

MICHIGAN'S OLDEST COURTHOUSE

MARLENE M. BRUNS  
LAPEER COUNTY CLERK

County Complex Building  
255 Clay Street  
Lapeer, Michigan 48446

Phone 810 area code  
667-0356

Circuit Court Division  
667-0358

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## A-G-E-N-D-A

### LAPEER COUNTY BOARD OF COMMISSIONERS REGULAR BOARD MEETING

November 6, 2008

**8:30 A.M.**

Cheryl Clark	District #1
Dyle Henning	District #2
Gary Roy	District #3
Lenny Schneider	District #4
Dave Taylor	District #5
Linda M. Jarvis	District #6
Ian Kempf	District #7

#### **CALL TO ORDER BY CHAIRMAN/VICE-CHAIR**

- ◆ Roll Call
- ◆ Opening Prayer
- ◆ Pledge of Allegiance

#### **CONSIDERATION FOR APPROVAL:**

- ◆ Agenda
- ◆ October 23, 2008 Regular Board Meeting

#### **REVIEW OF COMMISSIONER MILEAGE/EXPENSE SHEETS**

**PUBLIC TIME** - Citizens Comments, etc.

**CONTINUED-**

**NEW/OLD BUSINESS:****A. NOTICE OF UPCOMING APPOINTMENTS**

**B. TREASURER** – Report on Bank Request for Proposals  
(Nothing to report at this time, please refer to another meeting)

**C. RESCIND MOTION 153-08** from the May 8, 2008 Meeting  
(Regarding the installation of a chiller for the Historic Courthouse)

**D. AGREEMENT FOR SALE OF EXCESS CAPACITY**  
(Referred from the October 30, 2008 Committee of the Whole Meeting)

(Additional items)

**E.**

**F.**

**DRAFT MOTIONS**

♦ **Committee of the Whole** (10/30/08) (attached)

**AUDIT MOTIONS**

- ♦ **County Audit Motion**  
For disbursements dated November 7, 2008
- ♦ **Road Commissioner's Audit Motion**  
For disbursements dated November 6, 2008

**PUBLIC TIME** - Citizens Comments, etc.

**COMMISSIONERS' REPORTS**

**CLOSED SESSION** – If needed

**RECESS/ADJOURN**

**LAPEER COUNTY BOARD OF COMMISSIONERS  
REGULAR BOARD MEETING  
\*\*SECOND MEETING OF THE OCTOBER SESSION\*\*  
October 23, 2008  
8:30 A.M.**

Chairman Taylor called the meeting to order at 8:30 a.m. in the Commission Chambers on the lower level of the County Complex Building. Commissioner Schneider opened the meeting with prayer. The Pledge of Allegiance was recited.

Present:	Cheryl A. Clark	District #1
	Dyle Henning	District #2
	Gary Roy	District #3
	Lenny Schneider	District #4
	David Taylor	District #5
	Ian Kempf	District #7

Excused:	Linda M. Jarvis	District #6
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## **AGENDA**

It was the consensus of the Board to accept the agenda with the deletion of a closed session.

The draft minutes from the October 9, 2008 Regular Board Meeting were reviewed.

### 349-08

Motion by Schneider, supported by Kempf, to approve the draft minutes from the October 9, 2008 Regular Board Meeting. Motion carried.

It was noted that the Commissioner Mileage/Expense Sheets are in the packet for review.

**PUBLIC TIME** –No comments were received.

Greg Hill, Equalization Director, presented the 2008 Apportionment Report (L-4402).

### 350-08

Motion by Schneider, supported by Kempf, to adopt the 2008 Apportionment Report (Form L-4402) as prepared by the Equalization Director; and further, to authorize the Report to be sent to the State of Michigan. Motion carried.

Sally Eilersen, Treasurer, stated that she is still in the process of reviewing the information regarding the Bank Request for Proposals.

### 351-08

Motion by Clark, supported by Kempf, to refer the Treasurer's report regarding the Bank Request for Proposals to the November 6, 2008 Regular Board Meeting. Motion carried.

Michael Vizena, Executive Director of Community Mental Health, requested authorization to purchase a Shredder from Corporate Express.

352-08

Motion by Kempf, supported by Clark, to refer the request from the Lapeer County Community Mental Health to purchase a shredder from Corporate Express, to the October 30, 2008 Committee of the Whole Meeting, with authority to act. Motion carried.

