additional notes or bonds must be discharged no later than the final maturity date of the 2012 Refunding Note, regardless of whether the 2012 Refunding Note is callable at an earlier date.

Purposes: To refinance the acquisition and construction of the Project for the purposes of providing a health and human services building for lease at a more advantageous rental rate to the Hospital and the Health Department and other governmental units and charitable organizations at rates not in excess of fair rental value, to pay any applicable prepayment penalty or premium and costs relating to the issuance of the 2012 Refunding Note, and to fund a reasonably required debt service reserve fund to the extent required in order to market the 2012 Refunding Note. All proceeds of the 2012 Refunding Note (net of the costs of issuance and amounts necessary to fund a reasonably required debt service reserve fund) shall be used for refinancing the construction of the Project and, if applicable, the acquisition of tangible real and tangible personal property. Proceeds may not be used for working capital.

Security:

1. Mortgage on the Site and Project
2. Assignment of Leases
3. 2012 Refunding Note non-recourse as to both NHF Sub St. Joseph and the County.

Prepayment: The terms and conditions of prepayment of the 2012 Refunding Note by the Issuer shall be mutually agreeable to the Issuer and the holder of the 2012 Refunding Note.

Rights of County upon Event of Default: Upon the failure by NHF Sub St. Joseph to pay the principal of or interest on the 2012 Refunding Note or upon any other event constituting an event of default under the 2012 Refunding Note giving rise to acceleration of the 2012 Refunding Note, the County shall have an exclusive option to purchase the Project (including any additions to the Project) for the amount of the outstanding indebtedness and accrued interest to the date of default, which option shall be exercisable for a period of at least 90 days following such default. In the event the County exercises such option, the County shall have a period of at least 90 days from the date of such exercise to purchase the Project.

Rights of County to Prepay and Defeasance 2012 Refunding Note. The County shall have the right to repay or to defease the 2012 Refunding Note. Upon such prepayment or defeasance, title to the Site and the Project shall revert to the County and all leases, management contracts and encumbrances (other than certain permitted encumbrances) shall terminate, and any users of the property shall vacate within 90 days, subject to the right (but without any obligation) of the County to enter into a new lease agreement with users of the Project.

Insurance: Proceeds of fire or other casualty insurance policies received in connection with damage to or destruction of the Project, including any additions to the Project, will, subject to the claim of the holder of the 2012 Refunding Note, (a) be used to reconstruct the Project, regardless of whether the insurance proceeds are sufficient to pay for reconstruction or (b) be remitted to the County.

Estimates of Fair Market Value and Useful Life: (1) A reasonable estimate of the fair market value of the Project on the final maturity date of the 2012 Refunding Note, regardless of whether the Refunding Note is callable at an earlier date, is equal to at least 20% of the original cost of the Project (determined without regard to any addition to the Project or any increase or decrease for inflation during the term of the 2012 Refunding Note), and (2) a reasonable estimate of the remaining useful life of the Project on the final maturity date of the 2012 Refunding Note, regardless of whether the 2012 Refunding Note is callable at an earlier date, is the longer of one year or 20% of the originally estimated useful life of the Project.

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

The aye and nay vote was called as follows:

Aye votes cast: 6 - Commissioners Shaffer, Loudenslager, Balog, Baker, Ware and Eaton.

Nay votes cast: 0

Absent: 1 - Commissioner Dobberteen.

Resolution adopted.

### MICHIGAN WORKS! PRESENTATION

Kathy Olsen, Marketing/Communications Coordinator for Kalamazoo and St. Joseph Counties thanked the Board for their support over the years of Michigan Works!

She then introduced Ben Damerow who is the grant administrator working with manufacturers. He also works with dislocated workers and the youth. He has worked with Burr Oak Tool and Gauge and Berry Plastics. 41 people were trained for Burr Oak Tool using a \$41,000 grant. The retention rate of these employees after they are trained is around 90%.

Mr. Damerow stated that they are meeting or exceeding expectations. He works with Southwest Michigan First and uses Kalamazoo Valley Community College and Glen Oaks Community College as training sites. They have a high employment placement rate.

In response to a question by Commissioner Eaton regarding vocational training, Mr. Damerow stated that he works with KRESA in Kalamazoo County and the CTE Program in St. Joseph County for recruitment opportunities.

