

**CHEBOYGAN COUNTY BOARD OF COMMISSIONERS
FINANCE/BUSINESS MEETING
October 12, 2010**

The regular meeting of the Cheboygan County Board of Commissioners was called to order in the Commissioners Room by Chairperson Linda Socha at 9:30 a.m.

Roll called and a quorum present.

PRESENT: Commissioners Socha, Makima, Redmond, Mushlock, Page, Wallace and Bolinger

ABSENT: None

Commissioner Bolinger gave the invocation and Commissioner Wallace led the Pledge of Allegiance.

Chairperson Socha stated Item 5D Drain Commissioner Annual Report would be removed from the consent agenda and placed on the agenda for the October 26, 2010 Committee of the Whole Meeting. Commissioner Wallace requested Item 5B Budget Adjustments be removed from the consent agenda and placed under New Business for discussion regarding the Recycling budget transfer.

Motion by Commissioner Mushlock, seconded by Commissioner Bolinger, to approve the agenda with the above addition. Motion carried with 7 yes, 0 no and 0 absent.

Motion by Commissioner Mushlock, seconded by Commissioner Redmond, to approve the consent agenda as follows:

- A. Approve Monthly Finance Claims: Finance = \$31,109.38 – Prepays = \$762,075.98
- B. ~~Budget Adjustments Raise Revenues and Expenditures~~ (Moved to New Business)
- C. Cheboygan County Housing Department
 - 1) Bid Recommendation for Project H-2010-317
- D. ~~Drain Commissioner's Annual Report~~ (To be addressed at October 26, 2010 Committee of the Whole Meeting)
- E. Correspondence:
 1. Letter from Jerry Atherholt Regarding Oil & Gas Drilling; Letter from DNRE to Mr. Atherholt
 2. Public Notice of State Oil and Gas Lease Auction on October 26-28, 2010
 3. Hillsdale County Resolution in Opposition to House Bill 5882 Juvenile Justice Residential Programs Increase
 4. Lenawee County Resolution in Support of House Bill 449
 5. Midland County Resolution Opposing a Public Per Diem Rate for Foster Care
 6. Oceana County Resolution in Support of House Bill 449
- F. Minutes:
 1. Commissioners Finance/Business Meeting of September 14, 2010 and Committee of the Whole Meeting of September 28, 2010
 2. Health Board Meeting – August 18, 2010
 3. North Country Community Mental Health Board – August 19, 2010
 4. C.C.E. 9-1-1: Board Minutes of July 21, 2010; Director's Report; and Monthly Finance Report July 2010 and August 2010 (complete financial and lease agreements available in Clerk's Office)
 5. Cheboygan County Fair Board – August 2, 2010 and September 13, 2010
 6. Board Appointments & Procedures Committee – September 24, 2010
 7. Jail Utilization Committee – July 21, 2010
 8. Cheboygan County Road Commission – August 19, 2010 and September 2, 2010
 9. Cheboygan City Council – August 24, 2010 and September 14, 2010
 10. Planning Commission Meeting – August 18, 2010, August 30, 2010, September 1, 2010 and September 15, 2010
 11. ZBA Meeting – July 28, 2010

A roll call vote was taken. Motion carried with 7 yes, 0 no and 0 absent.

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CITIZENS COMMENTS – None

FINANCE DIRECTOR'S REPORT – Finance Director Kari Kortz presented the revenue and expenditures report for the General Fund for the month ended August 31, 2010. She reported total year-to-date revenue of \$4,107,962.93 versus \$4,447,875.00 last year at that time. Ms. Kortz reported expenditures year-to-date of \$6,622,977.28, or 58.44% of budget, compared to \$6,806,680.66 last year as of the end August.

COMMITTEE REPORTS

Commissioner Redmond reported on the Board Appointments & Procedures Committee meeting and presented a recommendation to reappointment Donald Ramsay, D.O. as County Medical Examiner. Commissioner Redmond said Dr. Ramsay has requested an increase of \$100 per month in salary for 2011. He noted the letter regarding this wage increase as well as wage comparables from other counties had been distributed. The request to be addressed later in the agenda with the wage resolutions. Civil Counsel advised a contract would not be necessary as the medical examiner has statutory duties.

