

Board of Commissioners Minutes
Board Conference Room
July 22, 2010

The regular meeting of the Oceana County Board of Commissioners was called to order by Chairperson Van Sickle in the Board Conference Room on Thursday, July 22, 2010 at 2:00 p.m.

Roll was called by the Clerk. Present: Mr. Malburg, Ms. Kolbe, Mr. Brown, Mr. Powers, Mr. Byl, Mr. Simon, and Mr. Van Sickle. Absent: None.

Moved by Mr. Simon and seconded by Mr. Byl to approve the minutes of the July 8, 2010 meeting as presented. Voice vote. Motion carried.

Correspondence was received from Mr. Timothy K. McGuire, Executive Director, Michigan Association of Counties (MAC), thanking the Oceana County Board of Commissioners for the resolution expressing support for all efforts at the state and federal levels to stop the migration of the Asian carp species from entering Lake Michigan.

MAC appreciates being apprised of the legislative activity in Oceana County. The letter is on file in the County Clerk's office.

Correspondence was received from Ms. Janice Wilford, Program Manager, Michigan Agriculture Environmental Assurance Program (MAEAP), Michigan Department of Agriculture (MDA), regarding MAEAP the Farmstead System and Cropping System verification notification to Mr. Caleb Coulter, Coulter Farms, New Era.

After reviewing the Farmstead Improvement Action Plan and Cropping System Improvement Action Plan and the required components of the Farm A* Syst, and Crop*A*Syst, MDA staff verified that Coulter Farms have met the requirements set forth by the MAEAP Farmstead System. The letters are on file in the County Clerk's office.

A letter was received from Mr. Stan Rickard, Hart City Manager, regarding an application received for an Industrial Facilities Exemption Certificate from GHSP, Inc., Subsidiary of JSJ Corporation, for land and building improvements, machinery, equipment, furniture, and fixtures. The estimated value of the project is \$2,778,950.00. The Hart Tax Abatement Committee recommended approval of the request on July 7, 2010.

A public hearing on the above abatement request will be held on Tuesday, July 27, 2010 at 7:30 p.m. in City Hall Council Chambers, 407 State Street. Any interested party wishing to comment on the request may do

so in person on that date or in writing prior to the hearing. The letter is on file in the County Clerk’s office.

On Saturday, September 25, 2010, the University of Michigan will honor all Michigan counties with a “Tribute to Michigan Day” in Michigan Stadium at the Michigan-Bowling Green football game. Four free tickets have been offered to the Oceana County Board Chairperson; thus, if any commissioners wish to attend the Michigan-Bowling Green football game that day please contact Ms. Johnson, Oceana County Administrator/Fiscal Officer.

U of M recently completed a major renovation to its football stadium. To recognize our state’s rich and long-standing support, they have installed individual engraved plaques that carry the name of all Michigan counties.

RESOLUTION NO. 1 – SELECTION OF OPTION 1 REGARDING NATIONAL FOREST REVENUE

Moved by Mr. Powers and seconded by Mr. Malburg to select Option 1: “25 Percent Payment Amount” with respect to revenues received from national forests, primarily revenues from timber sales. The annual payments (estimated to be \$28,947 in 2010 and \$26,052.30 in 2011) are based on the County’s share of the State’s 25% based on a seven (7) year rolling average. The funds can only be used for public roads and public schools.

Roll call vote: Mr. Powers-yes; Mr. Malburg-yes; Ms. Kolbe-yes; Mr. Brown-yes; Mr. Simon-yes; Mr. Byl-yes; and Mr. Van Sickle. Absent: None.

Motion carried.