Dallas Oberlee, Grant and Subcontract Coordinator, spoke about the JET program which stands for Jobs, Education and Training. They get referrals from the Department of Human Services because people that receive assistance must participate in job programs and currently 50% of that population is not meeting the requirement. They focus on employment; vocational training and job readiness. The job participation rate is improving.

Ms. Olsen stated that in the information that she provided to each Commissioner there is a pamphlet with success stories and a Rapid Guide to Interviewing.” She thanked Commissioner Baker for being an active member of their Board and invited all of the Commissioners to visit their service centers, one of them being in Three Rivers. She stated that they are not an unemployment agency but they work with the unemployed to assist in job training and job placement.

### COMMUNITY HEALTH AGENCY’S ANNUAL REPORT

Steve Todd, Health/Administrative Officer for the Branch, Hillsdale, St. Joseph County Health Agency gave an overview of the annual report for 2010 and 2011 focusing on 2011.

The Health Agency partnered with Three Rivers Health and Three Rivers Community Schools to successfully apply for funding and develop a Community Adolescent Health Clinic adjacent to Three Rivers High School which provides on-site primary care, behavioral health services, health promotion/disease prevention education and referral services to students so as to improve their physical, intellectual and emotion health status.

They also received grant funds to purchase and implement an Electronic Content Management System (ECM) which allows the agency to more quickly convert its paper documents into electronic formats and to create database interfaces which results in improved document storage and retrieval capabilities.

The agency also opened its second public health dental clinic in Hillsdale County.

They worked with the Area Agency on Aging (AAA) and also collaborated with several law enforcement, health and human services agencies and developed and released the St. Joseph County Vulnerable Adult Protocol which explains mandatory reporting requirements and sets forth the process to assure vulnerable adults the protections due under the law.

The Community Health Agency also trained 103 local food establishment owners and operators as Certified Food Safety Managers as there is still a high rate of food borne illnesses.

The Agency initiated a WIC (Women, Infants, Children) Peer Breastfeeding Support Program which is a paraprofessional-led educational intervention that provides basic breastfeeding information and encouragement to eligible pregnant and breastfeeding mothers.

Statistically, heart disease remains the leading cause of death; cancer is up 29%; diabetes is up 5%; the number of births to teenage mothers dropped but is still one of the highest in the State; and the infant mortality rate was higher in 2010 in St. Joseph County at 10.4% than the State average of 7.5%.

He thanked the Board of Commissioners for their support of the Agency especially the Board members that serve on the Health Agency Board. He also thanked the Staff of the Health Agency for providing a wide range of public health services to the citizens of the tri-county area.

Chairman Shaffer thanked Mr. Todd and his staff for the job that they do.

It was moved by Commissioner Ware and supported by Commissioner Loudenslager that the Community Health Agency's Annual Report be accepted.

#### MICHIGAN ASSOCIATION OF COUNTIES (MAC) UPDATE

Tim McGuire, Executive Director, of the Michigan Association of Counties, gave each Commissioner last Friday's Legislative update. He stated that he tries to get to all Counties over a period of a few years. He thanked Commissioner Loudenslager for his previous service on the MAC Board stating that he was a great leader. He further stated that he believes that they have the 3 finest lobbyists representing county government in the State. He also mentioned that Commissioner Baker currently serves on one of the MAC Committees.

Mr. McGuire mentioned that the K-12 budget was passed today. He added that the MAC Board of Directors intends to assist Counties in their assistance to veterans. He said that Michigan is the 8th highest State in the number of veterans living here but we are 49<sup>th</sup> in veterans accessing their benefits. They have established a Task Force to look into improving this statistic.

They are moving forward in improving technology and hope to soon have webinars and webcasts and also be able to archive them. He has been participating in committee meetings and MAC is currently putting together their platform. He thanked the Board of Commissioners for getting involved.

Commissioner Eaton asked Mr. McGuire if the webinars will be open to township supervisors and Mr. McGuire stated that they intend to have them open to the public.

Chairman Shaffer thanked Mr. McGuire for attending the meeting stating that MAC is responsive to County needs.

#### CHILD CARE FUND BUDGET AMENDMENT

It was moved by Commissioner Loudenslager and supported by Commissioner Baker that the Juvenile Court's request to amend the Child Care Fund by transferring \$24,000 from Other County Institutions to Family Foster Care be approved. Motion carried.

