

**DICKINSON COUNTY BOARD OF COMMISSIONERS
REGULAR BOARD MEETING**

**Monday, May 23, 2011 - 6:30 p.m.
Courthouse - Circuit Courtroom**

1. The meeting was called to order by Chairman Wender at 6:30 P.M.
2. The Pledge of Allegiance to the Flag was said by all.
3. Roll Call was taken by County Clerk Dolly Cook and a Quorum was present.

Present: Chairman Wender, Vice Chairman Smith and Commissioners Degenauer Jr., Martin and Stevens.

Absent: (0)

Also Present: County Clerk Dolly Cook, Prosecutor Stephanie Brule, Sheriff Scott Ceello, Equalization Director Larry Swartout, Administrative Assistant Sonya Pugh and Controller Kay Pascoe.

4. Motion by Commissioner Martin, supported by Commissioner Smith to accept the agenda with the following additions:

7. T. Dickinson County Road Commission

2. Authorize advertising for 2 positions on the County Road Commission. It is expected that the appointment will be made at the June 20, 2011 regular County Board meeting and the appointments will be effective July 1, 2011. One Position will expire 4/30/2013 and one position will expire 4/30/2014.

10. Petitions and New Business

2. Authorize advertising to fill the balance of a term on the Northpointe Board which expires 3/31/2012. The vacancy is due to the resignation of Elizabeth Farragh
All Ayes, Motion Carried.

5. Motion by Commissioner Smith, supported by Commissioner Degenauer Jr., to approve the following meeting minutes with the following corrections:

Regular Meeting - 5/9/11

Employee Relations Committee - 5/17/10

Regular Board meeting 5/09/2011: Page 2, fourth sentence reads as follows: He stated (Degenauer Jr.) putting more Board members on is irresponsible. **It should of read: He stated not putting more Board members on is irresponsible.**

The second correction is in the next paragraph. It reads as follows: He stated bills were not paid from February and \$180,000 of the \$200,000 line of credit was spent and they borrowed \$450,000 more. **It should of read: He stated the bills were not paid from February and \$180,000 of the \$200,000 line of credit was spent and they borrowed up to \$450,000 on their line of credit.....**

All Yes, Motion Carried.

6. **COMMUNICATIONS AND LEGISLATION:**

A. Citizens' Time: (Limited to five minutes per person)

Chairman Wender opened the floor to Citizens' Time and there was no participation.

B. Resolutions and Legislation - Commissioner Smith - None

7. **REPORTS OF STANDING COMMITTEES:**

A. **Finance Committee** - Finance Chairman John Degenauer, Jr.

1. Motion by Commissioner Degenauer Jr., supported by Commissioner Stevens to release the PA 2 Liquor Tax revenues to the Western UP Substance Abuse Agency in the amount of \$13,040. Roll Call Vote: Commissioners:

Degenauer Jr. Aye

Martin Aye

Smith Aye
Stevens Aye
Wender Aye Motion Carried.

2. Motion by Commissioner Degenauer Jr., supported by Commissioner Stevens to authorize appropriating \$2,000 to assist Breitung Township in paying for an independent appraisal of Home Depot. Roll Call Vote: Commissioners:

Martin Aye
Smith Aye
Stevens Aye
Wender Aye
Degenauer Jr. Aye Motion Carried.

Commissioner Martin stated she intends to vote in favor of this because the taxpayer will suffer if these taxes are reduced. Commissioner Degenauer Jr., stated we cannot stand up against Home Depot if we do not have this appraisal done. Commissioner Wender stated this appraisal will cost approximately \$9,600.00

B. A-95 Review - Commissioner Joe Stevens - No Report

C. Crystal Lake Center/YMCA - Commissioner Frank Smith

Commissioner Smith stated they will be putting some air conditioners in some of the exercising rooms. Commissioner Wender stated he called the YMCA to see if they could use some glass panels from the airport. Commissioner Martin asked if Commissioner Smith meets with the YMCA Board? She stated we should. Commissioner Stevens stated the lease stated there would be mutual discussion with changes. He stated the County should have some discussion about how the money is spent.

D. Six County Employment Alliance - Commissioner Frank Smith - No Report

E. Planning and Zoning Committee - Commissioner Joe Stevens

1. Conservation District meeting minutes of 4/19/11.

F. DHS/Community Services Agencies - Commissioner Smith

Commissioner Smith stated due to retirements they will be training these people and each person will have approximately 400 cases.

G. Dickinson-Iron Health Department - Commissioner Smith

1. Health Board meeting minutes of 4/27/11.

H. Northpointe - Commissioner Ann Martin - No Report

I. Pinecrest - Commissioner John Degenauer, Jr. - No Report

J. Equalization Committee - Commissioner John Degenauer, Jr. - No Report

K. Building & Supply/Real Estate-Remodeling- Commissioner Smith - No Report

L. Public Safety and Judiciary - Commissioner Henry Wender - No Report

M. Parks Committee - Commissioner Joe Stevens

1. Motion by Commissioner Stevens, supported by Commissioner Degenauer Jr., to authorize the use of the Lake Antoine bandshell for a gathering with DJ music, subject to the execution of the bandshell agreement and payment of fee. All Ayes, Motion Carried.

2. Motion by Commissioner Stevens, supported by Commissioner Degenauer Jr., to execute a Quit Claim Deed transferring Hanbury Lake Park to the City of Norway. (Transfer will not be finalized until the DNR executes an amendment to the Project Agreement transferring grantee responsibilities from Dickinson County to the City of Norway.)

Roll Call Vote: Commissioners:

Smith Aye
Stevens Aye
Wender Aye

Degenauer Jr. Aye

Martin Aye Motion Carried.

