

MONTCALM COUNTY BOARD OF COMMISSIONERS

Regular Meeting

Monday, October 23, 2006

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. Pastor Commissioner Johansen 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, Sally Thomsen, Franz Mogdis, John Berchtold, and Shelly Strautz.

Moved by Commissioner McCrackin, supported by Commissioner Paepke to approve the October 10, 2006, regular meeting minutes as written. Motion carried.

Moved by Commissioner Petersen, supported by Commissioner Paepke to approve the agenda with the addition of #3 under New Business entitled *Joint Session*. Motion carried.

Public comments were offered and none were given.

John Berchtold presented the board with a Resolution honoring and thanking Carol VanHorn for forty two years of service with Montcalm County. Moved by Commissioner Retzloff, supported by Commissioner Petersen approve and adopt **RESOLUTION 2006-32**:

WHEREAS, Carol VanHorn faithfully served Montcalm County as an employee for forty- two years, and has recently retired; and,

WHEREAS, Carol VanHorn's professional career commenced upon employment in the Abstract office on January 7, 1965; and,

WHEREAS, Carol VanHorn eventually became the County Abstractor and remained in that position until the Abstract Office and the Register of Deeds Office combined in 1987; and,

WHEREAS, Carol VanHorn also served as Deputy Register of Deeds under Virginia Knepper; and,

WHEREAS, Carol VanHorn served as Chief Deputy Treasurer under three County Treasurers; and,

WHEREAS, Carol VanHorn has successfully worked for eight (8) different employers and worked with thirty-eight (38) employees; and,

WHEREAS, Carol VanHorn's honesty, trustworthiness, compassion, and organizational skills, along with her sense of humor, will be missed.

NOW THEREFORE, BE IT RESOLVED, that the Montcalm County Board of Commissioners honors Carol VanHorn for her commitment to Montcalm County, offers thanks for jobs well done and best wishes for a happy retirement.

Motion carried.

An Addendum to Administrative Services Agreement between Montcalm County Central Dispatch Authority and Montcalm County was received. Moved by Commissioner Johansen, supported by Commissioner Petersen to approve and adopt the Addendum to Administrative Services Agreement between Montcalm County Central Dispatch Authority and Montcalm County and authorize Chairman Carr and the County Clerk to sign it. Motion carried.

A Waiver and Consent form for 1986 – 2000 uncollected personal property taxes was received from Marcia Sawdy, County Treasurer. The Waiver and Consent form must be signed by John Berchtold, Controller/Administrator, and presented to Circuit Court to remove these parcels from the tax roll. Moved by Commissioner Retzloff, supported

by Commissioner Paepke to authorize John Berchtold to sign the Waiver and Consent form for the 1986 – 2000 Uncollected Personal Property Tax. Motion carried.

Moved by Commissioner Retzloff, supported by Commissioner Petersen to approve consent agenda items 4 through 11 and move stated action:

Sheriff	Occupancy Inspection (Jail Renovation)	Place on file
Controller	Jail Inspection Report	Place on file
Controller	Change Order Deduct – Jail Project	Place on file
Controller	Reference Station Agreement	Place on file
Controller	Jail Medical Services Agreement	Place on file
Controller	Bldg. Dept. Report – September 2006	Place on file
Dispatch Authority	Minutes of September 7, 2006	Place on file
Planning Commission	Minutes of September 18, 2006	Place on file

Motion carried.

Diane Murray, Commission on Aging Director, provided the board with a Master Agreement Resolution for MDOT Specialized Services Grants. Moved by Commissioner Retzloff, supported by Commissioner Petersen to approve the Master Agreement Number 2007-0263 for years 2007-2011 and the Project Authorization Resolution and allow for the appropriate signatures. Motion carried.

Moved by Commissioner Retzloff, supported by Commissioner Petersen to approve additional correspondence items 2 through 8 and move stated action:

Animal Control	September 2006 Report	Place on file
Tingley Associates	Gratiot/Montcalm Remonumentation Peer Group Minutes of 10-11-06	Place on file
Controller	MDOT Contract (Van)	Place on file
Motor Vehicle Accident Comm.	Minutes of 10-10-06	Place on file
Parks & Rec. Commission	Minutes of 10-3-06	Place on file
Ionia/Montcalm DHS Board	Minutes of September 21, 2006	Place on file
Controller	K & K Wreckers vs. Montcalm County Law Suit	Place on file

Motion carried.

