

MONTCALM COUNTY BOARD OF COMMISSIONERS

Regular Meeting

Monday, January 14, 2008

1:00 PM

The regular meeting was called to order by Chairman Carr at 1:00 p.m.

The meeting opened with the Pledge of Allegiance. Reverend Phil VanDop from the Sheridan Congregational Church offered invocation.

Members present at roll call: Commissioners Walker, Petersen, Retzloff, Johansen, Paepke, Baker, Carr, Caris and McCrackin. Members absent at roll call: None.

Others present: Kristen Millard, Jeff Troyer, Roberta Murray, Don Lehman, Ryan Jeltema and Chris Hyzer.

Moved by Commissioner McCrackin, supported by Commissioner Paepke to approve the December 17, 2007, regular meeting minutes and the January 2, 2008 Organizational meeting minutes as written. Motion carried.

Moved by Commissioner Petersen, supported by Commissioner Paepke to approve the agenda as presented. Motion carried.

Public comments were offered and none were given.

Jeff Troyer, Central Dispatch Director, provided the board with a Resolution to amend the Montcalm County Final 911 Service Plan. Moved by Commissioner Retzloff, supported by Commissioner Baker to approve and adopt **RESOLUTION 2008-01**:

WHEREAS, under the Emergency 9-1-1 Service Enabling Act (P.A. 32 of 1986, as amended), the Montcalm County Board of Commissioners approved the final 9-1-1 service plan on September 9, 1996 to benefit the citizens of Montcalm County by providing a uniform and well known emergency telephone number; and

WHEREAS, the Montcalm County Board of Commissioners continues to believe that 9-1-1 service will benefit the citizens of Montcalm County; and

WHEREAS, the State of Michigan enacted Public Act 164 of 2007 to further support 9-1-1 service in Michigan; and

WHEREAS, Montcalm County has deemed it necessary to collect county-based 9-1-1 funds from communications service providers as allowed under Public Act 164 of 2007 to defray the costs of being ready to process, and of actually processing 9-1-1 calls placed within Montcalm County; and

WHEREAS, Public Act 164 of 2007 allows for limited amendments to be made to the Montcalm County 9-1-1 Plan through resolution by County Board of Commissioners.

NOW, THEREFORE, BE IT RESOLVED the Montcalm County Board of Commissioners hereby adopts this amendment to the Montcalm County 911 plan to establish a monthly county-based 911 surcharge as permitted under Public Act 164 of 2007.

Motion carried.

Mr. Troyer also provided the board with a Resolution to adopt the monthly 911 surcharge. Moved by Commissioner Retzloff, supported by Commissioner Baker to approve and adopt **RESOLUTION 2008-02**:

WHEREAS, under the Emergency 9-1-1 Service Enabling Act (P.A. 32 of 1986, as amended) the Montcalm County Board of Commissioners approved the Final 9-1-1 Service Plan on September 9, 1996 to benefit the citizens of Montcalm County by providing a uniform and well known emergency telephone number; and

WHEREAS, the Montcalm County Board of Commissioners continues to believe that 9-1-1 service will benefit the citizens of Montcalm County; and

WHEREAS, the State of Michigan enacted Public Act 164 of 2007 to further support 9-1-1 service in Michigan; and

WHEREAS, Public Act 164 of 2007 allows for the creation of a county-based local 9-1-1 surcharge on all communications service providers that can access 911 and provides for the collection, disbursement, use, and audit of said funds; and

WHEREAS, Montcalm County has deemed that a monthly county-based surcharge of \$2.00 placed on all communications service providers beginning July 1, 2008 as allowed under Public Act 164 of 2007 is necessary to defray the costs of being ready to process and of actually processing 9-1-1 calls placed within Montcalm County; and

WHEREAS, Public Act 164 of 2007 states that an estimated amount of anticipated annual revenue must be included within the resolution creating the monthly county-based 9-1-1 surcharge and projections by the county estimate that amount of anticipated annual revenue to be \$1,340,108.00 (the anticipated amount to be collected in calendar year 2008 under this surcharge is \$670,054.00); and

WHEREAS, Public Act 164 of 2007 expires February 28, 2009, the monthly county-based surcharge will remain in effect until that time, or is otherwise changed by law; and

FURTHER, that pursuant to Public Act 164 of 2007, the Montcalm County Board of Commissioners has modified the 9-1-1 Service Plan on January 14, 2008 to reflect the changes in the 9-1-1 surcharges collected by Montcalm County.

NOW, THEREFORE, BE IT RESOLVED the Montcalm County Board of Commissioners hereby adopts the county-based 9-1-1 surcharge on communication devices as permitted under Public Act 164 of 2007.

Motion carried.