Commissioner Martin asked if this was standard language and Prosecutor Brule stated it was.

Commissioner Stevens asked when this will actually take place. Pascoe stated they thought they would have this by tonight's meeting, but that didn't happen. She stated they promised we would have this very quickly. Commissioner Wender thanked Kay, Stephanie and Larry for their help in getting this done.

Commissioner Stevens stated the State Inspector will be here Friday for Stromberg Park.

N. Airport Committee - Commissioner Henry Wender - No Report

O. Fair Board - Commissioner John Degenauer, Jr. - No Report

P. Library Board - Commissioner Ann Martin

Commissioner Martin stated the Library will not be doing passports because of the responsibility of people applying for passports at a given time and then not receiving them in that time. She stated they are open more than the courthouse and many people would have to be trained. She stated taking on the responsibility of passports would hamper service to the citizens. She stated it was felt it would be impractical to do passports.

1. Library Board meeting minutes of 5/10/11.

Q. Dickinson Partnership/Economic Dev. - Commissioner Joe Stevens - No Report

R. Employee Relations Committee - Commissioner Frank Smith - No Report

S. Dickinson County Hospital Committee - Commissioner Joe Stevens - No Report

T. Dickinson County Road Commission - Commissioner Henry Wender

1. Motion by Commissioner Smith, supported by Commissioner Martin to approve increasing the number of County Road Commissioners from three to five as authorized by PA 598 of 2006. Roll Call Vote: Commissioners:

Stevens Aye

Wender Aye

Degenauer Jr. Aye

Martin Aye

Smith Aye Motion Carried.

Commissioner Martin stated she is opposed to the expansion of Government and the reason for this would be the financial condition of the Road Commission. She stated five members will better serve the public than three. Commissioner Smith stated in their audit the beginning fund balance was \$180,000 and the ending was a -\$80,000 which means they overspent by \$260,000.

Commissioner Degenauer Jr., stated he did not blame the three commissioners for the financial condition. He stated they should have been on top of this a lot sooner and not have let it get so bad. Commissioner Wender stated he does blame the Board and administration.

2. Motion by Commissioner Degenauer Jr., supported by Commissioner Smith to authorize advertising for 2 positions on the County Road Commission. It is expected that the appointments will be made at the June 20, 2011 regular County Board meeting and the appointments will be effective July 1, 2011. One position will expire 4/30/2013 and one position will expire 4/30/2014. Roll Call Vote: Commissioners:

Wender Aye

Stevens Aye

Smith Aye

Martin Aye

Degenauer Jr. Aye Motion Carried.

Commissioner Stevens stated he would have liked to have waited and had the new positions seated the first week of January. He stated this will be a small financial burden and they should be in better shape in the fall according to Ron Milbrath. He stated it is not enough to not make him vote for this.

Commissioner Martin stated we haven't been clear for applicants when they respond to our ads. She stated we should know their qualifications and maybe a resume should be requested. She stated is the Board obligated to appoint from the applicants received? Commissioner Wender stated if he did not like the choices, he would have them advertise again. He stated he wants

resumes. Commissioner Smith and Degenauer Jr., agrees with what was said.

U. Construction Code Commission - Commissioner John Degenauer, Jr. - No Report

V Bay West Advisory Committee - Ann Martin

1. Bay West meeting minutes of 2/10/11

Commissioner Martin stated contact hours are up 3% from last year. She stated Johanna Ostwald resigned from the advisory board due to her retirement from ISD. She will be missed.

8. Citizens' Time: (Limited to five minutes per person):

Chairman Wender opened the floor to Citizens' Time and there was no participation,.

9. **UNFINISHED BUSINESS & OLD BUSINESS:** - Commissioner Smith - None

10. **PETITIONS AND NEW BUSINESS:** - Commissioner Smith

1. Motion by Commissioner Smith, supported by Commissioner Stevens to accept the resignation of Stephen Soltis from the Fumee Lake Commission and authorize advertising for the balance of the term. All Ayes, Motion Carried.

2. Motion by Commissioner Smith, supported by Commissioner Martin to authorize advertising for the Planning Commission, Western Substance Abuse and to fill the balance of a term on the Northpointe Board which expires 3/31/2012. The vacancy is due to the resignation of Elizabeth Farragh. All Ayes, Motion Carried.

11. Motion by Commissioner Degenauer Jr., supported by Commissioner Smith to accept Committee Reports and Correspondence and Place on File. All Ayes, Motion Carried.

12. Controller's Report.

Controller Pascoe stated that she will be going to a training with Dolly in Escanaba tomorrow and it is put on by the Michigan Municipal League.

13 Commissioners' Personal Privilege.

Commissioner Martin stated this Road Commission Open Meetings violation has a 60 day statute of limitation. She stated the meeting was held on April 20th. She stated we should talk about this at a future meeting. She asked it be put on the next agenda. She asked about the letter from the mine inspector. She stated he had some questions and she would like to know the cost from him? She stated there will be an article about court funding on line and she would like copies to go to all the Board Members.

Commissioner Stevens stated CUPPAD will give preliminary figures for the GPS equipment. He thought the report was well written.

Commissioner Smith asked about the Road Commission and the open meetings act.

Commissioner Wender and Martin stated this was not intentional. Commissioner Smith asked when are we going to talk about this? Prosecutor Brule stated the only recourse is court.

Prosecutor Brule talked about the bath salt problem. She stated this drug is very, very dangerous.

14. Motion by Commissioner Wender, supported by Commissioner Stevens to adjourn, Subject to Call of Chairman at 7:07P.M.

Henry Wender, Chairman

Dolly L. Cook, County Clerk