Moved by Commissioner Johansen, supported by Commissioner Petersen to list the Edmore base with Mark Stevens, of Prudential Preferred Realtors of Howard City with a list price of \$69,000, commission rate of 6%, and the Controller/Administrator to be able to sign the listing agreement. Motion carried.

Moved by Commissioner Johansen, supported by Commissioner McCrackin to approve the painting change order in the amount of \$7,000 with A-1 Professional Construction, Inc. for the Administrative Building painting project. Roll call vote: Ayes: Commissioners Petersen, Johansen, Paepke, Baker, Caris, McCrackin and Walker. Nays: Commissioners Retzloff & Carr. Motion carried.

Moved by Commissioner Johansen, supported by Commissioner Petersen that an extension of an additional eleven (11) work days beyond the original contract completion date of the painting project be granted with A-1 Professional Construction, Inc. Motion carried.

Moved by Commissioner Johansen, supported by Commissioner Petersen to support the 2007 United Way Campaign and urge all employees to contribute at their preferred level of giving and appoint Dan Petersen as the county's Campaign Coordinator. Motion carried.

Moved by Commissioner Johansen, supported by Commissioner Petersen that each commissioner participate in the 2007 Campaign by contributing at their preferred level of giving with the goal of 100% participation by the Board of Commissioners. Motion carried.

Moved by Commissioner Johansen, supported by Commissioner Petersen to enter into Public Hearing at 1:28 p.m. for the purpose of Annexation from Cato Township to the Village of Lakeview. Wally Delamater, Village of Lakeview Manager, was in attendance to answer any questions.

Moved by Commissioner Johansen, supported by Commissioner Baker to adopt **RESOLUTION 2006-34**, a resolution of intent to create and provide for the operation of a Brownfield redevelopment authority for the county of Montcalm pursuant to and in accordance with the provision of Act 381 of the Public Acts of the State of Michigan of 1996:

WHEREAS, the County of Montcalm has determined that it is in the best interests of the public to facilitate the identification and treatment of environmentally distressed areas within the County of Montcalm; and

WHEREAS, in order to further such interests, it is appropriate for the County of Montcalm to create and provide for the operation of a Brownfield Authority (“Authority”) within the County of Montcalm pursuant and in accordance with the provisions of the Brownfield Redevelopment Financing Act, being Act 381 of the Public Acts of the State of Michigan of 1996, as amended (the “Act”); and

WHEREAS, pursuant to the Act, the County of Montcalm is required: (A) to hold a public hearing on the adoption of a proposed resolution establishing an Authority under the Act; and (b) to publish notice of the public hearing in a newspaper of general circulation in Montcalm County, all in accordance with Section 4(2) of the Act.

NOW THEREFORE BE IT RESOLVED THAT:

1. The Montcalm County Board of Commissioners hereby determines that it is the best interest of the public to create an Authority in order to promote the redevelopment of environmentally distressed areas of the County.
2. The Montcalm County Board of Commissioners hereby declares its intention to create and provide for the operation of an Authority within the Montcalm County pursuant and in accordance with the provisions of the Act.
3. A public hearing will be held before the Montcalm County Board of Commissioners on the 4th day of December, at 1:00 p.m. in the Montcalm Administrative Building at 211 W. Main Street, 3rd floor Commission Chambers, Stanton, Michigan, on the adoption of a resolution creating an Authority within the County of Montcalm.
4. The County Controller/Administrator of Montcalm County (the “Controller/Administrator”) shall give notice to the public of the public hearing by causing notice to be published, in the form attached hereto as Exhibit A, in the Greenville Daily News, a newspaper of general circulation in Montcalm County on the 6th day of November, 2006 and the 13th day of November, 2006.

Motion carried.

Moved by Commissioner Johansen, supported by Commissioner Walker to place the October 23, 2006 Economic Development and Physical Resources Committee minutes on file. Motion carried.

Moved by Commissioner Retzloff, supported by Commissioner Walker to come out of Public Hearing at 1:43 p.m. Motion carried.