#### MERS SERVICE CREDIT PURCHASE

It was moved by Commissioner Baker and supported by Commissioner Eaton that Kathy Griffin be allowed to purchase 5 years of generic service. Motion carried.

CENTRAL DISPATCH SHIFT SUPERVISOR PERSONAL LEAVE HOURS POLICY

It was moved by Commissioner Balog and supported by Commissioner Eaton that the Central Dispatch Shift Supervisor Personal Leave Hours Policy be change to allow for 24 hours per calendar year which will be deducted from their sick leave bank. Motion carried.

COUNTY OPERATING MILLAGE TO LEVY

Ms. West-Wing is recommending that the County Operating Millage levy be set at 4.5482.

It was moved by Commissioner Eaton and supported by Commissioner Ware that the County Operating Millage Levy be set at 4.5482.

Commissioner Loudenslager stated that in light of the County's fund balance that the citizens deserve a cut therefore he would be voting no on the motion and suggested that the levy be set at 4.4.

The aye and nay vote was called as follows:

Aye votes cast: 5 - Commissioners Shaffer, Balog, Baker, Ware and Eaton.

Nay votes cast: 1 - Commissioner Loudenslager.

Absent: 1 - Commissioner Dobberteen.

Motion carried.

REQUEST TO FILL VACANT PART-TIME PARKS SECRETARY POSITION

It was moved by Commissioner Ware and supported by Commissioner Baker that the vacant part-time Parks Secretary position be filled. Motion carried.

COUNTY ENFORCING AGENCY FOR SOIL EROSION PERMITS

Commissioner Loudenslager presented the following resolution:

DESIGNATION OF THE COUNTY ENFORCING AGENCY FOR THE  
SOIL EROSION AND SEDIMENTATION CONTROL ACT  
RESOLUTION 9-2012

WHEREAS, the Soil Erosion and Sedimentation Control Act, Part 91 of PA 451 of 1994, states a county is responsible for the administration and enforcement of this Part except under certain situations; and

WHEREAS, the county board of commissioners of each county, by resolution, shall designate a county agency or conservation district as the county enforcing agency responsible for administration and enforcement of this Part; and

WHEREAS, the Conservation District has been designated since February 2001, and prior to that the Health Agency was designated and the Board of Commissioners has now determined to designate the Drain Office.

NOW, THEREFORE BE IT RESOLVED, that the St. Joseph County Board of Commissioners on May 15, 2012 designated the Drain Office as the county enforcing agency for the Soil Erosion and Sedimentation Control Act, Part 91 of PA 451 of 1994 and adopted a fee schedule as presented by Jeffery Wenzel, elected drain commissioner, on said date.

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

The aye and nay vote was called as follows:

Aye votes cast: 6 - Commissioners Shaffer, Loudenslager, Balog, Baker, Ware and Eaton.

Nay votes cast: 0

Absent: 1 - Commissioner Dobberteen.

Resolution adopted.

#### COMMITTEE REPORTS

##### Law Enforcement

Commissioner Loudenslager stated that there was no report.

##### Judiciary

Commissioner Eaton stated that there was no report.

##### Physical Resources

Commissioner Ware stated that there was no report.

##### Executive Committee

Chairman Shaffer stated that the Executive Committee met on June 1, 2012 and he would answer any questions that anyone may have.

#### PERSONNEL REPORT

Ms. West-Wing presented the following report:

##### TEMPORARY/SEASONAL EMPLOYMENT:

Lisa A. DeLeo has been hired as temporary, part-time for MSU Extension at \$8.75/hr. effective June 11, 2012.

Jaymes D. MacDonald has been hired as Seasonal Marine Patrol at \$15.00/hr. effective June 6, 2012.

Levi Jeffrey Terpenning has been hired as seasonal Marine Patrol Sergeant at \$17.00/hr. effective May 22, 2012.

David McGee has been hired as seasonal Marine Patrol at \$15.00/hr. effective May 22, 2012.

Roger Schrock has been hired as seasonal Marine Patrol at \$15.00/hr. effective May 22, 2012.

Philip Webb has been hired as seasonal Marine Patrol at \$15.00/hr. effective May 22, 2012.

William Smith has been hired as seasonal Marine Patrol at \$15.00/hr. effective May 22, 2012.

Robert Littke has been hired as seasonal Marine Patrol at \$15.00/hr. effective May 22, 2012.