Motion by Commissioner Redmond, seconded by Commissioner Makima, to accept the recommendation from the Board Appointments & Procedures Committee and reappoint Donald Ramsay, D.O. as the County Medical Examiner for a four year term commencing August 1, 2010 through July 31, 2014. Motion carried with 7 yes, 0 no and 0 absent.

Commissioner Redmond said the BA&P Committee also discussed salaries for elected officials. The salaries for the Sheriff, Clerk/Register, Treasurer and Prosecutor were set for the entire term of those offices in September of 2008. Chairperson Socha stated that the approved salaries, and incremental increases for these four officials cannot be lowered during their terms. Commissioner Redmond reported the committee recommended no change in salaries or per diems for all other elected officials.

Commissioner Mushlock attended the Fair Board meeting and also reported on the North Country Community Mental Health board meeting. She said NCCMH has approved the initial budget for FY 2010-2011 totaling just over 33 million dollars; and noted over 1 million dollars comes back to this community in services provided such as Straits Area Services and the Beacon Center.

Commissioner Page noted that NEMCSA has been able to absorb state budget cuts this year, but are running a tight ship. He also reported attending Aloha and Koehler meetings. He said townships have received copies of the Drain Commissioner's annual report. Commissioner Page also visited an oil and gas drilling site in the southern part of the county and was impressed with the willingness to open the site to a group of concerned citizens. He also stated the project and the precautions taken were impressive, but these wells each use millions of gallons of water.

Commissioner Socha reported attending the Emergency Food and Shelter Biannual meeting, two NLEA meetings, and two Planning Commission meetings. She said NLEA has not reached a decision regarding Mackinac County joining. She reported the EOC has been on alert regarding the oil spill in Duncan Bay. She said the new emergency management coordinator has been involved and has kept her up to date on what has been going on. At this time, the bathing beach area has been totally cleaned, but the second area is in a wetlands and this process is intricate; however, the scene is stable, and lead agency is the United States Coast Guard. Discussion held on this and abandoned vessels in the area; the state needs laws in place regarding disposal of vessels in non-navigable waters. Commissioner Mushlock said the oil spill in Duncan Bay was in the USA Today last week.

OLD BUSINESS - None

NEW BUSINESS

Straits Regional Ride Director Mike Couture presented the 2011 and 2012 contract renewal between Straits Area Services, Inc. and Straits Regional Ride. This contract is a two year contract that will take the contract costs for SASI from \$ 97,086.96 to \$ 98,544.00 for year one and for year two to \$ 100,515.00 these increases cover expected costs to operate and provide this service as outlined in the contract . The

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contract was revised and reviewed by civil counsel; and Commissioner Redmond noted the SRR board also reviewed and approved it.

Motion by Commissioner Redmond, seconded by Commissioner Mushlock, to approve the transportation agreement between Cheboygan County, on behalf of Straits Regional Ride, and Straits Area Services, Inc. (SASI), effective October 1, 2010 and ending September 30, 2012, in the amount of \$98,544 for year one and \$100,515 for year two and authorize the Chairperson to sign. Motion carried with 7 yes, 0 no and 0 absent.

Mr. Couture presented MDOT Project Authorization 2007-0191/Z17. This is the annual Contract provided by MDOT to assist in paying for the Cheboygan County Council on Aging senior transportation services. The county of Cheboygan functions as the pass through for the specialized transportation services operating assistance monies at \$1.20 per mile up to a Maximum of \$25,000. Funding is contingent upon FY 2011 Legislative Appropriation.

Motion by Commissioner Redmond, seconded by Commissioner Makima, to approve MDOT Project Authorization Cheboygan County Board of Commissioners Fiscal Year 2011 Specialized Services Operating Assistance Program, Agreement No. 2007-0191, Authorization No, Z17, Project No. 111522, effective October 1, 2010 through September 30, 2011, sub-recipient being Cheboygan County Council on Aging, and authorize the Chairperson to sign. Motion carried with 7 yes, 0 no and 0 absent.

Equalization Director Joe Lavender presented the annual resolution for the millage rate that will be levied for 2010, the 2010 apportionment report, and the annual tax resolution. Every year the Board is required to direct the spread of taxes in terms of millage rates. The County apportionment report shows all the information in a columnar format and contains all the tax rates by all taxing authorities within Cheboygan County.

