

Board of Commissioners Minutes
Board Conference Room
August 12, 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, August 12, 2010 at 2:00 p.m.

Roll was called by the Clerk. Present: Mr. Malburg, Ms. Kolbe, Mr. Powers, Mr. Byl, Mr. Simon, and Mr. Van Sickle. Absent: Mr. Brown.

Moved by Ms. Kolbe and seconded by Mr. Simon to approve the minutes of the July 22, 2010 meeting as presented. Voice vote. Motion carried.

Ms. Judy Williams, Executive Director, Northwest Michigan Health Services (NMHSI), provided a presentation regarding the expansion of the Migrant Clinic in Shelby. NMHSI has launched plans to construct a new building next to its current site in Shelby. The new building will provide sufficient space to serve a larger patient volume; and, to serve the general population at its year-round clinic.

Ms. Williams explained that NMHSI is a not-for profit organization whose mission is to provide primary medical and dental services. The organization spans seven counties, serving families from over 3,100 square miles in rural Michigan. NMHSI operates three principal clinics, one in Traverse City, Bear-Lake Onekama and Shelby. The clinics provide primary medical and dental care to thousands of patients from many backgrounds, many of whom do not speak English and have limited reading capacity. There are no restrictions on income or type of insurance; and under its expanded mission, NMHSI will be able to serve all persons who seek health services.

Chairperson Van Sickle thanked Ms. Williams for her presentation.

Chairperson Van Sickle asked if there were any individuals who wished to comment on any agenda items.

Several citizens asked to express their concerns in regard to the Scandia Wind Offshore Proposal. Those individuals who voiced their concerns are as follows: Mr. Kirk Myers, Pentwater; Mr. Chuck Smith, Pentwater Township Supervisor; Mr. Chuck Thompson, Shelby; Mr. Jeff Henley, Pentwater; Ms. Mary Sanford, Editor, Oceana's Herald-Journal; Mr. Paul Gehman, Pentwater; Mr. Frank Galante, Pentwater;

Ms. Jane Thompson, Shelby; and Mr. Jeff Hodges, Pentwater. Many viewpoints were expressed in regard to the Offshore Wind Project and the consensus of those present urged the County Board of Commissioners to accept the recommendation of the Oceana County Planning Commission and *not* support the Scandia Wind Offshore proposal in Oceana County.

Chairperson Van Sickle thanked all those present for their comments and related that the resolution in regard to the Offshore Wind Project would be voted upon later in the meeting.

Correspondence was received from Ms. Janice Wilford, Program Manager, Michigan Agriculture Environmental Assurance Program (MAEAP), Michigan Department of Agriculture (MDA), regarding the MAEAP Farmstead System verification notification to Mr. Michael Chase, Arbre Farms, Inc. Walkerville.

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

RESOLUTION NO. 1 – AMENDMENTS TO OCEANA COUNTY EMERGENCY AMBULANCE SERVICE FEE SCHEDULE

Moved by Ms. Kolbe and seconded by Mr. Powers to amend the fee schedule for the provision of emergency medical services by the Oceana County Emergency Ambulance Service effective September 1, 2010 in order to maximize Oceana County's reimbursement rates as follows:

<u>Level of Service</u>	<u>Current Rate</u>	<u>New Rate</u>
A0428 BLS	\$450.00	\$450.00
A0429 BLS Emergency	\$450.00	\$450.00
A0426 ALS	\$550.00	\$550.00
A0427 ALS Emergency	\$550.00	\$550.00
A0433, ALS - Level 2	\$800.00	\$800.00
A0434 Specialty Care Transport (SCT)	\$900.00	\$900.00
Mileage (Per Loaded Mile)	\$11.00	\$11.00
Oxygen	-0-	\$45.00

Oceana County residents/property owners would be responsible for an ALS-Level 2 fee of **\$275.00** plus \$8.00 per loaded mile if insurance does not pay or if they do not have insurance (No change).