RESOLUTION NO. 2 – ACCEPTANCE OF THE INFORMATION TECHNOLOGY NETWORK ASSESSMENT PROGRAM

Moved by Mr. Simon and seconded by Ms. Kolbe to accept the Information Technology Network Assessment Program from I3 Business Solutions, 945B Forest Hills Drive SE, Grand Rapids, MI 49546 in the amount of \$1,000 to perform the following assessment of the courts computer system:

- Evaluate Network and Infrastructure Support
- Recommend Support Options to Simplify and Manage IT
- Strategize for New Investments
- Investigate Support and Administration Options
- Evaluate PC Workstations, Software Investments & IT Considerations for PC Support

Roll call vote: Mr. Simon-yes; Ms. Kolbe-yes; Mr. Brown-yes; Mr. Powers-yes; Mr. Byl-yes; Mr. Malburg-yes; and Mr. Van Sickle-yes. Absent: None.

Motion carried.

RESOLUTION NO. 3 – TRANSFER OF FUNDS

Moved by Mr. Simon and seconded by Mr. Byl to transfer \$1,000 from the Contingency Fund to the Circuit Court Budget – 821 Other Contractual Services for the Information Technology Network Assessment.

Roll call vote: Mr. Simon-yes; Mr. Byl-yes; Mr. Powers-yes; Mr. Brown-yes; Ms. Kolbe-yes; Mr. Malburg-yes; and Mr. Van Sickle-yes. Absent: None.

Motion carried.

RESOLUTION NO. 4 – TRANSFER OF FUNDS

Moved by Mr. Simon and seconded by Ms. Kolbe to transfer \$4,000.00 from the Soldiers and Sailors Relief Commission Appropriations to the Soldiers and Sailors Relief Commission Fund #293.

Roll call vote: Mr. Simon-yes; Ms. Kolbe-yes; Mr. Malburg-yes; Mr. Byl-yes; Mr. Powers-yes; Mr. Brown-yes; and Mr. Van Sickle-yes. Absent: None.

Motion carried.

RESOLUTION NO. 5 – AMENDMENTS TO THE 2010 SPECIAL REVENUE FUND BUDGETS

Moved by Mr. Simon and seconded by Mr. Powers to amend the following 2010 Special Revenue Fund Budgets as follows:

- 201 – Road Fund –from -0- to \$7,134,000
- 235 – Homestead Denials – from -0- to \$5,650
- 259 – Emergency Management Medical Reserve Corp from -0- to \$17,200
- 277 – CDBG Fund from -0- to \$137,500
- 285 – Revenue Sharing Reserve Fund from -0- to \$625,000
- 287 – MCF Depreciation Fund from -0- to \$816,981
- 357 – M/O 911 Debt Retirement Fund from -0- to \$168,687
- 405 – Capital Projects – Equipment Replacement Fund – from -0- to \$500
- 526 – 100% Tax Payment Fund #2006 – from -0- to \$106,916
- 527 – 100% Tax Payment Fund #2007 – from -0- to \$558,000
- 528 – 100% Tax Payment Fund #2008 – from -0- to \$181,000
- 529 – 100% Tax Payment Fund #2009 – from -0- to \$78,000
- 595 – Sheriff's Dept Commissary Fund – from -0- to \$4,200
- 843 – Crystal Pond Improvement Board Fund from -0- to \$18,000
- 851 – Drain Debt Service Fund from -0- to \$222,142
- 891 – Drain Construction Fund – Lake Holiday from -0- to \$16,800
- 801 – Drain Fund from \$218,125 to \$228,939

Roll call vote: Mr. Simon-yes; Mr. Powers-yes; Mr. Brown-yes; Mr. Byl-yes; Mr. Malburg-yes; Ms. Kolbe-yes; and Mr. Van Sickle-yes. Absent: None.

Motion carried.

**RESOLUTION NO. 6 – APPROVAL FOR FARMLAND AND OPEN SPACE PRESERVATION PROGRAM
APPLICATION FROM VALLEY VIEW PORK**

Moved by Mr. Byl and seconded by Ms. Kolbe to approve the following Farmland and Open Space Preservation Program Application from Valley View Pork:

Application #006 – Section 24 and 25, T16N, R15W, Township of Colfax, County of Oceana

Roll call vote: Mr. Byl-yes; Ms. Kolbe-yes; Mr. Brown-yes; Mr. Simon-yes; Mr. Malburg-yes; Mr. Powers-yes; and Mr. Van Sickle-yes. Absent: None.