Motion by Commissioner Mushlock supported by Commissioner Redmond, to adopt the following resolution.

**Resolution 10-23
2010 MILLAGE RATE RESOLUTION**

WHEREAS, Cheboygan County has the authority to levy its own maximum allowable millage rate of 6.4092 mills distributed as follows: 5.6592 mills for General County Operations, .5000 mills for Senior Citizens Operations and .2500 mills for Ambulance Authority Operations, and,

WHEREAS, it has been determined that to maintain basic county services, it will be necessary to levy the maximum allowable rate of 6.4092 mills; and,

WHEREAS, notice of the public hearing was given, and a public hearing was held as the County Budget Hearing;

NOW THEREFORE BE IT RESOLVED, that the County of Cheboygan shall levy the maximum allowable millage of 6.4092 for 2010.

A roll call vote was taken. Motion carried with 7 yes, 0 no and 0 absent.

Motion by Commissioner Redmond supported by Commissioner Bolinger, to adopt the 2010 Cheboygan County Apportionment Report as presented (Copy on file in County Clerk's office). A roll call vote was taken. Motion carried with 7 yes, 0 no and 0 absent.

Motion by Commissioner Mushlock supported by Commissioner Redmond, to adopt the following resolution:

**Resolution 10-24
TAX RESOLUTION**

BE IT HEREBY RESOLVED, that there be raised by taxation and that the Cheboygan County Board of Commissioners are hereby authorized and directed to spread upon the several assessment rolls and tax rolls of the County: County Tax, Township Tax, School Tax and any special taxes in the amounts as adopted by the County Board of Commissioners in the 2010 Apportionment Report. An amount of the above mentioned taxes not to exceed

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the schedule of millage as determined by the Apportionment Report adopted by the Cheboygan County Board of Commissioners at their annual meeting held on October 12th, 2010.

A roll call vote was taken. Motion carried with 7 yes, 0 no and 0 absent.

Administrator Overton presented Resolution 10-25 Opposing a Public Per Diem on behalf of Judge Butts. The administrator said the resolution opposes the states ability to charge the county \$18.00 per day, per child, for youth in foster care. The state/county currently pay private child care agencies a per diem administrative fee. This new fee would be in addition to the private agencies and would offset state employee costs, none of the per diem would go to the children. Chairperson Socha commended Judge Butts for the good supporting documentation on this.

Motion by Commissioner Makima, seconded by Commissioner Wallace, to adopt the following resolution:

RESOLUTION 10-25 OPPOSING A PUBLIC PER DIEM

WHEREAS, all child welfare cases are placed under the care and supervision of Department of Human Services (DHS), however, they may be administered either by DHS or contracted by DHS with a private agency; and,

WHEREAS, counties pay 50% of the cost of care for children in foster care through what is known as Foster Care Maintenance Payments; and,

WHEREAS, these payments are shared by county and state, regardless of who is administering the case; and,

WHEREAS, in cases administered by DHS case workers, the counties are not required to pay towards the administration of the cases since the case workers are state employees; and,

WHEREAS, the Senate Appropriations Committee has now recommended that a new fee be placed on counties for foster care cases administered by DHS and funded through the County Child Care Funds; and,

WHEREAS, the new proposed public per diem for cases violates the Headlee Amendment to the Michigan Constitution; and,

WHEREAS, the public administrative fee is a penalty for having the County DHS administer cases;

NOW, THEREFORE, BE IT RESOLVED that the Cheboygan County Board of Commissioners opposes the proposed DHS public per diem fee for the reasons that it provided no benefit for Cheboygan County Foster Care Children, shifts administrative cost for DHS to the County, and violates the Headlee Amendment.

A roll call vote was taken. Motion carried with 7 yes, 0 no and 0 absent.

Chairperson Socha read a letter from the County Drain Commissioner dated October 11, 2010. Administrator Overton said his office has gone out of its way to treat Mr. Lennox the same as everyone else, and have also spent countless hours on this department.