Moved by Commissioner Retzloff, supported by Commissioner Paepke to approve the Order and Determination by the Montcalm County Board of Commissioners to Annex Certain Lands to the Village of Lakeview:

WHEREAS, the Village Council of the Village of Lakeview has, by resolution, determined to petition the Board of Commissioners of Montcalm County to annex certain lands as herein described and also be described in said petition and resolution, to the Village of Lakeview; and

WHEREAS, such petition and resolution gives as the reason for said proposed annexation that it is necessary to promote the business economy and development of the Village of Lakeview; and

WHEREAS, such resolution as presented was duly signed by the President and the Clerk of the Village of Lakeview; and

WHEREAS, notice of the hearing to be held by the Montcalm County Board of Commissioners on the question of such proposed annexation was published or posted, as required by statute, as appears by the affidavit of Wally J. Delamater, Village Clerk, in the files of this matter; and

WHEREAS, such notice also contained a description of the premises to be annexed; and

WHEREAS, all persons interested have been given an opportunity to be heard at a public meeting of the Montcalm County Board of Commissioners; and

WHEREAS, all proceedings pursuant to Section 6, Chapter 113, of Act 3 of the Public Acts of 1895 of the State of Michigan, (MCL 74.6; MSA 5.1470), have been complied with.

NOW THEREFORE, IT IS HEREBY ORDERED AND DETERMINED, that the following described lands in the Township of Cato, Montcalm County, Michigan:

Parcel ID# 59-004-016-039-00, 59-004-016-039-50; 59-004-016-040-00 Cato Township, Montcalm County

(Note: The complete legal description is attached)

be and the same are hereby annexed to the Village of Lakeview, Montcalm County, Michigan, and said land shall be considered hereafter to be included with the corporate limits of the said Village.

IT IS FURTHER ORDERED, that a copy of this Order and Determination to annex territory to the Village of Lakeview, Michigan, shall be entered on the records of the Montcalm County Board of Commissioners and that a certified copy of this Order and Determination shall be transmitted by the Clerk of the Montcalm County Board of Commissioners to the Clerk of the Village of Lakeview, and to the Secretary of State, State of Michigan, and that this Order and Determination shall be prima facie evidence of such change of boundaries of the Village of Lakeview and of the regularity of such proceedings.

Motion carried.

At 1:45 p.m. Dave Bee from the West Michigan Regional Planning Commission was in attendance to request a Resolution in support for the Annual CEDS. Moved by Commissioner Petersen, supported by Commissioner Johansen to approve and adopt **RESOLUTION 2006-33:**

WHEREAS, The U.S. Economic Development Administration (EDA) requires the annual submission of a Comprehensive Economic Development Strategy (CEDS) report from districts wishing to maintain eligibility for EDA grant and loan programs; and,

WHEREAS, Montcalm County currently and actively participates in the economic development district activities of the West Michigan Regional Planning Commission; and,

WHEREAS, the Region 8 Comprehensive Development Strategy (CEDS) Committee has overseen the development of a CEDS Report including the review of goals and objectives, project development and prioritization, and plan implementation strategies; and recommends the submission of the CEDS Report to EDA as the 2006 CEDS for the Region 8 District; and

WHEREAS, members of the West Michigan Regional Planning Commission (WMRPC) have approved Region 8's 2006 Comprehensive Economic Development Strategy.

NOW, THEREFORE BE IT RESOLVED that the Montcalm County Board of Commissioners hereby approves the 2006 Comprehensive Economic Development Strategy performed by the West Michigan Regional Planning Commission.

Motion carried.

Moved by Commissioner Caris, supported by Commissioner Paepke to approve the GIS Technician job description as presented. Motion carried.

Moved by Commissioner Caris, supported by Commissioner Paepke that all non-bargaining employees who are employed on October 23, 2006 are entitled to receive flu shots from the Mid-Michigan District Health Department with a cost of \$15.00 per employee which is to be paid by Montcalm County. Motion carried.

Moved by Commissioner Caris, supported by Commissioner Paepke to approve warrant number 102306 in the amount of \$680,756.08. Motion carried.

Moved by Commissioner Caris, supported by Commissioner Paepke to place the October 23, 2006, Finance and Personnel Committee minutes on file. Motion carried.

John Berchtold informed the board that he appreciated the patience of the employees of the Administration Building while the boiler was being repaired.

Commissioner Johansen suggested the board hold a joint meeting with the Montcalm Center for Behavioral Health to discuss administrative code. Moved by Commissioner Johansen, supported by Commissioner McCrackin that the Controller/Administrator establish a joint session between the County Board of Commissioners and the Montcalm Center for Behavioral Health with legal representation to discuss administrative code. Motion carried.

Public comments were offered. Commissioner McCrackin informed the board that the MSU advisory board met with the Gratiot County Commissioners regarding funding for 4-H. Judge Arnold attended the meeting and informed the committee that of all of the years he has served on the bench he has never had a child involved in 4-H before him in the court. Commissioner McCrackin stated that this says a lot of the 4-H program.

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

Kristen Millard, County Clerk

Patrick Q. Carr, Chairman