

ALLEGAN COUNTY BOARD OF COMMISSIONERS

INDEX

OCTOBER 14, 2010 SESSION

JOURNAL 59

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October 14, 2010 Session

OCTOBER 14, 2010 SESSION - INVOCATION, PLEDGE OF ALLEGIANCE, ROLL CALL

1/ The Board of Commissioners of the County of Allegan, State of Michigan, met in the Commissioners' Room of the County Services Building in the Township of Allegan on October 14, 2010, at 7:00 P.M. in accordance with the motion for adjournment of September 22, 2010, and rules of this Board; Chairman Jones presiding.

The invocation was offered by District #3 Commissioner VanEck.

The County Clerk led the Board in the Pledge of Allegiance to the flag.

Upon roll call the following members answered as Commissioners for the respective Districts:

DIST #1	TERRY BURNS	DIST #7	DON BLACK
DIST #2	STEVE McNEAL	DIST #8	TOM JESSUP
DIST #3	PAUL VanECK	DIST #9	FRITZ SPREITZER
DIST #4	MARK DeYOUNG	DIST #10	JON CAMPBELL
DIST #5	DEAN KAPENGA	DIST #11	LARRY JONES
DIST #6	MAX THIELE		

PUBLIC PARTICIPATION - COMMENTS

2/ Chairman Jones opened the meeting to public participation and the following individual offered comments:

1. William Sage, Candidate for County Commission, District #9 who asked to have all employees take a 10% wage reduction to stand as an example of fiscal responsibility for the state.

AGENDA - ADOPTED AS DISTRIBUTED

3/ Moved by Commissioner Thiele, seconded by Commissioner VanEck to adopt the meeting agenda as distributed. Motion carried.

PUBLIC HEARING - 2011 FINAL BUDGET

4/ Chairman Jones declared the public hearing on the 2011 final budget open at 7:10 P.M. The County Clerk read the notice of hearing as published in the Allegan County News and posted on the Allegan County website. Chairman Jones called for public comment, and as there were no comments, he declared the public hearing closed at 7:13 P.M.

INFORMATIONAL SESSION - ALLEGAN COUNTY ROAD COMMISSION

5/ William Nelson, Manager of the Allegan County Road Commission introduced business manager, Claire Patrick, Road Commission Chairperson, Bruce Culver, Vice Chairman, Robert Kaarlie, member John Kleinheksel and Engineer, Larry Brown. Claire Patrick presented the financial report for FY 2009 and then Mr. Nelson reported on the progress made on projects. He explained the legislative changes enacted this year to give them flexibility with funding to enable them to respond to repairs required after emergencies.

Mr. Bruce Culver announced his retirement at the end of the year and stated that he had enjoyed his 30 years of service to the county. The Board gave him a standing ovation for his many years of service and wished him well in his next endeavors.

FINANCE COMMITTEE - CLAIMS & INTERFUND TRANSFERS

6/ Moved by Commissioner Thiele, seconded by Commissioner Burns to adopt the report of claims and interfund transfers for September 24, 2010, October 1, 2010 and October 8, 2010 as presented. Motion carried by roll call vote: Yes - 11 votes. No - 0 votes. Absent - 0 votes.

HONORABLE BOARD OF COMMISSIONERS OF ALLEGAN COUNTY,

Your committee on Finance has authorized the following claims for September 24, 2010. The following claims, which are chargeable against the County, were audited in accordance with Section 46.61 to 46.63, inclusive, M.C.L. 1970 as amended and resolutions of the Board. Said claims are listed in the 2010 Claims Report, Liber ___, and Commissioners' Record of Claims.

	TOTAL AMOUNT CLAIMED	AMOUNT ALLOWED	AMOUNT DISALLOWED
General Fund	\$87,448.38	\$87,448.38	
Parks Fund	\$3,006.97	\$3,006.97	
Central Dispatch/E911 fund	\$2,323.18	\$2,323.18	
Friend of the Court Fund	\$166.25	\$166.25	
Health Department Fund	\$36,570.40	\$36,570.40	
Transportation Grant	\$4,035.41	\$4,035.41	
Public Improvement Fund	\$28,105.79	\$28,105.79	
Public Improvement-Jail	\$17,784.00	\$17,784.00	
Palisades Emergency Planning Facility up	\$221.96	\$221.96	
Law Library Fund	\$834.26	\$834.26	
Grants	\$5,901.82	\$5,901.82	
Social Welfare Fund	\$14,665.80	\$14,665.80	
Child Care – Circuit/Family	\$28,007.28	\$28,007.28	
Senior Millage	\$62,706.79	\$62,706.79	
Delinquent Tax Revolving Fund	\$12,390.06	\$12,390.06	
Tax Reversion	\$3,254.74	\$3,254.74	
Self-Insurance Fund	\$647.60	\$647.60	
Drain Fund	\$28,676.47	\$28,676.47	
TOTAL AMOUNT OF CLAIMS	\$336,747.16	\$336,747.16	