Administrator Overton presented Resolution 10-26 for adoption. He said, the Drain Commissioner, in his letter dated September 3, 2010, requested that the Board of County Commissioners create and place \$75,000 in a drain revolving fund. The letter indicates that this money is to be used for the initial costs of a

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drainage project and other operational costs of the Drain Commissioner. Resolution 10-26 instructs the Drain Commissioner to refuse any application for drainage districts unless a deposit, sufficient to cover the preliminary costs, accompanies the application. Mr. Overton said he has requested a copy of the petition for a drainage district that Mr. Lennox has referred to, but has yet to receive it. Chairperson Socha said no other taxpayers, other than those in such a drainage district, would be responsible for paying for a drain. Civil Counsel said the first step in creating a county drain is the creation of a drainage district, section 51 of the Drain Code authorizes this board by resolution to instruct the Drain Commissioner not accept a petition for a drainage district unless it is accompanied by cash deposits to cover costs. Discussion held.

Motion by Commissioner Wallace, seconded by Commissioner Page, to adopt the following resolution:

Resolution No. 10-26

A RESOLUTION INSTRUCTING THE CHEBOYGAN COUNTY DRAIN COMMISSIONER TO REFUSE ANY APPLICATION TO LAY OUT A DRAINAGE DISTRICT UNLESS A CASH DEPOSIT, SUFFICIENT TO COVER THE PRELIMINARY COSTS, ACCOMPANIES THE APPLICATION

Recitals

A. Section 51 of the Drain Code of 1956, MCL 380.51, provides in part:

Before a [drain] commissioner takes any action on any application to locate, establish and construct any drain, there shall first be filed with him an application to lay out and designate a drainage district with reference to a proposed drain therein; such application shall tentatively describe the location and route of such proposed drain.

B. Section 51 of the Drain Code of 1956, MCL 380.51, further provides in part:

The board of supervisors [commissioners], by resolution, may instruct the drain commissioner to refuse any application to lay out a drainage district unless a cash deposit, sufficient to cover the preliminary costs, accompanies the application.

C. The Cheboygan County Board of Commissioners, therefore, desires by the adoption of this resolution to exercise its authority under Section 51 of the Drain Code of 1956, MCL 380.51, to instruct the Cheboygan County Drain Commissioner to refuse any application to lay out a drainage district unless a cash deposit, sufficient to cover the preliminary costs, accompanies the application.

Resolution

NOW, THEREFORE, THE CHEBOYGAN COUNTY BOARD OF COMMISSIONERS HEREBY RESOLVES that:

1. Pursuant to the authority granted under Section 51 of the Drain Code of 1956, MCL 380.51, the Cheboygan County Board of Commissioners hereby instructs the Cheboygan County Drain Commissioner to refuse any application to lay out a drainage district unless a cash deposit, sufficient to cover the preliminary costs, accompanies the application.

A roll call vote was taken. Motion carried with 7 yes, 0 no and 0 absent.

Administrator Overton referred to the Drain Commissioner's letter dated September 3, 2010 again. He said Resolution 10-27 creates the Cheboygan County Revolving Drain Fund. Given the County's fiscal challenges and that resolution 10-26 requires a cash deposit with any application for drainage districts to cover the initial costs, he recommend the initial funding of the revolving drain fund be minimized. Civil Counsel Bryan Graham said the Board of Commissioners determines the amount deemed necessary for this fund. He said there are mechanisms in the Drain Code which allows the Drain Commissioner to raise revenue necessary to conduct a maintenance program for existing drains he envisions. The Board has discretion as to the amount to place in the fund. Mr. Graham said money in the fund would be used as seed money being repaid from the assessments placed on the property owners of the drainage district. Commissioner Redmond said the Benton Township Board has not seen a petition for a drainage district either. Civil Counsel said due to poor records regarding drains in this county it is questionable whether there are any existing drains. Lengthy discussion held.

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Motion by Commissioner Wallace, seconded by Commissioner Mushlock, to determine the funding level of the revolving drain fund, if created, to be \$100.00. Motion carried with 7 yes, 0 no and 0 absent.