Oceana County residents/property owners would be responsible for a Specialty Care Transport fee of **\$275.00** plus \$8.00 per loaded mile if insurance does not pay or if they do not have insurance (No change).

Roll call vote: Ms. Kolbe-yes; Mr. Powers-yes; Mr. Simon-yes; Mr. Byl-yes; Mr. Malburg-yes; and Mr. Van Sickle-yes. Absent: Mr. Brown.

Motion carried.

RESOLUTION NO. 2 – AMENDMENTS TO THE EMS POLICIES

Moved by Ms. Kolbe and seconded by Mr. Simon to approve the amendments to the "Oceana County Emergency Medical Services Policies & Procedures", specifically Policy 121. Laptop Computers and Electronic Patient Care Reports and Policy 124. Emergency Vehicle Operations as presented by the Oceana County EMS Director. Said "Policies & Procedures" explain the working requirements; attendance and scheduling; and pay and benefits for EMS employees.

Roll call vote: Ms. Kolbe-yes; Mr. Simon-yes; Mr. Malburg-yes; Mr. Byl-yes; Mr. Powers-yes; Mr. Van Sickle-yes. Absent: Mr. Brown.

Motion carried.

RESOLUTION NO. 3 – PROFESSIONAL ENGINEERING SERVICES AGREEMENT FOR THE DESIGN PHASE OF THE OCEANA COUNTY AIRPORT TAXIWAY EXTENSION PROJECT

Moved by Mr. Powers and seconded by Mr. Byl to approve the Professional Engineering Services Agreement for the Design Phase of the Oceana County Airport Taxiway Extension Project, No. FM 64-01-C16 by and between the County of Oceana and Prein and Newhof, 3355 Evergreen Drive, N.E., Grand Rapids, Michigan 49525 in an amount not to exceed \$25,850 and to authorize the Oceana County Administrator to sign the Agreement as the authorized representative of the County of Oceana.

Roll call vote: Mr. Powers-yes; Mr. Byl-yes; Mr. Malburg-yes; Ms. Kolbe-yes; Mr. Simon-yes; and Mr. Van Sickle-yes. Absent: Mr. Brown.

Motion carried.

RESOLUTION NO. 4 – AMENDMENT NO. 2 TO THE PROFESSIONAL ENGINEERING SERVICES AGREEMENT TO ESTABLISH THE FEE FOR CONSTRUCTION PHASE SERVICES FOR THE ANIMAL CONTROL FENCING PROJECT

Moved by Mr. Powers and seconded by Ms. Kolbe to approve Amendment No. 2 to the Professional Engineering Services Agreement dated April 9, 2009 to establish the fee for Construction Phase services for the Animal Control Fencing Project No. FM 64-1-C15 by and between the County of Oceana and Prein and Newhof, 3355 Evergreen Drive, N.E., Grand Rapids, Michigan 49525 in the amount of \$12,450 and to authorize the Oceana County Administrator to sign the Amendment as the authorized representative of the County of Oceana.

Roll call vote: Mr. Powers-yes; Ms. Kolbe-yes; Mr. Byl-yes; Mr. Malburg-yes; Mr. Simon-yes; and Mr. Van Sickle-yes. Absent: Mr. Brown.

Motion carried.

RESOLUTION NO. 5 – ACCEPTANCE OF AWARD OF BID TO MARQUETTE FENCE COMPANY

Moved by Mr. Powers and seconded by Mr. Malburg that, upon receipt and review of the bid proposals for terminal area and animal control fencing at the Oceana County Airport, the Oceana County Board of Commissioners accepts the recommendation of MDOT – Airport Division on August 5, 2010 that the low bid of \$127,939 from Marquette Fence Company, a Michigan Corporation, 1446 M. 28 E, Marquette, MI 49855-9562 be awarded as it is considered to be consistent with the contract requirements.

