

DELTA COUNTY BOARD OF COMMISSIONERS MEETING
January 6, 2009

Escanaba, Michigan

A Re-organizational meeting of the Delta County Board of Commissioners was held this date, pursuant to the following call:

December 29, 2008

The Honorable Members of the Delta
County Board of Commissioners

Dear Commissioners:

A Re-organizational Meeting of the Delta County Board of Commissioners is scheduled for Tuesday January 6, 2009, at 5:15 p.m. in the Circuit Courtroom of the Delta County Courthouse.

Sincerely yours,
Nancy J. Kolich
Delta County Clerk

ROLL CALL

PRESENT: Commissioners Bengry, Elegeert, Rivard, Ruohomaki and
Schultz.

ABSENT: None.

The meeting was called to order at 5:15 p.m. in the Circuit Courtroom of the Delta County Courthouse by Delta County Clerk, Nancy Kolich.

SPECIAL ORDERS OF BUSINESS

1. Election Of Chair.

County Clerk Nancy Kolich opened the nominations for Chairman. Moved by Commissioner Bengry and seconded by Commissioner Ruohomaki to nominate Commissioner Elegeert as Chairman. There were no other nominations. MOTION CARRIED unanimously.

2. Election Of Vice Chair.

Chairman Elegeert opened the nominations for Vice Chairman. Moved by Commissioner Rivard and seconded by Commissioner Ruohomaki to nominate Commissioner Schultz as Vice Chair. There were no other nominations. MOTION CARRIED unanimously.

3. Adoption of Rules of Procedure

Moved by Commissioner Ruohomaki and supported by Commissioner Schultz to adopt the Rules of Procedure amending 4.52134 (11) The Chair may ask the Board to end debate if the discussion becomes repetitive or argumentative. MOTION CARRIED.

4. Committee Appointments

Moved by Commissioner Rivard and seconded by Commissioner Ruohomaki to follow past practice to submit requests for Board assignments to be approved at the January 20th meeting. MOTION CARRIED. Bengry opposed. The current Committee appointments stand until the new appointments are made at the next meeting.

5. Adoption of Meeting Schedule

Moved by Commissioner Schultz and seconded by Commissioner Ruohomaki to adopt the meeting schedule for the first and third Tuesdays at 5:15 p.m., as presented. MOTION CARRIED.

V. APPROVAL OF MINUTES OF PREVIOUS MEETING

Moved by Commissioner Schultz and seconded by Commissioner Ruohomaki to approve the minutes of the December 16, 2008 meeting with the correction to Schomin. MOTION CARRIED.

VI. APPROVAL OF AGENDA

Moved by Commissioner Bengry and seconded by Commissioner Ruohomaki to amend the agenda adding Committee Reports 4. Pinecrest Report and 5. Personnel Committee Report and New Business Item 9. Parks Board Resignation. MOTION CARRIED unanimously.

Committee of the Whole minutes 12-22-09.

Moved by Commissioner Rivard and seconded by Commissioner Schultz to deny Step III of the Courthouse Unit grievance.

ROLL CALL	BENGRY	YES
	RIVARD	YES
	RUOHOMAKI	YES
	SCHULTZ	YES
	ELEGEERT	YES

MOTION CARRIED.

Moved by Commissioner Rivard and seconded by Commissioner Schultz to approve the minutes of the December 22nd Committee of the Whole meeting. MOTION CARRIED.

VII. PRESENTATION OF WRITTEN COMMUNICATIONS

A. Received:

- 1. Resolution from Lenawee County
- 2. Letter re: LEIN costs

B. Forwarded:

- 1. Letter to R. McDonough

VII. REPORTS OF STANDING AND STATUTORY SPECIAL COMMITTEES AND OTHERS

- 1. Public Health minutes of 9-17 & 11-12-08
- 2. Solid Waste Management minutes of 10-28 & 11-25-08
- 3. Dept Human Services minutes of 10-27, 11-17 & 12-29-08
- 4. Central Dispatch Authority minutes of 11-5-08
- 5. Concealed Weapons minutes of 11-12 & 12-16-08
- 6. Pinecrest Board of Trustees minutes of 12-18-08

VIII. REPORTS OF SPECIAL COMMITTEES AND OTHERS.

Moved by Commissioner Ruhomaki and seconded by Commissioner Bengry that the Communications and Reports of Standing and Statutory Committees and the Reports of Special Committees and Others be received and placed on file. MOTION CARRIED.

VIII. PUBLIC COMMENT ON AGENDA ITEMS

Undersheriff Ed Oswald addressed the Board with information regarding the letter of agreement with the Teamsters union.

X. COMMITTEE REPORTS:

1. Administrator's Report.

Road Commissioner Compensation.

Moved by Commissioner Bengry and seconded by Commissioner Scultz to adopt the Resolution Delta County Road Commissioner Compensation including mileage, as presented.

ROLL CALL	BENGRY	YES
	RIVARD	YES
	RUOHOMAKI	YES
	SCHULTZ	YES
	ELEGEERT	YES

MOTION CARRIED.

Moved by Commissioner Bengry and seconded by Commissioner Rivard to receive the Administrator's report and place on file. MOTION CARRIED.

2. Building and Grounds Committee minutes 12-23-08.

Moved by Commissioner Bengry and seconded by Commissioner Rivard to approve the salary adjustment for the Interim Building and Zoning Director retroactive to December 22, 2008. MOTION CARRIED.

Moved by Commissioner Bengry and seconded by Commissioner Schultz to receive and place on file. MOTION CARRIED.

3. Computer Committee.

1. E-mail Server.

Moved by Commissioner Rivard and seconded by Commissioner Ruohomaki to approve the purchase of Zimbra software up to \$6,200 with the funds from the Capitol Outlay Fund - computer purchase line item. MOTION CARRIED.