Motion by Commissioner Wallace, seconded by Commissioner Bolinger, to adopt the following resolution:

Resolution No. 10-27

A RESOLUTION CREATING A REVOLVING DRAIN FUND AND DETERMINING THE SUM NECESSARY FOR SUCH FUND

Recitals

- A. The Cheboygan County Drain Commissioner has requested that the Cheboygan County Board of Commissioners create a revolving drain fund and to place \$75,000 in that fund.
- B. Section 301 of the Drain Code of 1956, MCL 380.301, provides:

At the October session of the board of supervisors [commissioners], each board shall appropriate and collect by general taxation from the taxable property within their respective counties for the purpose of creating a revolving drain fund, such sum as said board may deem necessary. Said revolving fund when so created shall be used and disposed of solely as provided in this chapter.
- C. The Cheboygan County Board of Commissioners, therefore, desires to comply with this statutory requirement to create a revolving drain fund.
- D. The Cheboygan County Board of Commissioners further desires to exercise its discretion when determining the sum it deems necessary for the revolving drain fund.

Resolution

NOW, THEREFORE, THE CHEBOYGAN COUNTY BOARD OF COMMISSIONERS HEREBY RESOLVES that:

- 1. Pursuant to Section 301 of the Drain Code of 1956, MCL 380.301, a revolving drain fund is hereby created for Cheboygan County.
- 2. In the exercise of its discretion, as provided in Section 301 of the Drain Code of 1956, MCL 380.301, the Cheboygan County Board of Commissioners hereby determines that the sum it deems necessary for the revolving drain fund at this time is \$100.00, based on the following facts and circumstances:
 - a. The Cheboygan County Drain Commissioner has requested the creation of the revolving drain fund for two stated reasons: (1) he was in receipt of a petition for a drainage project within Benton Township and (2) he was planning a drain maintenance program to clean out the drains in the county.
 - b. Despite the written request from the county administrator for a copy of the petition and other information concerning the drainage project within Benton Township, the Drain Commissioner has failed to provide to the county administrator the requested petition or the other information requested.
 - c. Section 51 of the Drain Code of 1956, MCL 380.51, provides that the first step in the process of creating a drain is the creation of a drainage district.
 - d. Section 51 of the Drain Code of 1956, MCL 380.51, further provides that the board of commissioners, by resolution, may instruct the drain commissioner to refuse any application to lay out a drainage district unless a cash deposit, sufficient to cover the preliminary costs, accompanies the application.
 - e. Contemporaneously with the adoption of this resolution and pursuant to the authority granted to the Cheboygan County Board of Commissioners under Section 51 of the Drain Code of 1956, MCL 380.51, the Board of Commissioners has adopted a resolution instructing the Drain Commissioner to refuse any application to lay out a drainage district unless a cash deposit, sufficient to cover the preliminary costs, accompanies the application.

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- f. Concerning funds needed for the Drain Commissioner's drain maintenance program, Section 196(1) of the Drain Code of 1956, MCL 380.196(1), provides that an annual inspection may be made of a drain established under the Drain Code. Section 196(2) of the Drain Code of 1956, MCL 380.196(2), provides that surplus construction funds remaining after completion of construction of a drain, or funds remaining after completion of work performed under a petition for maintenance or improvements under the Drain Code, shall be deposited in the drain fund of a drainage district and shall be expended for inspection, repair, and maintenance of the drain. Section 196(3) of the Drain Code of 1956, MCL 380.196(3), provides that if at any time the drain fund of a drainage district contains less than \$5,000.00 per mile or fraction of a mile of a drain, the Drain Commissioner may assess the drainage district for an amount not to exceed \$2,500.00 per mile or fraction of a mile in any 1 year. The amount collected under an assessment shall be deposited in the drain fund of a drainage district for necessary inspection, repair, and maintenance of the drain. Finally, Section 196(6) of the Drain Code of 1956, MCL 380.196(6), provides that if the drain fund of a drainage district does not contain sufficient funds to pay for inspection, repair, and maintenance authorized by this section, the Drain Commissioner shall reassess the drainage district for the inspection, repair, and maintenance according to benefits received.
 - g. As a result, the above provisions of the Drain Code provide the financial mechanisms necessary to cover the preliminary costs associated with the creation of a drainage district and to cover the costs for the inspection, repair, and maintenance of existing county drains.
 - h. In addition, the County of Cheboygan, like most municipalities throughout Michigan, are facing substantial budget reductions in 2011, which will follow substantial budget reductions that have already occurred in 2010 and 2009. Therefore, the Cheboygan County Board of Commissioners has determined that at this time there is not sufficient resources available to fund the revolving drain fund with the substantial amount requested by the Drain Commissioner.
- 3. The Cheboygan County Finance Director is hereby instructed to take all administrative steps necessary, including any necessary budget adjustments, to create the Cheboygan County revolving drain fund and to place the amount specified in this resolution in that fund.
 - 4. The Cheboygan County Board of Commissioners hereby acknowledges that the sum to be placed in the Cheboygan County revolving drain fund may be increased in the future if the Drain Commissioner establishes a need for such increase based on specific, written information on a particular project and the mechanism and time period for reimbursing the revolving drain fund for any funds to be expended.