##### RESIGNATION:

Mark Gunthorpe, part-time Telecommunicator, has resigned effective May 17, 2012.

Kelly Calvert, COA In-home Services Aide, has resigned effective May 24, 2012.

Cassie Smith, part-time Parks Secretary, has resigned effective May 23, 2012.

MISCELLANEOUS:

Debra Slater, Family Division Caseworker, is on medical leave commencing May 7, 2012 under the Family and Medical Leave Act of 1993.

Kathy Pangle, Security Guard, is on medical leave commencing April 9, 2012 under the Family and Medical Leave Act of 1993.

Jeffery Wenzel, Drain Commissioner, change from part-time to full-time (40 hours/week expectation) for purposes of insurance coverage and pension benefits (salary to remain as is).

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

REQUISITIONS

Ms. West-Wing presented the following report:

Dell PowerEdge R510 Enhanced Server for Central Dispatch	\$ 4,986.80
Electrical Service Upgrade to Server Room: install four 30 amp/120 volt circuits with 15-30r receipts, isolated ground, 10 gauge wire, 30 amp breakers, all in conduit, materials and labor; install six 20 amp receipts, 120 volt, 20 amp breaks, all in conduit, materials and labor for Central Dispatch	\$ 3,400.00

It was moved by Commissioner Loudenslager and supported by Commissioner Baker that the requisitions be approved. Motion carried.

BUDGET ADJUSTMENTS

Ms. West-Wing presented the following report:

FROM APPROPRIATION:

\$50,000.00 from Juvenile Child Care Fund Appropriation to Juvenile Child Care Fund.

BUDGET AMENDMENTS:

INCREASE EDC FUND #244 EXPENDITURES:

Line item 244-728-705.010 (Wages – Department Head)	\$ 5,203.00
Line item 244-728-715.010 (FICA)	909.00
Line item 244-728-716.000 (Health Insurance)	1,245.00
Line item 244-728-716.010 (Dental Insurance)	62.00
Line item 244-728-716.020 (S & A Insurance)	50.00
Line item 244-728-716.800 (Insurance – TPA Expense)	50.00
Line item 244-728-717.000 (Life Insurance)	8.00
Line item 244-728-718.010 (Retirement)	46.00
Line item 244-728-725.010 (Salary – Accumulated Sick & Vacation)	894.00
Line item 244-728-860.000 (Travel Expense)	<u>205.00</u>
	\$ 8,672.00

INCREASE EDC FUND #244 REVENUES:

Line item 244-728-676.000 (Budgeted Use of Fund Balance)	\$ 8,672.00
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DECREASE GENERAL FUND CONTINGENCY:

Line item 101-890-941.000 (Contingency)	\$ 70.00
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INCREASE DEPARTMENT OF CORRECTIONS' BUDGET:

Line item 101-151-913.000 (Notary Commission)	\$ 70.00
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DECREASE CENTRAL DISPATCH FUND #211:

Line item 211-911-728.000 (Printing) \$ 150.00

INCREASE CENTRAL DISPATCH FUND #211:

Line item 211-911-984.000(Computer Hardware) \$ 150.00

DECREASE CENTRAL DISPATCH FUND #212:

Line item 212-912-985.000 (Computer Software) \$ 400.00

INCREASE CENTRAL DISPATCH FUND #212:

Line item 212-912-984.000 (Computer Hardware) \$ 400.00

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

BILLS

Ms. Smith presented the following bills for payment:

<u>GENERAL FUND</u>	<u>EXPENDITURES</u>	<u>PAYROLL</u>
Due from State	\$ 3,310.00	\$
Appropriations	86,817.00	
County Commission	3,352.93	6,816.33
Circuit Court	1,465.54	13,598.10
District Court	812.52	53,000.19
Friend of the Court	589.36	38,748.08
Jury Commission	92.76	
Probate Court	5,543.81	19,366.67
Juvenile Branch	11,975.36	30,177.15
Appeals Court	2,018.58	
Public Defender	38,750.00	
Administration		9,946.22
Elections	994.51	
Finance Department	1,118.18	10,709.39
County Clerk		23,318.09
Equalization Department	2,976.39	13,903.45
Human Resources	3,694.96	9,251.03
Geographic Information Systems		7,682.93
Prosecutor's Office	2,484.03	37,096.30
Register of Deeds	189.85	9,722.77
County Treasurer		15,676.54
Cooperative Extension		5,253.44
Information Technology	885.58	12,759.28
Buildings & Grounds	2,964.23	11,235.38
Courts Building Security		6,283.46
Drain Commission		5,368.50
Sheriff Department	23,738.46	100,581.95
Sheriff Reserves	174.50	226.07
Marine Safety Patrol	160.00	
Jail & Turnkey	16,532.83	99,249.61
Emergency Services		4,348.20
Animal Control	453.45	8,163.48
Board of Public Works		530.31
Medical Examiners	2,298.60	

