



NEWAYGO COUNTY BOARD OF COMMISSIONERS  
1087 NEWELL STREET, WHITE CLOUD, MI 49349

JULY 22, 2009

Meeting called to order by Chairman Adam Wright at 9:30 A.M.

Prayer by Newaygo County Clerk, Laurel J. Breuker.

Pledge of Allegiance to the Flag led by Commissioner Maike.

PRESENT: Patrick Gardner; Barbara Geno; James Maike, Jr.; Stanley Nieboer; Simon Scholtens; Charles Trapp; Adam Wright

CORRESPONDENCE: Newaygo County Clerk, Laurel J. Breuker, reported on correspondence received from the Traverse Area District Library requesting an appropriation of \$4,200.00 from the County's 2010 General Fund Budget to cover the cost of services provided 56 residents of Newaygo County by the Grand Traverse Area Library for the Blind & Physically Handicapped.

PUBLIC COMMENT: Newaygo County Treasurer, Holly Moon, introduced Jason O'Connell, the newest employee of the Treasurer's Office.

09-340

MOTION BY MAIKE, SECONDED BY SCHOLTENS, TO APPROVE THE AGENDA OF JULY 22, 2009. AYES-ALL. MOTION CARRIED.

09-341

MOTION BY NIEBOER, SECONDED BY TRAPP, TO APPROVE THE BOARD OF COMMISSION REGULAR MEETING MINUTES OF JULY 8, 2009. AYES-ALL. MOTION CARRIED.

09-342

MOTION BY TRAPP, SECONDED BY GENO, TO APPROVE THE BOARD OF COMMISSION CLOSED SESSION MINUTES OF JULY 8, 2009. AYES-ALL. MOTION CARRIED.

UPDATE/LAND USE EDUCATOR - MSU Extension Land Use Educator, Ryan Coffey, provided the Board with his 2009 Annual Report. A written report providing an overview of the Newaygo County Land Use Educator position and highlighting the past year's achievements and accomplishments was submitted. Mr. Coffey reported that significant progress has been made within the last two years in township compliance with the Michigan Zoning and Planning Enabling Acts with over 60% in compliance. An increase in joint planning efforts, especially with the rural townships coordinating planning efforts, was also noted. Grant writing assistance included a parks redevelopment planning and design project with the Village of Hesperia; a park

redevelopment, expansion, and hiking/nature trail development in Croton Township; and a planning project in Bridgeton Township for a Muskegon River park expansion that is pending.

COMMITTEE REPORT/HEALTH EDUCATION & HUMAN SERVICES/SCHOLTENS - The committee anticipates a review of the benefits for Elected Officials and Department Heads relative to other counties.

COMMITTEE REPORT/FINANCE/GARDNER

09-276-2

MOTION BY GARDNER, SECONDED BY TRAPP, TO APPROVE RESOLUTION #06-018-09 ENDORSING A PHOSPHORUS EDUCATION PROGRAM. AYES-ALL. MOTION CARRIED.

09-322-1

MOTION BY GARDNER, SECONDED BY TRAPP, TO APPROVE \$2,082.00 FOR LOCAL MATCH FUNDS TO BE PAID TO THE AREA AGENCY ON AGING OF WESTERN MICHIGAN BEFORE OCTOBER 15, 2009; MONEY TO COME FROM 295-672-670-9584 (COA ADMINISTRATION EXPENSE). AYES-ALL. MOTION CARRIED.

09-323-1

MOTION BY GARDNER, SECONDED BY MAIKE, TO ACCEPT THE AREA AGENCY ON AGING OF WESTERN MICHIGAN'S PROPOSED MULTI-YEAR PLAN FOR FISCAL YEARS 2010-2011-2012. AYES-ALL. MOTION CARRIED.

09-324-1

MOTION BY GARDNER, SECONDED BY SCHOLTENS, TO STRIKE THE FOLLOWING SENTENCE FROM SECTION 1G: #4 (IRREGULAR FULL-TIME AND IRREGULAR PART-TIME EMPLOYEES) FROM THE NEWAYGO COUNTY PERSONNEL MANUAL: "ARE PAID AT THE GRADE 2 STEP 1 HOURLY RATE AND" AND TO ADD TO SECTION 1N: (INCREASES) UNDER BOTH HEADINGS TO READ "REGULAR AND IRREGULAR FULL-TIME/PART-TIME EMPLOYEES." AYES-ALL. MOTION CARRIED.

09-329

MOTION BY GARDNER, SECONDED BY TRAPP, TO APPROVE THE SEMI-MONTHLY DETAIL ANALYSIS DATED JULY 15, 2009, CHECK #54440 THROUGH CHECK #54582, FOR A TOTAL AMOUNT OF \$139,542.87. AYES-ALL. MOTION CARRIED.