Roll call vote: Mr. Powers-yes; Mr. Malburg-yes; Mr. Simon-yes; Ms. Kolbe-yes; Mr. Byl-yes; and Mr. Van Sickle-yes. Absent: Mr. Brown.

Motion carried.

RESOLUTION NO. 6 – APPROVAL OF MDOT CONTRACT NO. 2010-0377 FOR THE INSTALLATION OF TERMINAL AREA FENCING AND DEVELOPMENT OF ENGINEERING PLANS FOR THE CONSTRUCTION OF A PARTIAL PARALLEL TAXIWAY FOR RUNWAY 27 END

Moved by Mr. Byl and seconded by Mr. Malburg to adopt and approve the following Resolution:

BE IT RESOLVED by the members of the Board of Commissioners of Oceana County, Michigan:

Section I. That the Oceana County Board of Commissioners shall enter into Contract No. 2010-0377 for a Federal/State/Local Airport Project with the Michigan Department of Transportation (MDOT) for the purpose of obtaining Block Grant funds not to exceed \$173,550 from federal and state shares with a County match of \$4,450 for the Installation of Terminal Area Fencing and Development of Engineering Plans for the Construction of a Partial Parallel Taxiway for Runway 27 End. This work is further defined in Contract Nos. FM 64-01-C15 and FM 64-01-C16.

Section II. That the Chairperson of the Oceana County Board of Commissioners is hereby authorized and directed to execute said Contract No. 2010-0377 on behalf of the County of Oceana, Michigan and the Oceana County Clerk is hereby authorized and directed to impress the official seal of the County of Oceana and to attest to said execution.

Section III. That this certified Resolution be attached to and made a part of Contract No. 2010-0377.

Roll call vote: Mr. Byl-yes; Mr. Malburg-yes; Mr. Powers-yes; Ms. Kolbe-yes; Mr. Simon-yes; and Mr. Van Sickle-yes. Absent: Mr. Brown.

Motion carried.

RESOLUTION NO. 7 - ADOPTION OF OCEANA COUNTY CREDIT CARD POLICY, OCEANA COUNTY DISCLOSURE POLICY, OCEANA COUNTY FIXED ASSET MANAGEMENT POLICY, AND FRAUD RISK MANAGEMENT POLICY

Moved by Mr. Simon and seconded by Ms. Kolbe to adopt the following policies and procedures which will allow employees to have a clearer understanding of management's expectations:

- Credit Card Policy
- Disclosure Policy
- Fixed Asset Management Policy
- Fraud Risk Management Policy

Roll call vote: Mr. Simon-yes; Ms. Kolbe-yes; Mr. Malburg-yes; Mr. Byl-yes; Mr. Powers-yes; and Mr. Van Sickle-yes. Absent: Mr. Brown.

Motion carried.

RESOLUTION NO. 8 – TRANSFER OF FUNDS

Moved by Mr. Simon and seconded by Mr. Powers to transfer \$10,000 from the Parks and Recreation Commission Appropriations to the Parks and Recreation Commission Fund #208.

Roll call vote: Mr. Simon-yes; Mr. Powers-yes; Ms. Kolbe-yes; Mr. Byl-yes; Mr. Malburg-yes; and Mr. Van Sickle-yes. Absent: Mr. Brown.

Motion carried.

RESOLUTION NO. 9 – TRANSFER OF FUNDS

Moved by Mr. Simon and seconded by Mr. Malburg to transfer \$50,000 from the Child Care Appropriations to the Child Care Fund #292.

Roll call vote: Mr. Simon-yes; Mr. Malburg-yes; Ms. Kolbe-yes; Mr. Powers-yes; Mr. Byl-yes; Mr. Van Sickle-yes. Absent: Mr. Brown.

Motion carried.

RESOLUTION NO. 10 – TRANSFER OF FUNDS

Moved by Mr. Simon and seconded by Mr. Malburg to transfer \$4,000 from the Law Library Appropriations to the Law Library Fund #269.