Respectfully submitted, COMMITTEE OF FINANCE

HONORABLE BOARD OF COMMISSIONERS OF ALLEGAN COUNTY,

Your committee on Finance has authorized the following claims for October 1, 2010. The following claims, which are chargeable against the County, were audited in accordance with Section 46.61 to 46.63, inclusive, M.C.L. 1970 as amended and resolutions of the Board. Said claims are listed in the 2010 Claims Report, Liber ___, and Commissioners' Record of Claims.

	TOTAL AMOUNT CLAIMED	AMOUNT ALLOWED	AMOUNT DISALLOWED
General Fund	\$85,261.67	\$85,261.67	
Central Dispatch/E911 fund	\$204.75	\$204.75	
Health Department Fund	\$4,196.73	\$4,196.73	
Public Improvement-Jail	\$118,560.00	\$118,560.00	
Register of Deeds Automation Fund	\$225.00	\$225.00	
Palisades Emergency Planning Facility up	\$60.00	\$60.00	
Local Corrections Officers Training	\$285.00	\$285.00	
Law Library Fund	\$2,855.09	\$2,855.09	
Grants	\$2,712.32	\$2,712.32	
Child Care – Circuit/Family	\$6,005.27	\$6,005.27	
Senior Millage	\$19.20	\$19.20	
Delinquent Tax Revolving Fund	\$816.98	\$816.98	
Tax Reversion	\$27.88	\$27.88	
Drain Fund	\$19,214.88	\$19,214.88	
TOTAL AMOUNT OF CLAIMS	\$240,444.77	\$240,444.77	

Respectfully submitted, COMMITTEE OF FINANCE

HONORABLE BOARD OF COMMISSIONERS OF ALLEGAN COUNTY,

Your committee on Finance has authorized the following claims for October 8, 2010. The following claims, which are chargeable against the County, were audited in accordance with Section 46.61 to 46.63, inclusive, M.C.L. 1970 as amended and resolutions of the Board. Said claims are listed in the 2010 Claims Report, Liber ___, and Commissioners' Record of Claims.

	TOTAL AMOUNT CLAIMED	AMOUNT ALLOWED	AMOUNT DISALLOWED
General Fund	\$127,260.35	\$127,260.35	
Parks Fund	\$2,052.88	\$2,052.88	
Central Dispatch/E911 fund	\$1,854.53	\$1,854.53	
Health Department Fund	\$49,845.03	\$49,845.03	
Transportation Grant	\$43,603.41	\$43,603.41	
Public Improvement Fund	\$1,860.00	\$1,860.00	
Public Improvement-Jail	\$10,596.88	\$10,596.88	
Register of Deeds Automation Fund	\$30.00	\$30.00	
Palisades Emergency Planning Facility up	\$207.32	\$207.32	
Lee TWP - C.O.P.S.	\$48.25	\$48.25	
Social Welfare Fund	\$17,296.44	\$17,296.44	
Grants	\$12,110.45	\$12,110.45	
Child Care - Circuit/Family	\$12,491.51	\$12,491.51	
Senior Millage	\$20.68	\$20.68	
Delinquent Tax Revolving Fund	\$9,666.34	\$9,666.34	
Tax Reversion	\$30.59	\$30.59	
Self-Insurance Fund	\$23,567.68	\$23,567.68	
Drain Fund	\$2,113.12	\$2,113.12	
TOTAL AMOUNT OF CLAIMS	\$314,655.46	\$314,655.46	

Respectfully submitted, COMMITTEE OF FINANCE

BREAK - 7:40 P.M.

7/ Upon reconvening at 8:00 P.M., the following Commissioners were present: Commissioner Burns, McNeal, VanEck, DeYoung, Kapenga, Thiele, Black, Jessup, Spreitzer, Campbell and Jones. Absent - None.