09-330

MOTION BY GARDNER, SECONDED BY MAIKE, TO RATIFY THE JUNE 2009 MONTHLY CHECK REGISTER IN THE AMOUNT OF \$2,193,258.56. AYES-ALL. MOTION CARRIED.

09-331

MOTION BY GARDNER, SECONDED BY TRAPP, TO APPROVE THE NEWAYGO COUNTY BUDGET REPORT FOR THE MONTH OF JUNE 2009, WITH BUDGET AMENDMENTS AND TRANSFERS AS PRESENTED. AYES-ALL. MOTION CARRIED.

09-332

MOTION BY GARDNER, SECONDED BY SCHOLTENS, TO APPROVE THE 2010 MICHIGAN ASSOCIATION OF COUNTIES (MAC) DUES IN THE AMOUNT OF \$9,192.75; MONEY

TO COME FROM 101-101-957 (GENERAL FUND, BOARD OF COMMISSIONERS - SUBSCRIPTIONS & DUES). AYES-ALL. MOTION CARRIED.

09-336

MOTION BY GARDNER, SECONDED BY TRAPP, TO APPROVE THE JOB DESCRIPTION AS AMENDED AND RECOMMENDATION OF MICHIGAN MUNICIPAL LEAGUE CONCERNING THE NEWLY CREATED ACCOUNTANT POSITION, WHICH WILL BE FUNDED FROM THE PA 123 OPERATIONS FUND, AND AMEND THE COUNTY TREASURER'S MANNING TABLE AS FOLLOWS:

JOB TITLE: ACCOUNTANT  
POSITION NUMBER: 2530006  
PAY GRADE: 05  
EMPLOYEE GROUP: TEAMSTERS LOCAL 214  
FTE: 40 HOURS  
EMPLOYMENT STATUS: FULL-TIME  
CURRENT G/L ACCOUNT: 521 254 702  
EXPIRATION DATE: N/A

MOTION TO TAKE EFFECT JANUARY 01, 2010. AYES-ALL. MOTION CARRIED.

09-337

MOTION BY GARDNER, SECONDED BY GENO, TO ALLOW EMPLOYEE 243 TO PURCHASE THREE (3) YEARS OF GENERIC RETIREMENT SERVICE TO BE COUNTED TOWARDS HIS PENSION PLAN (MERS DEFINED BENEFIT, B4) IN THE AMOUNT OF \$30,584.00, AND AUTHORIZE THE BOARD CHAIR TO SIGN THE ESTIMATED ACTUARIAL COST OF ADDITIONAL CREDITED SERVICE CALCULATED ON JULY 1, 2009. AYES-ALL. MOTION CARRIED.

09-338

MOTION BY GARDNER, SECONDED BY SCHOLTENS, TO AUTHORIZE THE FOLLOWING INDIVIDUALS TO ATTEND THE ANNUALLY HELD MERS CONFERENCES:

1. COUNTY ADMINISTRATOR (EMPLOYER DELEGATE)
2. HUMAN RESOURCES MANAGER
3. EMPLOYEE DELEGATE ENROLLED IN THE DEFINED BENEFIT (DB) PLAN.

ALL CONFERENCE EXPENSES ARE TO BE PAID FROM THE RETIREMENT FUND, RETIREMENT, TRAVEL (731-861-860). AYES-ALL. MOTION CARRIED.

MISCELLANEOUS COMMITTEE REPORT/GENO - Reported on attendance at the Diamond Lake Board meeting on July 14<sup>th</sup> with discussion surrounding that board's support of the Resolution passed on the Phosphorus Education Program Endorsement. Attended the Welcome Center Open House on July 18<sup>th</sup>. Also attended the Commission on Aging Board meeting on July 20<sup>th</sup> where discussion surrounded budgetary items.

MISCELLANEOUS COMMITTEE REPORT/TRAPP - Attended the meeting of the Board of Public Works, where it was revealed the Hazardous Waste Pickup held in June brought in approximately 10,000 pounds of hazardous waste material; \$678.00 were received in donations; and the total cost amounted to \$7,614.80. Also attended the Welcome Center Open House and the Lilley Township First Responders Open House.

MISCELLANEOUS COMMITTEE REPORT/NIEBOER - Attended a meeting with the Undersheriff regarding funding for the spay/neuter program at the Animal Shelter; anticipates another meeting to occur.

MISCELLANEOUS COMMITTEE REPORT/SCHOLTENS - Attended the Englewright Lake Board Meeting on July 15<sup>th</sup> where discussions also surrounded the Resolution passed on the Phosphorus Education Program Endorsement. Attended the Welcome Center Open House on July 18<sup>th</sup>. Also attended the District #10 Health Department Personnel Committee Meeting at which wages and benefits for the coming year were reviewed.