2. Microsoft Office Licensing and SQL.

Moved by Commissioner Schultz and seconded by Commissioner Ruohomaki to approve the one time purchase of Microsoft Office for \$14,873.31 and SQL for \$7,900 with the funds from the Capitol Outlay Fund - computer purchase line item. MOTION CARRIED.

Moved by Commissioner Bengry and seconded by Commissioner Ruohomaki to receive and place on file. MOTION CARRIED.

4. Pinecrest Report.

Commissioner Schultz updated the Board regarding filling the Administrator position at Pinecrest with the retirement of Gerald Betters. Mr. Betters has been a valuable Administrator.

5. Personnel Committee Report

Administrator's Evaluation packet. Moved by Commissioner Ruohomaki and seconded by Commissioner Bengry to accept Mr. Erickson's waiver of the 30 day requirement of evaluation in his contract.

ROLL CALL	BENGRY	YES
	RIVARD	YES
	RUOHOMAKI	YES
	SCHULTZ	YES
	ELEGEERT	YES

MOTION CARRIED.

X. GENERAL ORDERS OF BUSINESS

A. UNFINISHED BUSINESS

B. NEW BUSINESS

1. Payment of Bills.

Moved by Commissioner Schultz and seconded by Commissioner Rivard to approve payment of the bills in the amount of \$818,058.70. MOTION CARRIED.

2. Executive Session re: Pending Litigation.

Moved by Commissioner Schultz and seconded by Commissioner Ruohomaki to move into executive session for the purpose of discussing pending litigation with Attorney Burkhart under OMA Sec. 8(e) at 5:38 p.m.

ROLL CALL	BENGRY	YES
	RIVARD	YES
	RUOHOMAKI	YES
	SCHULTZ	YES
	ELEGEERT	YES

MOTION CARRIED.

Moved by Commissioner Ruohomaki and seconded by Commissioner Bengry to reconvene into regular session at 5:51 p.m. MOTION CARRIED.

No actions were taken during executive session.

Moved by Commissioner Schultz and seconded by Commissioner Bengry to authorize Attorney Burkhart to send a letter to the Michigan Employment Relations Commission indicating withdrawal of opposition to the Prosecutor's Paralegal position allowing the position to become a AFSCME unit position with the co-employers requesting to bargain all aspects of the position. MOTION CARRIED.

ROLL CALL	BENGRY	YES
	RIVARD	YES
	RUOHOMAKI	YES
	SCHULTZ	YES
	ELEGEERT	YES

MOTION CARRIED.

3. Appointment of Emergency Management Coordinator and Alternate.

Moved by Commissioner Rivard and seconded by Commissioner Bengry to appoint Robert Berbohm Emergency Management Coordinator and Alan O'Dell Deputy Emergency Management Coordinator for Delta County. MOTION CARRIED.

4. Appointment to the CAA/HRA Board.

Moved by Commissioner Ruohomaki and seconded by Commissioner Bengry to reappoint Commissioners Elegeert and Schultz and Karen Wigand to the CAA/HRA Board. MOTION CARRIED.

5. Teamsters Letter of Agreement.

Moved by Commissioner Schultz and seconded by Commissioner Rivard to table. MOTION CARRIED.

6. MAC Conference Attendance.

Moved by Commissioner Ruohomaki and seconded by Commissioner Schultz to approve the Commissioners to attend the Michigan Association of Counties Conference in Lansing. MOTION CARRIED.

7. Letter to Rep. Stupak re: Escanaba River Project.

Moved by Commissioner Rivard and seconded by Commissioner Bengry to send a letter to Rep. Stupak requesting funding the Escanaba River Clean-up Project. MOTION CARRIED.

8. Request from Clerk for 40 hours.

Moved by Commissioner Schultz and seconded by Commissioner Rivard to send to the Finance Committee. MOTION CARRIED.

9. Resignation from Parks Board.

Moved by Commissioner Bengry and seconded by Commissioner Rivard to accept the letter of resignation from Dale Thill and send a letter of appreciation for the years served on the Parks Board, and Airport and Parks Board. MOTION CARRIED.

XI. GENERAL PUBLIC COMMENT

Rory Mattson, Delta County landowner and previous Road Commissioner, addressed the Board requesting new liaison appointment to the Road Commission.

Larry Grimbsy, Ford River Township Supervisor, addressed the Board with his concerns regarding the County liaison to the Road Commission.

Mike Larrabee, Delta County Road Commissioner, addressed the Board supporting the Board liaison to the Road Commission.

Don Shirley, Drain Commissioner, addressed the Board regarding Phase II of the Superior Code - alternate systems.

XII. COMMISSIONERS CONCERN

Commissioner Bengry: Happy New to everyone. Contributed leftover campaign funds to various charities in Delta County.

Commissioner Rivard: Would like to meet with the new representative. Thanked Rory Mattson for his time and efforts as an appointed Road Commissioner.

Commissioner Ruohomaki: Looking forward to working with this Board in the best interest of the citizens.

Commissioner Schultz: Several Supervisors and Department Heads in the audience and appreciate their attendance. Looks forward to working with the Board in the coming year.

Commissioner Elegeert: Had a good year last year in moving the County forward with the Superior Code, with the Airport and Parks Boards, and other projects and looks forward to more accomplishments in the coming year with the regional jail project, the county jail.

January 20th 5:15 p.m. Board meeting.

XIV. ADJOURNMENT

Moved by Commissioner Schultz and seconded by Commissioner Ruohomaki to adjourn at 6:49 p.m.

Respectfully Submitted,

Nancy J. Kolich, County Clerk

Thomas Elegeert, Board Chairperson