ACTION ITEMS - BUDGET PROCESS

8/ Finance Director, David Van de Roovaart explained the three steps which are required to approve the budget. The first step is to appropriate \$641,000.00 from the budget stabilization fund to fund the first version of the proposed budget. Last week, Administration was directed to bring a proposed budget for consideration that would a) delay the purchase of 2 vehicles and b) require an additional appropriation from the budget stabilization fund in the amount of \$108,000. No budget stabilization funds were appropriated. Now, before the budget can be adopted, these appropriations must be made. To move funds from the Budget Stabilization Fund, the law requires a 2/3

vote of the Board. The appropriations must be made before the budget can be approved as step 3.

2011 BUDGET—AUTHORIZE BUDGET STABILIZATION FUND TRANSFER TO GENERAL OPERATING FUND

8.1/ BE IT RESOLVED that in accordance with the Budget Stabilization Fund Act 30 of 1978, the Allegan County Board of Commissioners hereby approves the Administrative recommendation to transfer \$641,228.00 from the Budget Stabilization Fund to the 2011 General Operating Fund to prevent a reduction in the level of public services or the number of employees at any time during 2011 when the County's budgeted revenue is not being collected in an amount sufficient to cover budgeted expenses; and,

BE IT FURTHER RESOLVED that the Budget and Finance Director is authorized to make the necessary budget adjustments to complete this action.

Moved by Commissioner Thiele, seconded by Commissioner Black to adopt the resolution as presented. Motion carried by roll call vote: Yes - 9 votes. No - 2 votes. Absent - 0 votes.

Y	TERRY BURNS	Y	DON BLACK
N	STEVE McNEAL	N	TOM JESSUP
Y	PAUL VanECK	Y	FRITZ SPREITZER
Y	MARK DeYOUNG	Y	JON CAMPBELL
Y	DEAN KAPENGA	Y	LARRY JONES
Y	MAX THIELE		

2011 BUDGET—AUTHORIZE BUDGET STABILIZATION FUND TRANSFER TO GENERAL OPERATING FUND

9/ BE IT RESOLVED that in accordance with the Budget Stabilization Fund Act 30 of 1978, the Allegan County Board of Commissioners hereby approves the Administrative recommendation to transfer \$108,772.00 from the Budget Stabilization Fund to the 2011 General Operating Fund, making the total transfer \$750,000.00, to prevent a reduction in the level of public

services or the number of employees at any time during 2011 when the County's budgeted revenue is not being collected in an amount sufficient to cover budgeted expenses; and

BE IT FURTHER RESOLVED that the Budget and Finance Director is authorized to make the necessary budget adjustments to complete this action.

Moved by Commissioner Campbell, seconded by Commissioner Kapenga to adopt the resolution as presented. Motion failed for lack of a two-third majority: Yes - 7 votes. No - 4 votes. Absent - 0 votes.

Y	TERRY BURNS	N	DON BLACK
N	STEVE McNEAL	Y	TOM JESSUP
Y	PAUL VanECK	N	FRITZ SPREITZER
Y	MARK DeYOUNG	Y	JON CAMPBELL
Y	DEAN KAPENGA	Y	LARRY JONES
N	MAX THIELE		

2011 BUDGET-COUNTY OF ALLEGAN-GENERAL APPROPRIATIONS ACT (MINUS \$108,772.00)

10/ Moved by Commissioner Thiele, seconded by Commissioner Black to adopt the 2011 budget which was referred to the Board on October 7, 2010 (this budget minus the \$108,772 but delaying the purchase of 2 cars.)

BREAK - 9:05 P.M.

11/ The meeting was recessed without taking a vote on item number 10.

Upon reconvening at 9:25 P.M., the following Commissioners were present: Commissioner Burns, McNeal, VanEck, DeYoung, Kapenga, Thiele, Black, Jessup, Spreitzer, Campbell and Jones. Absent - None.

2011 BUDGET

12/ During discussion, Commissioner McNeal read bullet point number four of the Administrator's report to wit:

- On October 7, the Board set the recommended budget to the October 14, 2010 meeting with the addition of the two positions from the Sheriff's Department to be included, funding the positions from the \$108,772 balance of authorized budget stabilization fund and the non-purchase of two of the three vehicles budgeted for the Sheriff's Department (7 to 4)

Commissioner Kapenga asked for a legal opinion as to whether when the Board asked Administration to bring a proposed budget that utilized an amount up to \$750,000 from the budget stabilization fund to balance the budget, did that or did that not constitute an appropriation?