353-08

Motion by Schneider, supported by Roy, to adopt the following General Appropriation Act Resolution to adopt the 2009 Operating Budget for January 1, 2009 to December 31, 2009:

**LAPEER COUNTY MICHIGAN**  
**GENERAL APPROPRIATION ACT**  
**RESOLUTION TO ADOPT THE AMENDED BUDGET**  
**FOR**  
**JANUARY 1, 2009 TO DECEMBER 31, 2009**

- WHEREAS,** In 2003, the County Board of Commissioners directed that a biennial budget process be established in an effort to improve the efficiency of the complex budget process, reduce time in the respective departments allocated to budget preparation, and to enhance fiscal planning and stability; and,
- WHEREAS,** Section 16 of the "Uniform Budgeting and Accounting Act" requires that an appropriation act be adopted by this County Board of Commissioners in order to implement the operating budgets of the County of Lapeer for FY 2009; and,
- WHEREAS,** The Lapeer County Board of Commissioners is the statutorily designated "legislative body" for the County Budget function under the Uniform Budgeting and Accounting Act (MCL 141.421); and,
- WHEREAS,** All County Elected Officials, Judges and appointed Department Heads were afforded the opportunity to appear before the County Board of Commissioners to discuss their budget request; and,
- WHEREAS,** The Board of Commissioners has taken into consideration the fact that certain mandatory functions of County government or operations must be budgeted at serviceable levels in order to provide statutory and constitutionally required services and programs, and that other essential and non mandatory services are budgeted to meet operational and community needs; and,
- WHEREAS,** Fifty percent (50%) of the proceeds of the Convention Facilities/Liquor Tax revenue received from the State are used for the specific purpose of substance abuse prevention programs in the County; and,
- WHEREAS,** Pursuant to MCL 141.412, section 2; a notice regarding the proposed budget was published in a newspaper of general circulation on October 1<sup>st</sup> and was placed on display in the County Clerks office from September 25th through October 16th and a public hearing was conducted on October 16, 2008; and,

(General Appropriation Act continued)

**WHEREAS,** A public notice was published in a newspaper of general circulation on June 4, 2008 and a public hearing was held on June 12, 2008 consistent with the "Truth in Taxation Act," to consider increasing the operating tax millage rate by 0.1785 mills; and,

**WHEREAS,** The Board of Commissioners at a regular meeting on June 19, 2008 adopted the following tax rates to be levied for the 2008 tax year/2009 budget year for a total County levy of 4.0342 including extra voted millage as summarized below:

<u>Purpose</u>	<u>Millage</u>	<u>Revenue</u>
General Government	3.7886	\$ 12,107,423
<u>Total Allocated Millage</u>	<u>3.7886</u>	<u>\$ 12,107,423</u>
Senior Citizens (Voted)	.2456	\$ 784,876
<u>Total extra voted Millage</u>	<u>.2456</u>	<u>\$ 784,876</u>
<b>Total Millage</b>	<b>4.0342</b>	<b>\$ 12,892,299</b>

**WHEREAS,** on August 5, 2008, the voters of Lapeer County approved an extra voted millage of .3300 for the Medical Care Facility requiring the Board of Commissioners' action of June 19, 2008 to be amended; and,

**WHEREAS,** the Board of Commissioners at a regular meeting of October 2, 2008 approved the Medical Care Facility extra voted millage of .3300 resulting in the following tax rates to be levied for the 2008 tax year / 2009 budget year with the amended total County levy of 4.3642 as summarized below:

<u>Purpose</u>	<u>Millage</u>	<u>Revenue</u>
General Government	3.7886	\$ 12,107,423
Extra Voted		
Senior Citizens (expires 12/1/2009)	.2456	\$ 784,876
MCF (expires 12/1/2017)	.3300	\$ 1,054,598
<u>Total Extra Voted Millage</u>	<u>.5756</u>	<u>\$ 1,839,474</u>
<b>Total Millage</b>	<b>4.3642</b>	<b>\$ 13,946,897</b>

**WHEREAS,** the revenue projections in the 2009 Budget are reduced to reflect the estimated amount of captured revenue by Tax Increment Finance Authorities and Downtown Development Authorities in local jurisdictions as summarized below:

(General Appropriation Act continued)

	<u>Millage Revenue</u>	<u>Est. Captured Rev.</u>	<u>Est. Net Rev.</u>
General Government	\$. 12,107,423	\$ 665,908	\$ 11,441,515
Senior Citizens	784,876	15,698	769,178
Medical Care Facility	1,054,598	21,092	1,033,506
Total	\$ 13,946,897	\$ 702,698	\$ 13,244,199

**WHEREAS,** PA 357 of 2004 suspended State Revenue Sharing to counties, shifted property tax payments to full summer collection by 2007, and created a Revenue Sharing Reserve Fund (RSRF) financed by property taxes; and,

**WHEREAS,** pursuant to the Act, the RSRF shall be used to replace State Revenue Sharing providing for transfers to the General Fund of approximately \$1.5 million per annum each budget year through 2010 before depletion; and,

**WHEREAS,** PA 357 affirms the intention of the State to restore full Revenue Sharing when the RSRF is depleted, notwithstanding forecasting for future increases in State revenue and recent State budget actions makes such a restoration problematic; and,

**WHEREAS,** the FY 2011 General Fund may consequently see a reduction of \$1.5 million without appropriate planning for the potential non-restoration of State Revenue Sharing; and,

**WHEREAS,** as a result of the gradual shift to the summer tax levy, tax revenues will temporarily exceed the projected average annual increase through the 2007 tax year and correspondingly decline in FY 2008; and,

**WHEREAS,** this statistical aberration allows for limited funds to be internally reserved and subsequently transferred to the General Fund during the fiscal years 2011 – 2015; and,

**WHEREAS,** the reserving and transferring of these funds will provide for a transition during the FY 2011 – 2015 period to aid in balancing the General Fund minimizing major disruption in service delivery.