Motion carried.

**RESOLUTION NO. 7 – IMPLEMENTATION OF THE STATE SUBSTANCE ABUSE TREATMENT AND
PREVENTION ALLOCATION FORMULA**

Moved by Mr. Brown and seconded by Ms. Kolbe to adopt the following Resolution:

WHEREAS, the Michigan Public Health Code directs the Office of Substance Abuse Services to "...recommend to the governor and legislature criteria for a formula basis for the distribution of substance abuse state and federal funds for substance abuse treatment and prevention"; and

WHEREAS, a 2005 Performance Audit of the Bureau of Substance Abuse and Addiction Services recommended that "...BSAAS review its methodology for allocating funds to its regional CAs to help insure that funding for substance abuse prevention and treatment services is based on the needs for those services in each region."; and

WHEREAS, BSAAS agreed with the audit finding and convened and facilitated an Advisory Formula Allocation Workgroup; and

WHEREAS, the Advisory Formula Allocation Workgroup recommended an allocation formula to BSAAS in August of 2005 that has not been implemented; and

WHEREAS, Northern Michigan Substance Abuse Services, Inc. is the Regional Coordinating Agency for the Counties of Alcona, Alpena, Antrim, Benzie, Charlevoix, Cheboygan, Clare, Crawford, Emmet, Gladwin, Grand Traverse, Iosco, Isabella, Kalkaska, Lake, Leelanau, Manistee, Mason, Mecosta, Midland, Missaukee, Montmorency, Oceana, Ogemaw, Osceola, Oscoda, Otsego, Presque Isle, Roscommon and Wexford; and

WHEREAS, the annual allocation of funds by BSAAS to Northern Michigan Substance Abuse Services is nearly \$1.1 million less than determined by the formula developed by the Advisory Formula Allocation Workgroup; and

WHEREAS, the lost funding causes reduced services for the residents of the 30 Counties served by Northern Michigan Substance Abuse Services; and

WHEREAS, the funding inequity results in disproportionate human and financial costs within the referenced counties, including increased medical, law enforcement, judicial and other costs; and

NOW, THEREFORE, BE IT RESOLVED, that Oceana County Board of Commissioners urges the Michigan Department of Community Health Bureau of Substance Abuse and Addiction Services to immediately begin the implementation of the allocation formula as recommended by the Advisory Formula Allocation Workgroup in August of 2005; and

BE IT FURTHER RESOLVED, that certified copies of this Resolution be forwarded to the Michigan Department of Community Health Bureau of Substance Abuse and Addiction Services, to the Boards of Commissioners for each of the thirty counties served by Northern Michigan Substance Abuse Services and to Northern Michigan Substance Abuse Services.

Roll call vote: Mr. Brown-yes; Ms. Kolbe-yes; Mr. Powers-yes; Mr. Simon-yes; Mr. Byl-yes; Mr. Malburg-yes; and Mr. Van Sickle-yes. Absent: None.

Motion carried.

RESOLUTION NO. 8 – REAPPOINTMENT TO THE OCEANA COUNTY CONSTRUCTION BOARD OF APPEALS

Moved by Mr. Malburg and seconded by Mr. Simon to reappoint Mr. Lee Pranger, New Era, Michigan 49446 to the Oceana County Construction Board of Appeals for a five year term effective August 1, 2010.

Voice vote: Motion carried.

RESOLUTION NO. 9 – PROPOSAL FOR THE PROVISION OF BS&A PROPERTY-BASED.NET SYSTEMS

Moved by Mr. Byl and seconded by Mr. Malburg to accept the proposal for the provision of Property-Based .NET Systems for Equalization/Assessing, Equalizer County Tax; Equalizer Delinquent County Tax; Equalizer PRE Audit; and Animal License at a cost of \$1,500 plus five (5) days of training at a cost of \$800.00 per day or \$4,000.00 from BS&A Software, 14965 Abbey Lane, Bath, Michigan 48808.