A roll call vote was taken. Motion carried with 7 yes, 0 no and 0 absent.

Chairperson Socha said the request for a Deputy Drain Commissioner was tabled from the last meeting and requested additional information. Mr. Lennox has not provided any materials in support of a new deputy drain commissioner. Civil Counsel advised that the board take action either one way or another on this matter.

Motion by Commissioner Makima, seconded by Commissioner Bolinger, to reject the Cheboygan County Drain Commissioner's request for a Deputy Drain Commissioner. A roll call vote was taken. Motion carried with 7 yes, 0 no and 0 absent.

Maintenance Director Tim Mason presented as request for approval to proceed with repairs on the roof at the Cheboygan County Council on Aging building on Sand Road. The following bids were received for a new metal roof over the kitchen area and other necessary roof repairs: Jerry Brandt Builders \$11,735; Core Construction \$13,600; and Doyle Roofing, Inc. \$14,640.

Motion by Commissioner Redmond, seconded by Commissioner Bolinger, to award the bid for roof repairs and a new metal roof over the kitchen area at the Cheboygan County Council on Aging building to Jerry Brandt Builders for the amount of \$11,735, and authorize the Chair to sign the agreement between the County of Cheboygan and Jerry Brandt Builders, Inc., and authorize any necessary budget adjustments. Motion carried with 7 yes, 0 no and 0 absent.

Sheriff Clarmont addressed the board regarding the FY 2011 County Jail Reimbursement options. He said Senate Bill 1153, which created the Fiscal Year 2010-11 budget act for the Department of Corrections, has been passed and signed by the Governor. Section 414 of the act provides for the

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county jail reimbursement program (CJRP) for the coming fiscal year. This year counties are offered two different CJRP options, and each county must by October 15 choose which program it will participate in for the fiscal year. Under the terms of the bill, a county cannot be allowed to revise its decision after it is submitted. One option reenacts the county jail reimbursement program as it was in FY 2008-09, while the other option reenacts the program as enacted in June 2010 for January through September 2010.

Motion by Commissioner Mushlock, seconded by Commissioner Bolinger, to authorize the Cheboygan County Clerk to sign the Michigan Department of Corrections Fiscal Year 2010-2011 County Jail Reimbursement Program Selection Form indicating Cheboygan County Jail electing County Jail Reimbursement Program “**Option A**”. Motion carried with 7 yes, 0 no and 0 absent.

Administrator Overton said Resolution 10-28 Appointing Director and Deputy Directors of CCE-OEM to Coordinate Emergency Management is basically the same as the resolution adopted in 2006 with the exception of the transfer of responsibility from an Assistant Director to a Deputy Director. CCE-OEM is transitioning from a single assistant director housed in Petoskey to a deputy director from each county.

Motion by Commissioner Redmond, seconded by Commissioner Bolinger, to adopt the following resolution:

**RESOLUTION 10-28
RESOLUTION APPOINTING DIRECTOR AND DEPUTY DIRECTORS OF
CCE-OEM TO COORDINATE EMERGENCY MANAGEMENT**

WHEREAS, the Counties of Charlevoix, Cheboygan, and Emmet are joined under interlocal agreement for the purpose of establishing and operating the CCE Office of Emergency Management (CCE-OEM) to centralize and consolidate emergency management services required by the Emergency Management Act (EMA), 1976 PA 390, as amended; and

WHEREAS, the EMA provides for the appointment of an emergency management coordinator by each county to act for, and at the direction of, the chairperson of the county board of commissioners in the coordination of all matters pertaining to emergency management in the county, including mitigation, preparedness, response, and recovery; and

WHEREAS, the EMA provides that, pursuant to a resolution of a county, the county boards of commissioners of three adjoining counties may agree upon and appoint a coordinator to act for the multicounty area; and

WHEREAS, under the interlocal agreement, the CCE-OEM Board of Directors employs a Director to be responsible for all aspects of emergency management services required in the Counties by the EMA, and may employ Deputy Directors to assist the Director in fulfilling his/her duties.