**THEREFORE BE IT RESOLVED,** consistent with the long standing fiscal planning practices of the County, that a Local Reserve Fund shall be affirmed by this Appropriation Act for the aforementioned purposes and reasons.

**BE IT FURTHER RESOLVED,** that the Board of Commissioners directed the Controller/Administrator to present necessary changes to the 2009 budget to the Board prior to the beginning of the fiscal year of 2009 for final adoption; and,

**BE IT FURTHER RESOLVED,** that consistent with the direction of the Board of Commissioners the 2009 Budget has been amended to reflect necessary revisions as economic conditions warrant; and,

(General Appropriation Act continued)

**BE IT FURTHER RESOLVED**, that the FY 2009 amended Lapeer County Budgets as summarized below are hereby adopted on a fund and activity basis for the General Fund and for all other funds, subject to all County policies regarding the expenditure of funds and the conditions set forth in this Resolution:

<u>2009 Amended Budget</u>	
General Fund	\$ 20,852,909.00
Special Revenue Funds	29,590,028.07
Debt Service Funds	<u>3,338,309.04</u>
 TOTALS	 \$ 53,781,246.11

**BE IT FURTHER RESOLVED**, that all persons responsible for the Administration of this budget be duly advised of the contents of Public Act 621 of 1978 and their respective appropriations and responsibilities to not authorize or participate in the expenditures of funds except as authorized by this General Appropriations Act; and,

**BE IT FURTHER RESOLVED**, that to ensure compliance with the Uniform Budgeting Act, all Officials and employees of Lapeer County shall follow Claim Processing and Purchasing Procedures and the Personnel Manual as adopted and amended by the Board of Commissioners and that the budgeted funds are appropriated contingent upon compliance with said Purchasing Procedures and Personnel Manual; and,

**BE IT FURTHER RESOLVED**, that the approved employee positions on the Position Control Maintenance File shall limit the number of employees who shall be employed and no funds are appropriated for any position or employee not on the "Approved Position Control Maintenance File." Further, there may be a need to increase or decrease various positions within the Budget and/or impose a hiring freeze and/or reduction in staff due to unforeseen financial changes; therefore, the "Approved Position Control List" may be changed from time to time by the Board and/or the Board may impose a hiring freeze. The County elected officials and the County department heads shall comply with changes affected by the Board, if any, relative to the approved positions and the number of employees stated in the Position Control List; and,

**BE IT FURTHER RESOLVED**, that this budget does not authorize any compensation adjustment(s) without separate authority by the Board of Commissioners; and,

**BE IT FURTHER RESOLVED**, that certain positions authorized in this budget which are supported in part by grants or other sources of special revenue are only approved contingent upon the County receiving the budgeted funds. A Department Head responsible for grant administration shall immediately notify the Controller/Administrator in the event funding is not received or the County is notified that such funding has been discontinued or reduced; and,

(General Appropriation Act continued)

**BE IT FURTHER RESOLVED**, that since the County revenues and expenditures may vary from those contemplated, the Board of Commissioners may adjust the budget during the fiscal year as deemed necessary; and,

**BE IT FURTHER RESOLVED**, that the Controller/Administrator is authorized to automatically reduce a department budget each time a reduction is made in Federal, State, or local funds. The affected department head shall promptly take the necessary corrective action to reduce expenditures as a result; and,

**BE IT FURTHER RESOLVED**, that the County Controller/Administrator is hereby authorized to make budgetary transfers within the various funds and to authorize expenditures in accordance with the budgetary procedures established by the Board of Commissioners; and,

**BE IT FURTHER RESOLVED**, that all County Departments include indirect cost as determined by the most recent Cost Allocation Plan in all applications for Federal and State grants and further; where Indirect Costs are not included in the approved grant budget, a memorandum explaining the reason for not including them in the grant must be submitted with the Request for Action to approve the grant; and,

**BE IT FURTHER RESOLVED**, that all grant submissions to the Board of Commissioners shall clearly indicate the minimum required match and if any requirements exist in the grant that require the County to continue the program when the grant concludes; and,

**BE IT FURTHER RESOLVED**, that pursuant to the Uniform Budgeting Act, the Board of Commissioners designates the County Controller/Administrator as the Chief Administrative Officer and Budget Officer pursuant to MCLA 141.421 et. Seq., with the authority to administer such duties in connection with said budget, and as may be from time to time, delegated to the Office of Controller by this Board; and,

**BE IT FURTHER RESOLVED**, that the County Treasurer and/or County Controller/Administrator are authorized to borrow between funds within the common (general) bank account of the County within the guidelines as established by the Board of Commissioners.

