

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 August 7, 2018 at 5:00 p.m.

Chairman Allen called the meeting to order.

The Invocation was given by Commissioner Czajkowski.

The Pledge to the American Flag was given.

Deputy Clerk Jill Ross called the roll and the following Commissioners were present:

Allen J. Balog	John L. Dobberteen
Daniel R. Czajkowski	Kathy Pangle
	Dennis Allen

Also present: Teresa Doehring, County Administrator and Ryan Post, Finance Director

AGENDA

It was moved by Commissioner Balog and seconded by Commissioner Pangle that the agenda be approved as presented. Motion carried.

MINUTES APPROVED

It was moved by Commissioner Pangle and seconded by Commissioner Czajkowski that the minutes for July 17, 2018 be approved as presented. Motion carried.

COMMUNICATIONS

Letter from County Treasurer Judith Ratering, Re: Investment Reports for January 1, 2018 to June 30, 2018.

Letter from Lockport Township, Re: Detachment Petitions.

Letter from Phil Kline, Re: Detachment Petitions.

Letter from Marquette County Board of Commissioners, Re: Support of Voters Not Politicians Initiative.

Resolution from Livingston County, Re: Opposing HB 6049 and SB 1025.

Resolution from Bay County, Re: Opposing HB 6049 and SB 1025.

Resolution from Washtenaw County, Re: Opposing Extraction of Michigan's Waters by Nestle and Banning Purchase of Nestle Brand Bottled Water.

Revised Minutes of the Animal Control Board meeting of May 16 and June 20, 2018.

It was moved by Commissioner Balog and seconded by Commissioner Dobberteen that the communications be placed on file. Motion carried.

CITIZENS' COMMENT

The Board of Commissioners' held public comment.

2017 ANNUAL AUDIT

Joe Verlin, Gabridge & Company, presented the 2017 Annual Audit for St. Joseph County.

It was moved by Commissioner Czajkowski and seconded by Commissioner Pangle to accept the 2017 Annual Audit and placed it on file. Motion carried.

REQUEST FOR EXCEPTION TO THE HIRING FREEZE

Prosecuting Attorney John McDonough requested for an exception to the hiring freeze to replace an employee that will be leaving.

It was moved by Commissioner Balog and seconded by Commissioner Pangle to approve the request for exception to the hiring freeze to fill the open assistant prosecuting attorney position. Motion carried.

PENINSULA FIBER NETWORK AS PRIMARY 911 SERVICE PROVIDER RESOLUTION 13-2018

Dennis Brandenburg, Central Dispatch Director, requested for a resolution to be approved to allow Peninsula Network Primary to be the primary 911 service provider for St. Joseph County.

Whereas, the St Joseph County Board of Commissioners (“Board”) is authorized under Michigan’s Emergency Telephone Service Enabling Act, 1986 PA 32, as amended (“Act”) and under authority provided by its Emergency Telephone Services Plan (“911 Plan”) to make administrative findings regarding among other things, the service suppliers providing 9-1-1 services within the 911 Plan’s Service District;

Now, Therefore, Be It Resolved, that the Board hereby makes an Administrative Finding that Peninsula Fiber Network, LLC and or its affiliate PFN NextGen 911 Services LLC, shall be the primary 9-1-1 service supplier, employing a common network that enables all other service suppliers within the 911 Plan’s Service District to be selectively routed and otherwise access the 9-1-1 system and the primary PSAPs identified in the Plan;

Be It Resolved, that all service suppliers shall cooperate with Peninsula Fiber Network, LLC or its affiliate PFN NextGen 911 Services LLC in order to facilitate the switchover to its common network, Next Generation Selective Router and other Next Generation 911 services, features and offerings as may be applicable or required herein;

Be It Further Resolved, that Peninsula Fiber Network, LLC and or its affiliate PFN NextGen 911 Services LLC is authorized and directed to work with the 911 Plan’s service suppliers, the Michigan Public Service Commission, State 911 Committee and State 911 Director and any other state, federal or local authority in order to effectuate and implement the provisions of this Administrative Finding, including but not limited to the identification for a specific date and time for the switchover to the Peninsula Fiber Network’s or its affiliate’s common network;

Be It Further Resolved, that this Resolution shall augment, supersede, modify or replace any inconsistent prior resolution or motion;

Be It Further Resolved, that the County Clerk shall send a copy of this resolution and its Administrative Findings to PFN and to each PSAP for which this finding applies, and emergency service provider as it deems necessary within the County.

It was moved by Commissioner Dobberteen and seconded by Commissioner Pangle to adopt the resolution. Motion carried 5-0 upon a roll call vote.

PURCHASE, ACQUIRE AND CONSTRUCT CAPITAL IMPROVEMENT-
NOTICE OF INTENT FOR MUNICIPAL SECURITIES (COA)
RESOLUTION 14-2018

Tim Stoll, Commission on Aging Director, presented for a notice of intent for the Rivers Enrichment Center and Residence for seniors. Mr. Stoll reported there is a lot of interest and support for this project in our community.