NOW THEREFORE, BE IT RESOLVED by the Cheboygan County Board of Commissioners that the Director of CCE-OEM is appointed as Cheboygan County’s emergency management coordinator to act for, and at the direction of, the Chairperson of the Cheboygan County Board of Commissioners in the coordination of all matters pertaining to emergency management in Cheboygan County, including mitigation, preparedness, response, and recovery.

BE IT FURTHER RESOLVED that the Deputy Directors of CCE-OEM are appointed to assume the duties and responsibilities of the Director of CCE-OEM in the event of his/her absence or disability from any cause, or as directed by the Chairperson.

A roll call vote was taken. Motion carried with 7 yes, 0 no and 0 absent.

Commissioner Wallace said he requested the Budget Adjustments be removed from the Consent Agenda as he has concern with the Recycling program Budget Adjustment totaling \$36,000. He said he would like a report on recycling and who makes the calls regarding money transfers. Administrator Overton said he just received the 3rd quarter report. Chairperson Socha requested the recycling report be placed on the agenda for the next Committee of Whole meeting. Administrator Overton said he has requested a comparison between 2009 and 2010 from the Recycling Coordinator. Chairperson Socha said the Burt Township board feels there is a demand for recycling bins on the West side of Burt Lake.

Motion by Commissioner Wallace, seconded by Commissioner Redmond, to approve the following budget adjustments:

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Raise Revenues and Expenditures totaling \$16,293.99 as follows: Fund 101 - Dept 229 Prosecutor–raises Women’s Resource Grant revenue line item and Computer/Hardware/Software/Maintenance expenditure line item by \$1,793.99, Dept 301 Sheriff – raises Drug Forfeitures revenue line item and Drug Forfeiture Activities expenditure line item by \$300; Fund 211 Community Projects raises the Fund Equity revenue line item and the VSU Supplies expenditure line item by \$1,500; Fund 226 Recycling Fund increases the Revenue From Other Counties revenue line item and the Processing, Transportation, Grounds Repair/Improvements and General Refunds expenditure line items by a total of \$12,700. Inter-department Budget Transfer of \$1,993 from the Carried Forward Equity Fund line item to Printed Matter for County Maps; and Budget Adjustment for Recycling program totaling \$36,000. A roll call vote was taken. Motion carried with 7 yes 0 no and 0 absent.

The 2011 Elected Officials’ Salary & Wage Resolution 10-29 was presented by Administrator Overton and discussed. Chairperson Socha noted that per diems not be specified by boards, as all per diems are the same as board of commissioners per diems; and budgeted amounts per line item for per diems are not to be part of the resolution. She said a notation be included relative to the 2011 Salary & Wage resolution for elected officials having been approved in 2008 for the four-year term. Commissioner Redmond said the recommendation on elected officials salaries for the Sheriff, Clerk, Treasurer and Prosecutor came from the Board Appointments & Procedures Committee on 8-27-2008 and approved 9-9-2008 by the Board of Commissioners; and also a notation for the Fair Board and reference to Road Commission statute be added. Discussion held, Chairperson Socha said the elected officials have voiced concern with this year’s increase in light of the fact that employees are not. Civil Counsel Bryan Graham said an elected official cannot refuse salaries that have been set.

Motion by Commissioner Redmond, seconded by Commissioner Wallace, to accept the recommendation from the Board Appointments & Procedures Committee and authorize the County Commissioners’ salaries remain the same as 2010, which also includes the Road Commission, and that per diem rates remain the same for 2011 and 2012. Discussion, Commissioner Page commented that the Chair’s salary is much too low considering the amount of time and work that she does; and noted the Drain Commissioner’s request was an increase to \$15,000. Commissioner Page said when per diems were set at 30/60 it was considerably less than per diems in comparable counties and asked if we have difficulty filling positions on various boards and committees. Commissioner Redmond the committee has not had problems filling openings on boards and commissioners and related there are some that do not submit claims for per diems. Commissioner Page said he would like to acknowledge all those willing to serve on the various county boards and commissions as they make Cheboygan County work. Motion carried with 7 yes, 0 no and 0 absent.