Roll Call Vote: Schneider, aye; Henning, aye; Jarvis, absent; Kempf, aye; Roy, aye; Clark, aye; Taylor, aye. 6 ayes, 1 absent. Motion carried.

354-08

Motion by Clark, supported by Schneider, to authorize the Chairman to sign the 2009 employment agreements for the two Intensive Caseworkers, under the Family Court-Juvenile Division. Motion carried.

355-08

Motion by Clark, supported by Schneider, to approve the 3 page budget amendment for the Child Care Fund 292. Motion carried.

356-08

Motion by Clark, supported by Schneider, to approve the revised Lapeer County Internet Access to Information Policy, and adopt the language of the Disclaimer; Internet Access to the Register of Deeds indexes on the web site. Motion carried.

357-08

Motion by Clark, supported by Schneider, to authorize the Sheriff's Department to purchase fifteen body armor vests, at a cost of \$8,070.00, to be paid from line item 101-301-743.000 (Uniforms). Motion carried.

358-08

Motion by Clark, supported by Schneider, to authorize the Sheriff's Department to purchase forty-four (44) Insight Technologies M-3 Tactical Lights and forty-four (44) Uncle Mike's nylon cases, at a cost not to exceed \$3,963.52, to be paid from line item 675-259-977.000 (Equipment). Motion carried.

359-08

Motion by Clark, supported by Schneider, to approve the contract between Michigan Department of Environmental Quality (DEQ) and the Lapeer County Health Department, for the period of October 1, 2008 through September 30, 2009, at no cost to the County General Fund; and further, to authorize the Chairman to sign said contract. Motion carried.

360-08

Motion by Clark, supported by Schneider, to close the Health Department's Home Health Program, effective January 1, 2009. Motion carried.

Commissioner Kempf requested to go on record stating: That Imlay Township opposes the development of the Polly Ann Trail. Commissioner Roy also wanted to go on record stating: that Arcadia Township is also against the development of the Polly Ann Trail, and that he opposes the use of Eminent Domain to take private property for recreational use.

361-08

Motion by Clark, supported by Schneider, to approve the 2009 Memorandum of Understanding with the Michigan Department of Natural Resources, for maintenance and operation of the Polly Ann Trail, as submitted by the Parks Department; and further; to authorize the Chairman to sign said Memorandum. Roll Call Vote: Clark, aye; Jarvis, absent; Kempf, aye; Roy, nay; Schneider, aye; Henning, aye; Taylor, aye. 5 ayes, 1 nay, 1 absent. Motion carried.

362-08

Motion by Clark, supported by Henning, to authorize payment to Howard L. Shifman P.C., in the amount of \$14,490.00, for legal services rendered 09/01/08 – 09/30/08, to be paid from line item 101-210-801.020. Motion carried.

363-08

Motion by Clark, supported by Henning, to give the County Controller/Administrator and/or Chief Financial Officer the authority to act and approve all budget amendments, appropriation transfers, payroll and accounts payable disbursements through December 31, 2008. Motion carried.

364-08

Motion by Clark, supported by Henning, to approve the following budget amendment as submitted by the Prosecutor's Office:

Increase	101-229-860.020 (Extradition)	by	\$474.00
Decrease	101-100-700.100 (Contingency)	by	\$474.00

Motion carried.

365-08

Motion by Clark, supported by Henning, to approve the following budget amendment as submitted by Community Development:

Decrease	274-461-940.000 (Cost Allocation)	by	\$15,000.00
Increase	274-461-728.000 (Postage)	by	\$1,000.00
Increase	274-461-730.000 (Office Supplies)	by	\$2,000.00
Increase	274-461-860.000 (Mileage/Pool car)	by	\$12,000.00

Motion carried.

366-08

Motion by Clark, supported by Henning, to approve the following budget amendment for Buildings and Grounds:

Increase	101-265-775.050 (Repairs/ROD)	by	\$150.00
Increase	101-265-775.070 (Repairs/FIA)	by	\$3,000.00
Increase	101-265-775.080 (Repairs/Complex)	by	\$3,000.00
Increase	101-265-813.000 (Contract Service)	by	\$250.00
Increase	101-265-850.020 (Telephone/Centrex)	by	\$890.00
Increase	101-265-930.020 (Maintenance Contracts)	by	\$19,000.00
Decrease	101-265-704.000 (Salary, Employees)	by	\$26,290.00

Motion carried.

367-08

Motion by Schneider, supported by Kempf, to approve the following for the Lapeer County Community Mental Health, at no additional cost to the County general fund:

- revised Mental Health Supervisor – MA level job description at the existing paygrade (level 13), and
- elimination of one vacated FTE Mental Health Professional – BA level position (#602) and create an additional FTE regular Mental Health Supervisor – MA level position in the Assertive Community Treatment Program, and
- revision of the Organizational Chart accordingly.

