

July 8, 2014

The regular meeting of the Mason County Board of Commissioners was held at 9:00 a.m. in the Commissioners' Room located in the Mason County Courthouse in the City of Ludington.

The meeting was called to order by Chairman Lange.

Roll call was taken. Present: J. Lenius, B. Carpenter, C. Lange, C. VanderWall,
M. Nichols, J. Andersen, T. Posma
Absent: None.

Invocation was given by T. Posma. Pledge to the flag followed.

Motion by J. Lenius and seconded by B. Carpenter to approve the agenda. Motion carried.

Motion by M. Nichols and seconded by J. Andersen to approve the minutes of the June 10, 2014 regular meeting. Motion carried.

No Correspondence was read.

Public Comment:

- Susan Sniegowski introduced herself as a candidate for 51st Circuit Court Judge.

Emergency Management Coordinator Elizabeth Reimink referred to her report in the agenda packet and stated the county has been very successful with Emergency Management activities due to great collaboration between all parties involved.

Mason County Road Commission Board Chairman Doug Robidoux discussed the fact that 2013 was both a good and bad year for the road commission as improvements in operations were made, however the deaths of two employees and the harsh winter made things very difficult for the road commission. Manager/Director Wayne Schoonover read a supplemental report he had provided to the County Board that gave a brief historical explanation of the road system, some highlights of new practices and future visions for the road commission and a legislative update on some funding issues and the need to secure better funding for roads in Michigan.

Tom Rotta of Ludington gave a presentation on the July 20, 2009 traffic stop which resulted in litigation and a financial settlement being awarded to a citizen of Ludington due to actions of both Ludington Police Department and Mason County Sheriff's Department officers. Mr. Rotta felt there should be outrage and the details of the incident should be more in view of the public as he felt this action was a violation of the public rights and both the City of Ludington and Mason County were condoning inappropriate behavior of the officers instead of protecting the public as sworn to by public officials in the oath of office.

Motion by Public Safety and Courts Committee Chairman J. Lenius and seconded by M. Nichols to approve the following resolution:

HONORABLE COMMISSIONERS

WHEREAS, Emergency Management Coordinator Reimink and the Safety & Courts Committee are recommending the appointment of Mr. Wayne Schoonover and Ms. Janet Vyse-Staszak to the Mason County Local Emergency Planning Committee.

THEREFORE BE IT RESOLVED, that the Board of Commissioners of the County of Mason approves the appointment of Mr. Wayne Schoonover and Ms. Janet Vyse-Staszak to the Mason County Local Emergency Planning Committee.

Moved for your approval.

Motion carried. (Signed) J. Lenius

Motion by J. Lenius and seconded by B. Carpenter to approve the following resolution:

HONORABLE COMMISSIONERS

WHEREAS, Homeland Security Grants are now being given on a regional basis; and

WHEREAS, the County of Mason is a member of the Region 6 Homeland Security Governing Board; and

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WHEREAS, the Region 6 Homeland Security Governing Board has designated West Michigan Shoreline Regional Development Commission as the Fiduciary for the 2011 Homeland Security Program; and

WHEREAS, the Region 6 Homeland Security Governing Board has authorized the purchase of the attached goods and services; and

WHEREAS, the County of Mason needs to adopt the attached Transfer of Ownership Agreement/Equipment receipt and acceptance for purchases under Federal Award Number 97.067.

THEREFORE BE IT RESOLVED, that the Board of Commissioners of the County of Mason approves the attached Transfer of Ownership Agreement/Equipment receipt and acceptance for purchases under Federal Award Number 97.067 between West Michigan Shoreline Regional Development Commission and Mason County and authorizes the Board Chair to sign these documents and all related forms on behalf of the County.

Moved for your approval.

Motion carried. (Signed) J. Lenius

Motion by B. Carpenter and seconded by J. Lenius to approve the following resolution:

HONORABLE COMMISSIONERS

WHEREAS, the Area Agency on Aging of Western Michigan has developed their 2014-2016 Multi-Year Implementation Plan; and

WHEREAS, the Agency has requested that the Mason County Board of Commissioners review and approve this Plan for the 2014-2016.

THEREFORE BE IT RESOLVED, that the Board of Commissioners of the County of Mason approves the attached 2014-2016 Multi-Year Implementation Plan of the Area Agency on Aging of Western Michigan.

Moved for your approval.

Motion carried. (Signed) B. Carpenter

Motion by B. Carpenter and seconded by C. VanderWall to approve the following resolution:

HONORABLE COMMISSIONERS

WHEREAS, Sheriff Cole is requesting funds from the Jail Construction Fund to repair drains at the Mason County Jail; and

WHEREAS, the Safety & Courts Committee is recommending that the Board of Commissioners approve this request.

THEREFORE BE IT RESOLVED, that the Board of Commissioners of the County of Mason approves repairs to the drains at the Mason County Jail; funds to come from the Jail Construction Fund.

Moved for your approval.

Motion carried. (Signed) B. Carpenter

Motion by Building, Planning, Drains, and Airport Committee Chairman C. VanderWall and seconded by J. Andersen to approve the following resolution:

HONORABLE COMMISSIONERS

WHEREAS, the Buildings, Planning, Drains, and Airport Committee has worked with Airport Manager David Johnson and Airport Engineer Prein & Newhof to develop the attached proposed Airport Capital Improvement Plan for the Years 2015-2025; and

WHEREAS, the County must submit a proposal to the State of Michigan to be eligible for state and federal funding at the Mason County Airport.