Roll call vote: Mr. Simon-yes; Mr. Malburg-yes; Mr. Byl-yes; Mr. Powers-yes; Ms. Kolbe-yes; and Mr. Van Sickle-yes. Absent: Mr. Brown.

Motion carried.

RESOLUTION NO. 11 – 2010 BUDGET AMENDMENT TO FUND 254 FORECLOSURE FUND

Moved by Mr. Simon and seconded by Mr. Byl to amend Fund 254 Foreclosure Fund from \$11,000 to \$107,715 as follows:

INCREASE REVENUES AS FOLLOWS:

- Increase 253-441.006 Pre-Forfeiture Mailing Fee from -0- to \$58
- Increase 253-441.007 Pre-Forfeiture Mailing Fee from \$3,000 to \$3,400
- Increase 253-441.008 Pre-Forfeiture Mailing Fee from -0- to \$10,000
- Decrease 253-641.007 Hearing Notice Fee from \$2,000 to -0-
- Increase 253-642.006 Personal Site Visit Fee from -0- to \$73
- Increase 253-642.007 Personal Site Visit Fee from \$6,000 to \$7,800
- Increase 253-543.006 December Publication Fee from -0- to \$104

Increase 253-643.007 December Publication Fee from -0- to \$11,600
 Increase 253-644.004 Auction Proceeds from -0- to \$74,217
 Increase 253-644.006 Auction Proceeds from -0- to \$10
 Increase 253-644.008 Auction Proceeds from -0- to \$453

INCREASE EXPENDITURES AS FOLLOWS:

Increase 253-800.007 Disbursements from \$11,000 to \$33,496
 Increase 253-965.000 Transfer Out from -0- to \$74,219

Roll call vote: Mr. Simon-yes; Mr. Byl-yes; Ms. Kolbe-yes; Mr. Powers-yes; Mr. Malburg-yes; and
 Mr. Van Sickle-yes. Absent: Mr. Brown.

Motion carried.

RESOLUTION NO. 12 – PURCHASE OCEANA COUNTY PARCEL LEVEL DATA FROM GENESYS INTERNATIONAL CORPORATION, LTD.

Moved by Mr. Simon and seconded by Mr. Powers to accept the recommendation from the GIS Advisory Committee (formed by the Oceana County Planning Commission) to purchase Oceana County parcel level data from Genesys International Corporation, Ltd. and to authorize the Oceana County Administrator to negotiate a purchase price in an amount not to exceed \$15,000.

Roll call vote: Mr. Simon-yes; Mr. Powers-yes; Mr. Malburg-yes; Mr. Byl-yes; Ms. Kolbe-yes; and
 Mr. Van Sickle-yes. Absent: Mr. Brown.

Motion carried.

RESOLUTION NO. 13 – AUTHORIZATION FOR PAYMENT OF PER DIEM AND MILEAGE

Moved by Mr. Simon and seconded by Mr. Byl to authorize the Oceana County Clerk to pay per diem and mileage to Commissioner Kolbe for attendance at the MMRMA Conference in Traverse City scheduled for the period August 19 – 21, 2010.

Roll call vote: Mr. Simon-yes; Mr. Byl-yes; Ms. Kolbe-yes; Mr. Powers-yes; Mr. Malburg-yes; and
 Mr. Van Sickle-yes. Absent: Mr. Brown.

Motion carried.