Motion by Commissioner Mushlock, seconded by Commissioner Wallace, to adopt the 2011 Elected Officials Salary & Wage Resolution 10-29 (Copy on file in County Clerk’s Office), as amended and to include all pertinent documentation, and authorize the Chairperson to sign. Roll call carried. Motion carried with 7 yes, 0 no and 0 absent.

Administrator Overton presented the 2011 Non-Union General Employees’ Salary & Wage Resolution 10-30. He recognized the stress and challenges all employees face with the hard financial times. Chairperson Socha said after the last budget discussion, the newspaper stated the board was okay with numbers presented, that really wasn’t true. She said with the state balancing their budget using a one time fix of stimulus money it does relieve some of the strain on the 2011 county budget, but it prolongs the inevitable. Administrator Overton said without changes to the health insurance numbers we will not be able to balance the budget. He said given the poor economy and the significant loss of county revenue, he recommends zero pay increases for non-union general employees. He said the resolution reflects a decrease in labor costs due to reductions in temporary, seasonal, overtime and on-call employees. He noted the fair board total budget was reduced, but the labor budget amount increased. Chairperson Socha was not happy with maintenance help being reduced with additional duties added to that department, but fair labor increased, as this creates a perception of unfairness. Lengthy discussion held.. Commissioner Redmond noted the Medical Examiner has been at \$7200 for many years, and this year Dr. Ramsay requested a \$100 per month increase. Commissioner Redmond said comparable salaries from Antrim, Charlevoix, Chippewa, Emmet and Otsego counties all showed higher salaries for the Medical Examiner position; and this position would not be easily filled if Dr. Ramsay would leave. Chairperson Socha said the timing is bad, but comparables are greatly over the current salary paid the

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Medical Examiner, and others are paid mileage, provided cell phones and office space and still receive considerably more in salary.

Motion by Commissioner Page, seconded by Commissioner Redmond, to amend the proposed 2011 Salary & Wage Resolution for Non-Union Employee, Resolution, 10-30, to include a \$100 per month increase for Medical Examiner, increasing the salary to \$8,400 per year. A roll call vote was taken. Motion carried with 7 yes, 0 no and 0 absent.

Motion by Commissioner Mushlock, seconded by Commissioner Wallace, to amend the proposed 2011 Salary & Wage Resolution for Non-Union Employee, Resolution 10-30, to exclude the \$2,000 increase for seasonal assistance for the County Fair. A roll call vote was taken. Motion carried with 7 yes, 0 no and 0 absent.

Motion by Commissioner Mushlock, seconded by Commissioner Bolinger, to adopt the 2011 Salary & Wage Resolution for Non-Union Employee, Resolution 10-30, as amended (copy on file in County Clerk's Office), and authorize chair to sign. A roll call vote was taken. Motion carried with 7 yes, 0 no and 0 absent.

CITIZENS COMMENTS – None

BOARD MEMBER COMMENTS

Commissioner Mushlock said she has discussed the parties at the mouth of the river with the Sheriff. She said one of the nurses from Ann Arbor has a summer home on Mullett Lake and commented on the parties every weekend in the summer; and being harassed at a local restaurant because they were against the parties. Civil Counsel Bryan Graham said the solution for this problem would come from the township as the county does not have the right to do a noise ordinance, and the township then could contract with the sheriff for enforcement. Sheriff said this is not permanent mooring, they would have to also contract with the county prosecutor or another attorney.

Chairperson Socha said at the next meeting the board requests a NEMAH report on Housing, a Recycling Report, possibly a close session for union negotiations, and also budget discussion. She directed the administrator's office to arrange for sub sandwiches for lunch at that meeting.

Commissioner Wallace asked Sheriff Clarmont whether the Michigan State Police supports regionalization of 9-1-1 centers. The Sheriff said the MSP does not endorse it.

Motion by Commissioner Makima, seconded by Commissioner Wallace, to adjourn to the call of the Chair. Meeting adjourned at 12:30 p.m.

Mary Ellen Tryban
Cheboygan County Clerk/Register

Linda Socha
Chairperson