WHEREAS, the Board of County Commissioners (the “Board”) deems it to be in the best in interest of the County of St. Joseph (the “County”) to design, purchase, acquire, and construct certain capital improvements, including, but not limited to, renovations, improvements, and additions to a building to be used by the St. Joseph County Commission on Aging for a senior services enrichment center and other Commission on Aging purposes; as well as all sitework, work, furnishings, fixtures, and equipment necessary or incidental to these improvements and to pay the costs of issuance of municipal securities (the “Improvements”) and to finance the Improvements by the issuance of municipal securities that pledge the County’s limited tax general obligation pursuant to Section 517 of Act 34, Public Acts of Michigan, 2001, as amended (“Act 34”); and

WHEREAS, the County may proceed with the Improvements prior to the issuance of the municipal securities; and

WHEREAS, the County may incur substantial capital expenditures for the Improvements prior to the issuance of the municipal securities and desires to be reimbursed for such expenditures from the proceeds of the municipal securities; and

WHEREAS, pursuant to Section 517 of Act 34, it is necessary to publish a Notice of Intent to Issue Municipal Securities for the Improvements.

NOW, THEREFORE, BE IT RESOLVED that:

1. The Board determines to design, purchase, acquire, and construct the Improvements and to pay for the cost through the issuance of one or more series of municipal securities, which pledge the County’s limited tax full faith and credit, pursuant to Section 517 of Act 34, in an amount not to exceed \$3,600,000 (the “Municipal Securities”).

2. A Notice of Intent to Issue Municipal Securities be published in accordance with Section 517 of Act 34, and the County Clerk is authorized and directed to publish the Notice of Intent to Issue Municipal Securities in the Three Rivers Commercial News and the Sturgis Journal, newspapers of general circulation in the County, determined to be the newspaper reaching the largest number of persons to whom such Notice is directed, which Notice shall be substantially in the form as set forth on Exhibit A attached hereto, with such changes as may be approved by the County Administrator, and shall be at least one-quarter (1/4) page size in the newspaper.

3. The County may proceed to acquire and construct the Improvements using available funds of the County from Commission on Aging funds.

4. At such time as the County issues the Municipal Securities for the long-term financing of the Improvements, the County shall be reimbursed for its expenditures for the Improvements out of the proceeds of the Municipal Securities.

5. This resolution and the expression of intent to seek reimbursement from future proceeds of the Municipal Securities is intended to satisfy the requirements of Section 150 of the Internal Revenue Code of 1986, as amended.

6. The firm of Dickinson Wright PLLC is hereby employed as bond counsel to the County to prepare the documents for the issuance of the Municipal Securities for financing acquisition of the Improvements.

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

It was moved by Commissioner Dobberteen and seconded by Commissioner Balog to adopt the resolution and waive second reading. Motion carried 5-0 upon a roll call vote.

ADMINISTRATOR'S REPORT

Ms. Doehring thanked Mr. Post for his hard work and dedication, especially with his first audit report having no findings. Ms. Doehring also thanked Tim Stoll, Commission on Aging Director, for his thoughtful and diligent decisions regarding the senior citizens in our county.

FINANCE DIRECTOR'S REPORTS

Mr. Post commented on the changes and uniform guideline policies he has put in effect to improve efficiency of county operations.

Mr. Post presented the following reports:

Budget Amendments

It was moved by Commissioner Pangle and seconded by Commissioner Czajkowski to approve the budget amendments. Motion carried.

Bills

It was moved by Commissioner Pangle and seconded by Commissioner Czajkowski to approve the bills for July to be paid and placed on file. Motion carried.

COMMITTEE REPORTS

Law Enforcement

Commissioner Balog stated that the Committee had not met.

Judiciary

Commissioner Balog stated that the Committee meets tomorrow at noon.

Physical Resources

Commissioner Czajkowski stated that the Committee had not met.

Executive/Committee of the Whole

Chairman Allen stated that the Committee had met, and minutes were available.

COMMISSIONERS' COMMENTS

Commissioner Pangle shared upcoming local events.

Commissioner Czajkowski also thanked the department heads for their hard work and dedication to the county.

CHAIRMAN’S REPORT

Chairman Allen thanked Dennis Brandenburg, 911 Director, for his hard work for the County. Mr. Allen also thanked Ryan Post, Finance Director, for his hard work.

CLOSED SESSION

It was moved by Commissioner Pangle and seconded by Commissioner Czajkowski to adjourn to closed session to discuss property purchase and legal opinion. Motion carried 5-0 upon a roll call vote.

At 6:05 p.m., the commission adjourned to closed session.

At 6:37 p.m., the Commission reconvened to open session.

Chairman Allen noted that the Commission had met in closed session to discuss a matter of property purchase and a written legal opinion and that no decisions were made.

ADJOURNMENT

At 6:38 p.m., it was moved by Commissioner Dobberteen and seconded by Commissioner Pangle that the St. Joseph County Board of Commissioners adjourn until August 21, 2018 at 5:00 p.m. Motion carried.

Jill Ross, Deputy County Clerk

Dennis Allen, Chairman