The motion made prior to the break which was moved by Commissioner Thiele, seconded by Commissioner Black to adopt the 2011 proposed budget presented on October 7, 2010 (without the need for an appropriation in the amount of \$108,772.00 from the budget stabilization fund). Funding adjustments to the October 7, 2010 budget are shown on the attached sheet.

Moved by Commissioner Campbell, seconded by Commissioner Burns to table the budget resolution until October 28, 2010.

Motion carried by roll call vote: Yes - 6 votes. No - 5 votes.

Absent - 0 votes.

Y	TERRY BURNS	Y	DON BLACK
N	STEVE McNEAL	N	TOM JESSUP
N	PAUL VanECK	N	FRITZ SPREITZER
Y	MARK DeYOUNG	Y	JON CAMPBELL
Y	DEAN KAPENGA	Y	LARRY JONES
N	MAX THIELE		

Department	Description	Fund	Activity	Account	Expense Increase/ (Decrease)	Revenue Increase/ (Decrease)
Drain Office	Drains Public Benefit	1010	445	965.00.00	36,682	
Jail	Sales - Commissary	1010	351	647.00.00		5,000
Jail	Other Reimbursements	1010	351	682.00.00		4,000
Animal Shelter	Sale of Cats & Dogs	1010	430	645.00.00		5,000
Animal Shelter	Serv Charges - Impounding	1010	430	681.00.00		4,000
Sheriff Admin	Gun Permit/Finger Printing	1010	301	628.11.00		4,000
Sheriff Admin	Service of Papers	1010	301	628.01.00		14,682

WEMET	Salary & Wages	1010	303	703.00.00	53,400
WEMET	Holiday Pay	1010	303	709.00.00	1,910
WEMET	FICA	1010	303	715.01.00	4,400
WEMET	Health Insurance	1010	303	716.00.00	16,000
WEMET	Retirement	1010	303	718.00.00	11,400
WEMET	Life Insurance	1010	303	722.00.00	50
WEMET	Work Comp	1010	303	724.00.00	1,820
WEMET	Short Term Disability	1010	303	725.00.00	515
Sheriff Admin	Salary & Wages	1010	301	703.00.00	
Sheriff Admin	Holiday Pay	1010	301	709.00.00	
Sheriff Admin	FICA	1010	301	715.01.00	
Sheriff Admin	Health Insurance	1010	301	716.00.00	
Sheriff Admin	Retirement	1010	301	718.00.00	
Sheriff Admin	Life Insurance	1010	301	722.00.00	
Sheriff Admin	Work Comp	1010	301	724.00.00	
Sheriff Admin	Short Term Disability	1010	301	725.00.00	
Trans Out	T.O. Health Dept	1010	969	999.00.00	(28,095)
Trans Out	T.O. CIP	1010	967	999.00.00	(61,400)
Trans In	T.I. Budget Stab	1010	000	699.24.70	
					36,682
					36,682

GROWTH MANAGEMENT PLAN—AUTHORIZE RELEASE

13/ WHEREAS, the Allegan County Planning Commission provided a draft of the Growth Management Plan to the Allegan County Board of Commissioners for their review and comment; and

WHEREAS, the following comments were received from the Allegan County Board of Commissioners and County Administrator:

- Overall the Master Plan is good, particularly the initiatives as set forth on page 9-2.
- To have a revised plan with the best, most current overall information, estimates and projections for the County, it may be a good idea to hold off on the plan until new census information is received and can be incorporated within.
- The growth plan becomes the key to items approved by the Planning Commission, as County site plans are reviewed against it to the extent they are consistent with the plan or not. The revised plan as presented has great information and thoughts for things to work on but lacks definition of an actual plan that identifies how the County as a region will strategically manage and plan for growth. There needs to be more stakeholders input and buy-in on the frontend of this plan, as well as specific outcomes, measurements, and timelines defined to make it more viable.
- Website links within create inconsistencies with formatting and justification, and in addition those links may not be valid for the duration of the document.
- The single point of contact for economic development within the County structure is the County Development Director. Therefore, page 9-4 should be updated to reflect this.