MISCELLANEOUS COMMITTEE REPORT/GARDNER - Reported on attendance at the Welcome Center Open House.

MISCELLANEOUS COMMITTEE REPORT/MAIKE - Attended an internet session regarding the rural utility service/broadband at Ferris State University. Also reported that attendance at the Ryerson Lake Board meeting revealed support of the Resolution passed on the Phosphorus Education Program Endorsement. Attended the Welcome Center Open House on July 18<sup>th</sup>. Also attended the Michigan Northern Counties Association meeting on July 20<sup>th</sup>, where discussion surrounded the increase in LEIN fees to the Courts and Sheriffs' Departments.

MISCELLANEOUS COMMITTEE REPORT/WRIGHT - Reported on attendance at the Welcome Center Open House on July 18<sup>th</sup>, expressing appreciation for the collaborative efforts of the Parks Commission, Newaygo County Economic Development Commission (NCEDO), the County Convention & Visitors Bureau, Newaygo Community Recreation Authority, the Newaygo County Board of Commissioners, and the Fremont Area Community Foundation.

ADMINISTRATOR'S REPORT/LAKE - The Administrator reported the following:

- A request from Bridgeton Township to utilize GIS images has been authorized;
- With the changes made to the Personnel Manual, a pay scale for part time employees is being established for submission to the Board;
- Work on the budget continues;
- The deadline for Construction Manager Requests for Proposals has resulted in 13 requests;
- Negotiations are scheduled to commence tomorrow with Command Officers, Deputies;
- Attended a meeting with the Sheriff, Finance Chair, the architect, and Maintenance Department regarding the scope of the Jail Expansion Project;
- Commented on the LEIN System report previously made; and
- The West Central Michigan Counties Association Annual Dinner is scheduled to be held on Monday, July 27<sup>th</sup> at 6:00 P.M. in Reed City.

PUBLIC COMMENT: Newaygo County Treasurer, Holly Moon, issued an invitation to the "Picnic in the Park" during the Baby Food Festival in Fremont, which benefits Recycling of Newaygo County.

MISCELLANEOUS/JAIL EXPANSION CONSTRUCTION COMMITTEE  
09-343

MOTION BY MAIKE, SECONDED BY TRAPP, TO APPOINT A JAIL EXPANSION CONSTRUCTION COMMITTEE AS FOLLOWS:

- |                             |   |
|-----------------------------|---|
| <u>COUNTY COMMISSIONERS</u> | FINANCE CHAIR PATRICK GARDNER               |
|                             | PHYSICAL/ECON DEVELOPMENT CHAIR CHUCK TRAPP |
| <u>SHERIFF'S OFFICE</u>     | SHERIFF MICHAEL MERCER                      |
|                             | JAIL ADMINISTRATOR ROGER PALMITER           |
| <u>CITY OF WHITE CLOUD</u>  | MAYOR DONALD BARNHARD                       |

AYES-ALL. MOTION CARRIED.

MISCELLANEOUS/PURE MICHIGAN FUNDING PACKAGE  
09-344

MOTION BY GENO, SECONDED BY NIEBOER, TO APPROVE RESOLUTION #07-022-09 URGING THE MICHIGAN LEGISLATURE TO SUPPORT THE PURE MICHIGAN FUNDING PACKAGE. AYES-ALL. MOTION CARRIED.

MISCELLANEOUS/GARDNER - Reported that Officer Mitch Rood was recognized for life saving efforts at the Grant City Council meeting.

09-345  
MOTION BY SCHOLTENS, SECONDED BY NIEBOER, TO GO INTO CLOSED SESSION AT 10:26 A.M. REGARDING THE WELLNER CASE. ROLL CALL VOTE: SCHOLTENS-AYE, TRAPP-AYE, GENO-AYE, MAIKE-AYE, GARDNER-AYE, NIEBOER-AYE, WRIGHT-AYE. MOTION CARRIED.

09-346  
MOTION BY MAIKE, SECONDED BY TRAPP, TO RETURN TO OPEN SESSION AT 11:00 A.M. AYES-ALL. MOTION CARRIED.

09-347  
MOTION BY MAIKE, SECONDED BY SCHOLTENS, TO ACCEPT THE RECOMMENDATION OF OUR ATTORNEY, INSURANCE CARRIER, AND ADMINISTRATOR FOR SETTLEMENT OF THE WELLNER LAWSUIT. AYES-ALL. MOTION CARRIED.

09-348  
MOTION BY GENO, SECONDED BY NIEBOER, TO ADJOURN THE MEETING AT 11:02 A.M. AYES-ALL. MOTION CARRIED.

Laurel J. Breuker  
LAUREL J. BREUKER  
NEWAYGO COUNTY CLERK

/s/  
ADAM WRIGHT, CHAIRMAN  
NEWAYGO COUNTY BOARD OF COMMISSIONERS