Motion carried.

369-08

Motion by Clark, supported by Schneider, to approve the County's Audit Motion for disbursements dated October 24, 2008, based upon the signature of the County Controller/Administrator, and further, to approve the Road Commission's Audit Motion for disbursements dated October 23, 2008, based upon the signatures of the Road Commission Chairman and Finance Director. Roll Call Vote: Clark, aye; Kempf, aye; Roy, aye; Schneider, aye; Henning, aye; Jarvis, absent; Taylor, aye. 6 ayes, 1 absent. Motion carried.


**PUBLIC TIME** – No comments were received.

The Commissioners gave brief reports on meetings and conferences that they have recently attended, as well as upcoming meetings and events.

370-08

Motion by Clark, supported by Schneider, to adjourn the meeting. 10:00 a.m.

Chairman, David Taylor  
Board of Commissioners



Marlene M. Bruns, County Clerk  
Clerk of the Board



## COUNTY EXPENSES REIMBURSEMENT REQUEST FORM

Administration / BOC  
COUNTY DEPARTMENT

Jane M. Jarvis  
NAME OF EMPLOYEE

Co. Comm. #6  
TITLE OR POSITION

**COPY**

Oct 17 2008  
DATE SUBMITTED

FROM: 9-1-08 TO: 9-30-08  
PERIOD COVERED

ACCOUNT NUMBER

DAY OF MONTH	DESCRIPTION	PRIVATE AUTOMOBILE		COUNTY AUTOMOBILE		CAB, BUS OR PARKING	LODGING	MEALS	OTHER	DAILY TOTALS
		MILES	AMOUNT	GAS	OTHER					
3rd	Supper MTR	14								
4th	COW BOW	0								
5th	Supper Celebration	13								
8th	Senior Programs	18								
9th	Douglas Twp Board	17								
14th	Full BOC	10								
15th	Alton Twp Board	0								
16th	VADA Def	48								
18th	COW BOW	0								
19th	Brudenell Mtg	0								
25th	Full BOC	36								
SUMMARY TOTAL		146								

TOTAL AMOUNT OF VOUCHER 6789

I hereby certify that all items of expenses included in the statement were incurred in the discharge of authorized official Lapeer County business; That amounts are correct; and that they represent proper charges against the county.

NATURE OF OFFICAL BUSINESS: \_\_\_\_\_

SIGNED BY: Jane M. Jarvis

APPROVED BY: \_\_\_\_\_  
Department Head or authorized representative

	YES	NO
All receipts are attached:		
Extensions checked:		
Additions checked:		
Mileage checked:		
Expenses verified:		

**COUNTY  
TRAVEL EXPENSE VOUCHER**

LEAVE BLANK

VOUCHER NO. \_\_\_\_\_

WARRANT NO. \_\_\_\_\_

WARRANT DATE \_\_\_\_\_

**COPY**

DATE SUBMITTED 10 31 2008  
 PERIOD COVERED:  
 FROM 9-1-2008 TO 9-30-2008

**BOC**

COUNTY DEPARTMENT OR INSTITUTION  
 NAME OF EMPLOYEE Gary Roy

TITLE OF POSITION Commission Dist 3

HOME ADDRESS (CITY) \_\_\_\_\_

IN PREPARATION OF THIS VOUCHER USE TYPEWRITER OR PRINT PLAINLY

ACCOUNT NO. \_\_\_\_\_

DAY OF MONTH	DESCRIPTION	PRIVATE AUTOMOBILE		COUNTY OWNED AUTOMOBILE		RAILROAD, PULLMAN, STREET CAR, CAB OR BUS FARES	HOTEL OR ROOM	MEALS	OTHER EXPENSES	DAILY TOTAL
		MILES	AMOUNT	GAS AND OIL	OTHER EXPENSE					
1										
2										
3										
4										
5										
6										
7										
8	Arcadia Twp	8								
9	Burlington Twp	14								
10										
11	N.B Twp	28								
12										
13										
14										
15										
16										
17	HDC Crzo	94								
18										
19										
20										
21										
22										
23	ELS Region I	72								
24										
25	Marathon Twp	36								
26										
27										
28										
29										
30										
SUMMARY TOTALS		282								

TOTAL AMOUNT OF VOUCHER 131.13

I HEREBY CERTIFY THAT ALL ITEMS OF EXPENSE INCLUDED IN THIS STATEMENT WERE INCURRED IN THE DISCHARGE OF AUTHORIZED OFFICIAL BUSINESS; THAT THE AMOUNTS ARE CORRECT; AND THAT THEY REPRESENT PROPER CHARGES AGAINST THE COUNTY.