- Working with and assisting agencies that already exist i.e. County Development, Farmland Preservation and Law Enforcement can provide viable input that could enhance the plan by identifying goals and benchmarks that aid in recognizing needed changes. Examples are: Page 9-2 Initiatives for 2011 (2) regarding Farmland Preservation; Page 9-4 Public Safety (20).
- Given the various agencies and departments within the County structure working on many of these topics, seems to run a risk of duplicating efforts.

WHEREAS, approval by the Allegan County Board of Commissioners is needed before the plan can be distributed to the local municipalities for their review.

THEREFORE BE IT RESOLVED, to ensure that the Planning Commission has not proposed the duplication of any plan or effort already provided for by other suitable agencies or groups, the Planning Commission is hereby directed to review other such plans and efforts both within and outside of Allegan County Government; and

BE IT FURTHER RESOLVED, that to the extent possible, where potential duplication is identified the Planning Commission shall coordinate their efforts with such appropriate group or groups to eliminate any such duplication; and

BE IT FINALLY RESOLVED, that after all changes have been made based on comments received, the Planning Commission shall submit the Master Plan to the Board of Commissioners for final approval to release the plan as needed to complete the project.

Moved by Commissioner Thiele, seconded by Commissioner Black to adopt the resolution as presented. Motion carried.

SHERIFF'S DEPARTMENT-FY2011 COUNTY JAIL REIMBURSEMENT PROGRAM

14/ **WHEREAS**, Senate Bill 1153, which would create the Fiscal Year 2010-11 budget act for the Department of Corrections, has been passed by both the Senate and the House, and will soon be on its way to the Governor's desk; and

WHEREAS, Section 414 of the act would provide for the county jail reimbursement program (CJRP) for the coming fiscal year and this year counties are offered two different CJRP options; and

WHEREAS, by October 15, 2010 each county must choose which of the two different CJRP programs it will participate in for the fiscal year;

WHEREAS, one option, Option A, as described on the Program Selection Form, reenacts the county jail reimbursement program as it was in FY 2008-09; and

WHEREAS, the other option, Option B as described on the Program Selection Form, reenacts the program as enacted in June 2010 for January through September 2010.

THEREFORE, BE IT RESOLVED, that the Allegan County Board of Commissioners hereby selects Option A as described on the Program Selection Form; and

BE IT FURTHER RESOLVED that the Board Chairman and/or the County Administrator are designated as authorized to sign the necessary documents on behalf of the County and that the Budget and Finance Director is authorized to make the necessary budget adjustments to complete this action.

Moved by Commissioner VanEck, seconded by Commissioner Campbell to adopt the resolution as presented. Motion carried by roll call vote: Yes - 11 votes. No - 0 votes. Absent - 0 votes.

2010 MEETING DATES - MODIFICATION

15/ Moved by Commissioner Thiele, seconded by Commissioner Black to set this resolution to the October 28, 2010 agenda. Motion carried.

OCTOBER 21, 2010 MEETING - CANCELLED

16/ Moved by Commissioner Thiele, seconded by Commissioner McNeal to cancel the planning meeting scheduled for October 21, 2010. Motion carried.

SHERIFF'S DEPARTMENT - MDA COMPANION ANIMAL WELFARE FUND GRANT

17/ Moved by Commissioner McNeal, seconded by Commissioner Kapenga to set this resolution on the October 28, 2010 agenda. Motion carried.

SHERIFF'S DEPARTMENT - FUND BALANCE BUDGET ADJUSTMENT

18/ Moved by Commissioner Black, seconded by Commissioner VanEck to set this resolution on the October 28, 2010 agenda. Motion carried.

HUMAN SERVICES BOARD - ELECTION

19/ Chairman Jones called for nominations for the election of one representative to a three year term on the Human Services Board, term to expire October 31, 2013. Commissioner Black nominated Liz Krause, 630 Sherman, Allegan, MI 49010.

Moved by Commissioner Campbell, seconded by Commissioner Thiele to close the nominations and cast a unanimous ballot for the election of Liz Krause. The motion carried unanimously.

PUBLIC PARTICIPATION - NO COMMENTS

20/ Chairman Jones opened the meeting to public participation and as there were no comments from the public, he declared the meeting closed to public participation.

ADJOURNMENT UNTIL OCTOBER 28, 2010 AT 1:00 P.M.

21/ Moved by Commissioner VanEck, seconded by Commissioner Campbell to adjourn until October 28, 2010 at 1:00 P.M. The motion carried and the meeting was adjourned at 10:30 P.M.


Clerk-Register