RESOLUTION NO. 14 – SCANDIA WIND OFFSHORE PROPOSAL

Moved by Mr. Byl and seconded by Mr. Powers to adopt the following Resolution:

WHEREAS, the Oceana County Board of Commissioners is on record supporting alternative energy and onshore wind farm development as evidenced by the following:

* Board action of June 11, 2009 indicating that Oceana County should be included in one of the four regions identified in the Wind Energy Resource Zone (WERZ) Board's proposed report of areas in the State with the highest wind energy generation potential; and

* October 26, 2009 letter of support of Oceana Wind LLC's wind energy project to be developed in parts of Elbridge, Hart, Crystal and Weare Townships; and

WHEREAS, the Oceana County Board of Commissioners received a memorandum dated March 2, 2010 from Scandia Wind Offshore, L.L.C. regarding "The Aegir Project Proposal" ; and

WHEREAS, Scandia Wind Offshore, L.L.C. requested that a formal response be given to move forward into the impact studies for the Aegir Project wind farm by September 1, 2010 as follows:

1) **YES:** The Oceana County Board of Commissioners finds the visual impact of the Aegir Project wind farm proposal to be acceptable and advises Scandia Wind Offshore LLC to enter into full impact studies. The Board understands that final decision will be based upon the results of the required studies.

OR

2) **NO:** The Board does not – under any circumstance – find acceptable the visual impacts of the Aegir Project as presented and advises Scandia Wind Offshore LLC to cancel the project; and

WHEREAS, the Oceana County Board of Commissioners, at its Regular Meeting of March 11, 2010, referred the memorandum dated March 2, 2010 from Scandia Wind Offshore to the Oceana County Planning Commission for review, study and a recommendation; and

WHEREAS, the Oceana County Planning Commission, at its Regular Meeting of Thursday, August 5, 2010, voted not to endorse Scandia Wind Offshore L.L.C.'s off-shore studies or the proposed wind development off the northern Oceana County Lake Michigan coast; and

WHEREAS, over the past six months, the Oceana County Board of Commissioners has received correspondence and verbal testimony in opposition to and support of an offshore wind farm in Lake Michigan and the view of the same.

THEREFORE, BE IT RESOLVED: that, although it supports development of a manufacturing industry for wind farm components in the local area and may support offshore wind development in the future if studies reflect that no harm will come to the Great Lakes, the Oceana County Board of Commissioners does not support the Scandia Wind Offshore proposal.

THEREFORE, BE IT FURTHER RESOLVED: that the Oceana County Board of Commissioners urges the legislators to allow for local input in offshore wind farm development as they draft legislation regulating the same.

THEREFORE, BE IT FINALLY RESOLVED: that certified copies of this Resolution be sent to Scandia Wind Offshore, L.L.C., the Great Lakes Offshore Wind Council and the Michigan Association of Counties.

Roll call vote: Mr. Byl-yes; Mr. Powers-yes; Ms. Kolbe-no; Mr. Simon-no; Mr. Malburg-yes; and Mr. Van Sickle-yes. Absent: Mr. Brown.

Motion carried.

RESOLUTION NO. 15 – 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	\$ 73,140.47
FRIEND OF THE COURT	-0-
PUBLIC IMPROVEMENT FUND	-0-

BUILDING DEPARTMENT FUND	12,127.93
CAPITOL PROJECTS – DC	-0-
CAPITOL PROJECTS – SHERIFF	-0-
TOTAL FORECLOSURE FUND	24,648.52
AUTOMATION FUND R.O.D.	146.34
MEDICAL RESERVE CORP	-0-
LOCAL CORR. OFFICERS TRAINING FUND	-0-
DRUG LAW ENFORCEMENT	-0-
GENERAL FUND	<u>495,961.26</u>
TOTAL	\$ 606,024.52

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

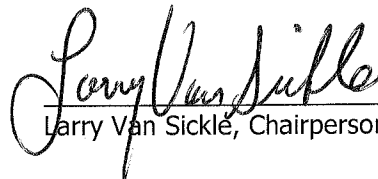
Roll call: Mr. Simon-yes; Mr. Malburg-yes; Mr. Byl-yes; Mr. Powers-yes; Ms. Kolbe-yes; and Mr. Van Sickle-yes. Absent: Mr. Brown.

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 3:15 p.m.

 Rebecca J. Griffin
 Oceana County Clerk

 Date



 Larry Van Sickle, Chairperson