NATURE OF OFFICIAL BUSINESS \_\_\_\_\_

\_\_\_\_\_

SIGNED Gary Roy

APPROVED \_\_\_\_\_  
 HEAD OF UNIT OR AUTHORIZED AGENT

EXTENSIONS AND ADDITIONS CHECKED \_\_\_\_\_

MILEAGE CHECKED \_\_\_\_\_

EXPENDITURE CHECKED \_\_\_\_\_



2

2008

Catherine Bostick	Agricultural Preservation Board- 3 yr		2008 December 31, 2008
William Ankley	Agricultural Preservation Board- 3 yr		2008 December 31, 2008
Curt Carter	Brownfield Redevelopment Authority- 6 yr		2008 December 31, 2008
Jimmy King	Brownfield Redevelopment Authority- 6 yr		2008 December 31, 2008
Amy Planck	Brownfield Redevelopment Authority- 6 yr		2008 December 31, 2008
Don Dube	Brownfield Redevelopment Authority- 6 yr		2008 December 31, 2008
Dave Felk	Building Authority- 3 yr		2008 December 31, 2008
Gale Crooks	District Library Board- 4 yr		2008 December 31, 2008
Curt Carter	Economic Development Corp. - 6 yr		2008 December 31, 2008
Jimmy King	Economic Development Corp. - 6 yr		2008 December 31, 2008
Amy Planck	Economic Development Corp. - 6 yr		2008 December 31, 2008
Don Dube	Economic Development Corp. - 6 yr		2008 December 31, 2008
Ronald Lindsay	Veterans Affairs Committee- 4 yr	Vietnam Rep	2008 December 31, 2008
Ron Kalanguin	Regional Community Corrections Advisory Board- 2 yr		2008 December 31, 2008
Judge Nick Holowka	Regional Community Corrections Advisory Board- 2 yr		2008 December 31, 2008
Sue Clement	Regional Community Corrections Advisory Board- 2 yr		2008 December 31, 2008
Catherine Bostick	Regional Community Corrections Advisory Board- 2 yr		2008 December 31, 2008
Peggy Patten	Regional Community Corrections Advisory Board- 2 yr		2008 December 31, 2008
Byron Kanschuh	Regional Community Corrections Advisory Board- 2 yr		2008 December 31, 2008
Pauline Preisel	Regional Community Corrections Advisory Board- 2 yr		2008 December 31, 2008
Mary Stikelleather	Emergency Management Advisory Council- 2 yr	Emergency Management	2008 December 31, 2008
Jim McLain	Emergency Management Advisory Council- 2 yr	Law Enforcement	2008 December 31, 2008
Todd Alexander	Emergency Management Advisory Council- 2 yr	Law Enforcement	2008 December 31, 2008
Patrick McGreevy	Emergency Management Advisory Council- 2 yr	Law Enforcement	2008 December 31, 2008
George Scringner	Emergency Management Advisory Council- 2 yr	Fire	2008 December 31, 2008
Terry Kluge	Emergency Management Advisory Council- 2 yr	Fire	2008 December 31, 2008
Stephanie Simmons	Emergency Management Advisory Council- 2 yr	First Aide/Health	2008 December 31, 2008
Galland Burnham	Emergency Management Advisory Council- 2 yr	First Aide/Health	2008 December 31, 2008
Victor Martin	Emergency Management Advisory Council- 2 yr	Communications	2008 December 31, 2008
Doug Donner	Emergency Management Advisory Council- 2 yr	Communications	2008 December 31, 2008
Denny Fitzpatrick	Emergency Management Advisory Council- 2 yr	Hospital	2008 December 31, 2008
Lorraine Grinnell	Emergency Management Advisory Council- 2 yr	Education	2008 December 31, 2008
Phil Kaatz	Emergency Management Advisory Council- 2 yr	Agriculture	2008 December 31, 2008
Joe Medved	Emergency Management Advisory Council- 2 yr	Public	2008 December 31, 2008
Mike Hodges	Emergency Management Advisory Council- 2 yr	Legal	2008 December 31, 2008
<del>Fred Leuck</del>	Emergency Management Advisory Council- 2 yr	Citizen	2008 December 31, 2008

Per Mary: Mr. Leuck does not wish to be re-appointed - Everyone else for EMAC is ok.

**2008**

Thomas Bradburn	Emergency Management Advisory Council- 2 yr	Citizen	2008 December 31, 2008
Dan Smith	Emergency Management Advisory Council- 2 yr	Comm./Human Services	2008 December 31, 2008
Kimberly Goldorf	Emergency Management Advisory Council- 2 yr	MFR/First Aide / Health	2008 December 31, 2008
John Piorunek	Emergency Management Advisory Council- 2 yr	MFR/First Aide / Health	2008 December 31, 2008
Dyle Henning	Emergency Management Advisory Council- 2 yr	BOC	2008 December 31, 2008
Joyce Thatcher	Senior Programs Board (DOSA)- 2 yr	District #1	2006 December 31, 2008
Lee Scott	Senior Programs Board (DOSA)- 2 yr	District #2	2008 December 31, 2008
John Pettypool	Senior Programs Board (DOSA)- 2 yr	District #3	2008 December 31, 2008
Mary Ann Smith	Senior Programs Board (DOSA)- 2 yr	District #4	2008 December 31, 2008
Russell B. Beck	Senior Programs Board (DOSA)- 2 yr	District #5	2008 December 31, 2008
Bonnie Kavalunas	Senior Programs Board (DOSA)- 2 yr	District #6	2008 December 31, 2008
Dick Jurn	Senior Programs Board (DOSA)- 2 yr	District #7	2008 December 31, 2008
Donna Pfeiffer	Senior Programs Board (DOSA)- 2 yr	Inlay City Center	2008 December 31, 2008
Betty Verbeke	Senior Programs Board (DOSA)- 2 yr	Lapeer Center	2008 December 31, 2008