As with the original BS&A conversion in 2009, the Oceana County Board of Commissioners agrees to pay the local units' share of the .NET conversions at the cost of \$34,845 providing that all local units sign an agreement or adopt a resolution agreeing to pay back the County over a two-year period with 50% due on April 30, 2011 and 50% due on April 30, 2012.

Further, the Oceana County Board of Commissioners requests BS&A to allow the County to pay the amount of \$40,345 over a two year period.

Finally, the Chairperson of the Board is authorized to sign the Contract by and between the County of Oceana and BS&A Software.

Roll call vote: Mr. Byl-yes; Mr. Malburg-yes; Mr. Powers-yes; Ms. Kolbe-yes; Mr. Brown-yes; Mr. Simon-yes; and Mr. Van Sickle, yes. Absent: None.

Motion carried.

Bid proposals for the provision of propane fuel were opened and are listed as follows:

	NAME OF BIDDER	ADDRESS OF BIDDER	AMOUNT OF BID
#1	WESCO	1460 Whitehall Road Muskegon, MI 49445	1.749/Gallon
#2	HEARTLAND PROPANE, LLC	5550 N. Oceana Drive Hart, MI 49420	1.699/Gallon
#3	VAN ANDEL PROPANE	Ravenna, MI.	1.799/Gallon

RESOLUTION NO. 10 – AWARD OF BID PROPOSAL FOR PROPANE FUEL

Moved by Ms. Kolbe and seconded by Mr. Byl to accept the following bid proposal for the provision pf propane fuel as follows:

	NAME OF BIDDER	ADDRESS OF BIDDER	AMOUNT OF BID
	HEARTLAND PROPANE, LLC	5550 N. Oceana Dr. Hart, MI 49420	1.699/Gallon

Roll call vote: Ms. Kolbe-yes; Mr. Byl-yes; Mr. Powers-yes; Mr. Malburg-yes; Mr. Simon-yes; Mr. Brown-yes; and Mr. Van Sickle-yes. Absent: None.

Motion carried.

No bids were received on the 1995 Ford pickup, VIN #1FTEF14N55LA98766. Ms. Johnson will check with the Oceana Auto Salvage Company to see what the pickup would be worth as salvage.

RESOLUTION NO. 11 – PAYMENT OF CLAIMS

Moved by Mr. Simon and seconded by Mr. Malburg to approve the payment of claims in the tentative amounts as follows:

AMBULANCE FUND	\$ 54,539.99
FRIEND OF THE COURT	-0-
PUBLIC IMPROVEMENT FUND	-0-
BUILDING DEPARTMENT FUND	9,429.68
CAPITOL PROJECTS – DC	-0-
CAPITOL PROJECTS – SHERIFF	-0-
TOTAL FORECLOSURE FUND	190.00
AUTOMATION FUND R.O.D.	-0-
MEDICAL RESERVE CORP	-0-
LOCAL CORR. OFFICERS TRAINING FUND	24.48
DRUG LAW ENFORCEMENT	-0-
GENERAL FUND	<u>315,206.15</u>
TOTAL	\$ 379,390.30

and to authorize the County Clerk to draw warrants and the County Treasurer to pay the same.

Roll call: Mr. Simon-yes; Mr. Malburg-yes; Ms. Kolbe-yes; Mr. Powers-yes; Mr. Byl-yes; Mr. Brown-yes; and Mr. Van Sickle-yes. Absent: None.

Motion carried.

Chairperson Van Sickle asked if there was any further business to come before the Board. There being none, the meeting was adjourned at 2:30 p.m.


 Rebecca J. Griffin
 Oceana County Clerk

8-12-10
 Date


 Larry Van Sickle, Chairperson