Kristen Millard, County Clerk, presented the board with two PA 116 applications for Edmund and Barbara Hagerman from Crystal Township. Letters approving the applications were received from the Montcalm Conservation District as well as the Montcalm County Planning Commission. Moved by Commissioner Retzloff, supported by Commissioner Johansen to approve PA 116 applications 2007-07 and 2007-08 for Edmund and Barbara Hagerman. Motion carried.

Moved by Commissioner Retzloff, supported by Commissioner Paepke to approve consent agenda items 4 through 9 and move stated action:

Village of Edmore  
Scott Minard

2007-08 Tax Increment Revenues  
Dodge Report, December 2007

Place on file  
Place on file

Montcalm Alliance	2007 Budget	Place on file
Controller	9 <sup>th</sup> Year Distribution of Funds	Place on file
Controller	Deficit Certification Letter	Place on file
Controller	COA Director Agreement	Place on file

Motion carried.

At 1:15 p.m. Jerry McCoy, Emergency Manager, was in attendance to be presented with a Resolution commending him for being selected as the 2007 Professional Emergency Manager of the Year by Michigan State Police and thanking him for his service to Montcalm County and the State of Michigan. Chairman Carr presented Mr. McCoy with the resolution.

Deputy Mike Williams entered the meeting at 1:19 p.m.

Moved by Commissioner Paepke, supported by Commissioner McCrackin to implement Dixie Ward's request and drop her time to 90%. Motion carried.

Moved by Commissioner Paepke, supported by Commissioner McCrackin that \$90.00 be transferred from the Solid Waste contingency to Dues and Subscriptions to allow Dixie Ward to join either the CNRDA or MAEA. Motion carried.

Moved by Commissioner Paepke, supported by Commissioner Petersen to place the December 20, 2007 Solid Waste Management Planning Committee minutes on file. Motion carried.

Moved by Commissioner Johansen, supported by Commissioner Walker to approve of the 2008 Economic Development & Physical Resources Committee Work Plan. (A copy is attached to the Economic Development and Physical Resources Committee minutes). Motion carried.

Moved by Commissioner Johansen, supported by Commissioner Petersen to place the January 14, 2008 Economic Development and Physical Resources Committee minutes on file. Motion carried.

Moved by Commissioner Retzloff, supported by Commissioner Johansen to place January 14, 2008, Law Enforcement & Court Committee minutes on file. Motion carried.

Moved by Commissioner Caris, supported by Commissioner Paepke to allow EMS to accept bids for the sale of the old R-23 unit (1996 GMC) and the old A-18 unit (1999 Chevy chassis & Horton ambulance box). Motion carried.

Moved by Commissioner Caris, supported by Commissioner Paepke to allow EMS to purchase a new 2008 ambulance built to the 2007 specifications from McCoy Miller with the price not to exceed \$86,789.00; and to allow EMS to prepay for the chassis for the A-18 replacement for \$31,801.00 if the funds are available. Motion carried.

Moved by Commissioner Caris, supported by Commissioner Paepke to allow the Commission on Aging Director permission to advertise for a full time salaried RN Position. Motion carried.

Moved by Commissioner Caris, supported by Commissioner Baker to allow the Controller to purchase one computer for the Circuit Court not exceeding \$900. Motion carried.

Moved by Commissioner Caris, supported by Commissioner Paepke that the Building Department layoff one building inspector effective February 1, 2008. Motion carried.

Moved by Commissioner Caris, supported by Commissioner Retzloff to approve warrant number 011408 in the amount of \$899,502.76. Motion carried.

Moved by Commissioner Caris, supported by Commissioner Petersen to place the January 14, 2008 Finance and Personnel Committee minutes on file. Motion carried.

Moved by Commissioner Johansen, supported by Commissioner Retzloff to enter into Executive Session at 1:46 p.m. for the purpose of Pending Litigation. Roll call vote: Ayes: Petersen, Retzloff, Johansen, Paepke, Baker, Carr, Caris, McCrackin and Walker. Nays: None. Motion carried.

The board returned to open session at 1:52 p.m.

Moved by Commissioner Retzloff, supported by Commissioner Johansen to accept the settlement offer in the Buddy Long case. Motion carried.

Chris Hyzer reminded the board of the Employee Recognition/Awards luncheon is scheduled for noon Thursday, January 17<sup>th</sup> at Maxfields.

The board was given a copy of the Dog Law Enforcement Ordinance that has had revisions made to it. Moved by Commissioner Paepke, supported by Commissioner Johansen to adopt the Dog Law Enforcement Ordinance as amended. Motion carried with Commissioner Carr voting no.

Public comments were offered and none were offered.

Moved by Commissioner Petersen, supported by Commissioner Paepke to adjourn at 2:06 p.m. Motion carried.

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Kristen Millard, County Clerk

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Patrick Q. Carr, Chairman