2

153-08

Motion by Henning, supported by Schneider, to authorize the Chairman to sign a contract with ATI Group to install a new 40 ton Carrier air cooled chiller for the Historic Courthouse, at a cost of \$46,500.00, to be paid from the Historic Courthouse Construction Fund. Motion carried.

①

**REPLACEMENT FOR PROPERTIES MOTION #4**  
**OCTOBER 30, 2008**

**EXCERPT FROM THE JUNE 26, 2008 PROPERTIES COMMITTEE MEETING**

**Motion by Schneider, supported by Henning, to recommend to the Committee of the Whole to adopt the attached "Agreement for Sale of Excess Capacity" for use with local units of government wanting access to County services and internet through the County and Intermediate School District fiber. Motion carried unanimously.**

*(See attached agreement)*

**REQUEST FOR ACTION**

DATE: June 25, 2008

  x   REQUEST FOR ACTION  
APPROVED

       REQUEST FOR INFORMATION

**TO: Properties Committee**

**FROM: Building and Grounds**

\*\*\*\*\*

**SUMMARY OF REQUEST / INFORMATION**

Lapeer County has the capacity to provide a fiber link to local municipalities for access to County services and the internet.

**CONTACT PERSON(S): Joseph Stock**

**BACKGROUND INFORMATION:** The County has the capacity to provide services for local law enforcement agencies and internet access for municipalities. The county currently pays \$12,500/year for access and maintenance for these services. The attached Agreement will grant access to municipalities the shared cost of 50% of the County cost (currently \$1050/yr. per municipality). As other municipalities come on line they can pay a share and lower the overall cost to the County and all other participants.

**SUPPORTING DOCUMENTS:**

Attached

**DRAFT MOTION:** Moved by \_\_\_\_\_, Supported by \_\_\_\_\_, that the Lapeer County Board of Commissioners adopt the attached "Agreement For Sale of Excess Capacity" for use with local units of government wanting access to County services and internet over County and Intermediate School District fiber.

ATTACHMENTS    YES   x      NO

(municipality) expressly agrees to use Fiber for the sole purpose of transporting voice, video, and data related to the provisions of municipal services, including , but not limited to, law enforcement in (municipality.)

In addition, (municipality) expressly agrees that other third parties (i.e., non governmental entities), including but not limited to, maintenance contractors, will not be allowed to touch or access Fiber without the written consent of the County and the ISD.

#### 6. Maintenance

ISD will be responsible for maintaining Fiber.

#### 7. Insurance

(Municipality) shall obtain and maintain such insurance coverage as necessary to fully cover municipality's use of Fiber, including adequate general liability insurance coverage.

#### 8 Indemnification

(municipality) agrees to indemnify, protect, defend and hold harmless the County and the ISD from any and all claims, losses, liabilities, causes of action, demands, judgments, decrees, proceedings, or expenses of any related nature, including without limitation, reasonable attorney's fees arising out of or resulting from the lease of this excess capacity to (municipality), as well as arising out of or resulting from any negligent acts or omissions of (municipality) , its agents, employees, contractors, successors, or assigns in its use of this excess capacity.

#### 9. Notices

All notices required under this Agreement shall be either hand delivered or Mailed to the following

To County  
Attention County Administrator  
255 Clay St.  
Lapeer, Mi. 48446

To municipality  
\_\_\_\_\_

#### 10 Entire Agreement

The provisions of this Agreement contain all of the promises, covenants, and conditions between the parties with respect to this transaction. Modifications to this Agreement must be made in writing and executed by both parties in order to be enforceable.