<u>GENERAL FUND</u>	<u>EXPENDITURES</u>	<u>PAYROLL</u>
Child Care - Juvenile	\$ 2,605.18	\$
Veterans' Services		2,542.05
Utilities & General Services	<u>43,222.18</u>	<u>                    </u>
Total	\$ 259,220.79	\$ 555,554.97
<u>OTHER FUNDS</u>	<u>EXPENDITURES</u>	<u>PAYROLL</u>
County Road Commission	\$ 356,208.91	\$
Parks & Recreation	958.42	5,911.22
Emergency 911 Service	6,027.93	53,023.88
Central Dispatch - Wireless	911.60	4,179.52
Meyer Broadway/Coon Hollow Park	2,015.24	3,276.26
Family Counseling	140.00	
Cade Lake Park	5,942.83	2,664.20
Traffic Safety Program	5,266.59	
Economic Development Fund	98,095.55	
County Survey & Remonumentation	16,000.00	
Victims' Rights Advocate Fund	16.50	3,287.26
Community Corrections Advisory Bd.	6,415.00	3,009.05
Community Corrections Program	2,348.74	63.24
Local Corrections Officers' Training Fund	318.01	
Drug Law Enforcement Fund	1,045.05	
Law Enforcement Fund	1,154.45	18,975.98
Secondary Road Patrol	33.00	11,295.61
Homeland Security Grant Fund	2,663.30	3,942.56
Law Library Fund	415.28	
Principal Residence Denial Fund	3,831.33	530.83
Commission on Aging	133,236.03	66,581.63
Child Care: Probate Court	14,177.77	11,355.50
County Facilities Maintenance Fund	3,288.50	
BPW #17 White Pigeon Sewer Project	26,158.98	
Forfeiture & Foreclosure Fund	2,762.85	
Tax Payment Fund	234,477.27	
Inmate Store	2,770.93	
Three Rivers Community Center	1,492.01	1,000.48
Long Lake Level Revolving	22.10	
InformationTech. Improvement Fund	6,680.25	
Flexible Benefits Insurance Fund	<u>181,603.92</u>	<u>                    </u>
Total	\$ 1,116,478.34	\$ 189,097.22
Grand Total	\$ 1,375,699.13	\$ 744,652.19
General Fund Operating Expenditures		
Pre-Authorized	\$223,985.32	
Accounts Payable	<u>35,235.47</u>	
	\$259,220.79	
General Fund Payroll Expenditures	<u>555,554.97</u>	
		\$814,775.76

Other Funds Operating Expenditures		
Pre-Authorized	\$1,022,489.64	
Accounts Payable	<u>93,988.70</u>	
		\$1,116,478.34
Other Funds Payroll Expenditures	<u>\$189,097.22</u>	
	\$1,305,575.56	
Total Recorded for the Month		\$2,120,351.32

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

MISCELLANEOUS

Commissioner Eaton, referring to the sale of the bonds for the White Pigeon Sewer Project, stated that 60% of the bonds were sold in the first 90 minutes and all of them were sold in 72 hours.

Commissioner Ware welcomed Jon Zirkle as the new Ag Agent and stated it is good to see Lyndon Kelley back from medical leave.

Chairman Shaffer applauded Commissioner Eaton for his support of the Soil Conservation District by opening his home for a fundraiser.

Commissioner Loudenslager stated that his mother-in-law recently passed away and he is leaving for South Carolina and may miss the next Commission meeting.

ADJOURNMENT

It was moved by Commissioner Eaton and supported by Commissioner Ware that the St. Joseph County Board of Commissioners adjourn until June 19, 2012 at 5:00 p.m. Motion carried.

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Pattie S. Bender, County Clerk

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Rick Shaffer, Chairman