**DRAFT MOTIONS FROM THE  
October 30, 2008  
COMMITTEE OF THE WHOLE MEETING**

1. Motion by Kempf, supported by Henning, to recommend to the Full Board, to authorize Emergency Management to submit the 2008-2009 Hazardous Materials Emergency Preparedness Planning Grant Application, for the completion of 15 new plans and 5 updates; and further; to authorize the Director to work with the County Controller in regards to the hiring of support staff to compile said plans, and that this position will only be granted until July 1, 2009, or when the \$1,000.00 award has been expended. Motion carried.
2. Motion by Clark, supported by Kempf, to recommend to the Full Board, to authorize the Prosecutor's Office to purchase an Elmo Advanced Document Camera, at a cost of \$659.94, to be paid from line item 267-229-657.010 (Drug Forfeiture Fund). Motion carried.
3. Motion by Kempf, supported by Roy, to recommend to the Full Board, to authorize Lapeer County Community Mental Health to purchase a Shredder from Corporate Express, in the amount of \$1,944.44, to be paid from line item 222-259-977.000. Motion carried.
4. Motion by Clark, supported by Kempf, to recommend to the Full Board, to authorize the Treasurer's Office to purchase a FPI 2020 folder/insertor/sealer from Automated Business Equipment, for the price of \$8,600.00, to be paid from line item 532-253-977.000 (Foreclosure Funds), at no cost to the County General Fund. Motion carried.
5. Motion by Roy, supported by Schneider, to recommend to the Full Board, to approve the reimbursement for 10 months of cell phone usage by Phil Kaatz, at a rate of \$24.00 per month, and to continue this rate until further notice. Motion carried.
6. Motion by Schneider, supported by Kempf, to recommend to the Full Board, to authorize payment to Johnson, Rosati, LaBarge, Aseltyne & Field, P.C., in reference to invoice #1053208, in the amount of \$4,561.05, for services rendered 09/01/08 – 09/30/08, to be paid from line item 101-210-801.020. Motion carried.
7. Motion by Schneider, supported by Henning, to recommend to the Full Board, to approve the agreement with Deerfield Disposal Services for the Lapeer Community Recycling Drop-off Program, for the period of January 1, 2009 through December 31, 2009, and to authorize the Chairman to sign said agreement; and further, to authorize the Administration Office to pay the quarterly payments, from line item 227-526-813.000, throughout 2009, as specified in said agreement. Motion carried.
8. Motion by Kempf, supported by Clark, to recommend to the Full Board, to authorize the Sheriff's Department to return to the original donor, as surplus property, two semi-automatic firearms in the Sheriff's Office inventory (one semi-automatic 9mm caliber serial #4315526 and one semi-automatic 308 caliber serial #41-061472). Motion carried.

## Draft Motions from the Committee of the Whole Continued

9. Motion by Kempf, supported by Clark, to recommend to the Full Board, to authorize the Sheriff's Department to make available the following surplus weapons to Police Departments within Lapeer County based on a priority basis, with the stipulation that should those departments no longer need the weapons that they must be returned to Lapeer County: Bushmaster – Serial #BF1435748; Colt – Serial #CMH024604; Colt – Serial #ATF3100114; Colt – Serial #SP139741; Smith & Wesson – Serial #A845248; S&W – Serial #TBH6981; S&W – Serial #290443; S&W – Serial #C519485. Motion carried.
10. Motion by Kempf, supported by Roy, to recommend to the Full Board, to approve the draft Historic Courthouse and Grounds Use Policy, as revised, to eliminate the words “or drug use” in item #3 letter B; and also, to eliminate items “N” and “O” and inclusion of new item #5 under “Fees” to reflect a 50% discount to non-profit organizations that are defined in item #3. Motion carried.
11. Motion by Schneider, supported by Roy, to recommend to the Full Board, to grant consistent with County approved pay increases for year 2009, a 2% rate increase (from \$10.71 per hour to \$10.92 per hour) to the Department of Human Services (DHS) contractual Resource Facilitator position, effective December 27, 2008, at no additional cost to the County General Fund. Motion carried.
12. Motion by Schneider, supported by Roy, to recommend to the Full Board, to approve the Thumb Area Regional Community Corrections Advisory Board Service Agreement for Tuscola County Community Corrections Services, for the period of October 1, 2008 through September 30, 2009, in the amount of \$31,720.00; and further, to authorize the Chairman to sign said agreement. Motion carried.
13. Motion by Schneider, supported by Roy, to recommend to the Full Board, to approve the Thumb Area Regional Community Corrections Advisory Board service agreement with List Psychological Services PLC, for the period of October 1, 2008 through September 31, 2009; and further, to authorize the Chairman to sign said agreement. Motion carried.
14. Motion by Clark, supported by Schneider, to recommend to the Full Board, to approve the contract between Thumb Area Regional Community Corrections Advisory Board and the Lapeer County Health Department Alcohol Information and Counseling Center (AICC), for the period of October 1, 2008 through September 30, 2009, in the amount of \$33,600.00 for Substance Abuse and \$52,634.00 for DDJR – Intensive Outpatient Program; and further, to authorize the Chairman to sign said agreement. Motion carried.
15. Motion by Schneider, supported by Roy, to recommend to the Full Board, to authorize the Buildings and Grounds Department to install the plumbing and control fixtures necessary to allow the Historic Courthouse HVAC to run off the County's existing equipment at the County Complex, for a cost not to exceed \$25,000.00, to be paid from line item 470-740-976.000 (Historic Courthouse Restoration Fund). Motion carried.