THEREFORE BE IT RESOLVED, that the Board of Commissioners of the County of Mason approves the attached proposed Airport Capital Improvement Plan for the Years 2015-2025 and further directs County Administrator Fabian Knizacky and Airport Manager Dave Johnson to sign said agreement.

Moved for your approval.

Motion carried. (Signed) C. VanderWall

Motion by C. VanderWall and seconded by T. Posma to approve the following resolution:

HONORABLE COMMISSIONERS

WHEREAS, the Mason County Planning Commission held a Public Hearing concerning the attached amendment to the Mason County Zoning Ordinance; and

WHEREAS, the Mason County Planning Commission voted to approve the attached amendment to the Mason County Zoning Ordinance; and

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WHEREAS, the Buildings, Planning, Drains, and Airport Committee is recommending approval of the attached amendment to the Mason County Zoning Ordinance.

THEREFORE BE IT RESOLVED, that the Mason County Board of Commissioners approves the attached amendment to the bog pit section of the Mason County Zoning Ordinance.

Moved for your approval.

Motion carried. (Signed) C. VanderWall

Motion by M. Nichols and seconded by J. Andersen to approve the following resolution:

HONORABLE COMMISSIONERS

WHEREAS, Homeland Security Grants are now being given on a regional basis; and

WHEREAS, the County of Mason is a member of the Region 6 Homeland Security Governing Board; and

WHEREAS, the Region 6 Homeland Security Governing Board has designated West Michigan Shoreline Regional Development Commission as the Fiduciary for the 2012 Homeland Security Program; and

WHEREAS, the Region 6 Homeland Security Governing Board has authorized the purchase of an Avator II Base Package and related equipment; and

WHEREAS, the County of Mason needs to approve the attached Certification of Goods Received.

THEREFORE BE IT RESOLVED, that the Board of Commissioners of the County of Mason approves the attached Certification of Goods Received and authorizes the Board Chair to sign this document.

Moved for your approval.

Motion carried. (Signed) M. Nichols

Motion by J. Andersen and seconded by M. Nichols to approve the following resolution:

HONORABLE COMMISSIONERS

The Finance, Personnel, and Rules Committee has audited the County's claims dated June 5, 2014 totaling \$312,111.90, and June 19, 2014 totaling \$403,127.55; and

The Finance, Personnel, and Rules Committee found these claims to be in order and asks the Board to approve these claims.

Moved for your approval.

Motion carried. (Signed) J. Andersen, C. Lange, T. Posma

Motion by J. Andersen and seconded by M. Nichols to approve the following resolution:

HONORABLE COMMISSIONERS

WHEREAS, Section IV of the Mason County Remonumentation Plan states that the County Grant Administrator must submit surveyor contracts to the Mason County Board of Commissioners for approval and authorization; and

WHEREAS, the Buildings, Planning, Drains, and Airport Committee is recommending approval of the attached amendment to the contract with Mr. Rex Pope.

THEREFORE BE IT RESOLVED, that the Board of Commissioners of the County of Mason approves the attached amendment to the contract with Mr. Rex Pope.

Moved for your approval.

Motion carried. (Signed) J. Andersen

Motion by J. Andersen and seconded by J. Lenius to approve the following resolution:

HONORABLE COMMISSIONERS

WHEREAS, the Mason County Planning Commission held a Public Hearing concerning the attached amendments to the Mason County Zoning Ordinance; and

WHEREAS, the Mason County Planning Commission voted to approve the attached amendments to the Mason County Zoning Ordinance; and

WHEREAS, the Buildings, Planning, Drains, and Airport Committee is recommending approval of the attached amendments to the Mason County Zoning Ordinance.

THEREFORE BE IT RESOLVED, that the Mason County Board of Commissioners approves the attached amendments to the Mason County Zoning Ordinance.

Moved for your approval.

Motion carried. (Signed) J. Andersen

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Motion by Finance, Personnel, and Rules Committee Chairman T. Posma and seconded by J. Lenius to approve the following resolution:

HONORABLE COMMISSIONERS

WHEREAS, there is one vacancy on the Mason County Planning Commission with a term expiring on December 31, 2016; and

WHEREAS, there was one response to the advertisement that was published in the Ludington Daily News from Mr. Michael Schneider.

THEREFORE BE IT RESOLVED, that Mr. Michael Schneider be appointed to the position on the Mason County Planning Commission for a term that expires December 31, 2016.

Moved for your approval.

Commissioner Posma reported that the committee had sent the name of Michael G. Schneider up to the full County Board for consideration without a recommendation. Commissioner Carpenter stated he felt the public would be best served by re-advertising for the position. Commissioner Nichols questioned if Mr. Schneider had attended the Citizen Planner training put on by Michigan State University Extension. There was also concern regarding Mr. Schneider’s attendance at the meetings of other boards he had been appointed to. Administrator Knizacky stated he could not confirm or deny if Mr. Schneider had completed the Citizen Planner Training Course and that while it is encouraged there was no requirement for Planning Commission Members to complete the course. Chairman Lange stated that Mr. Schneider had regularly attended Planning Commission meetings when he had previously served on the Planning Commission.

A roll call vote was taken. Ayes: J. Lenius, C. Lange, C. VanderWall. Nays: B. Caprenter, M. Nichols, J. Andersen, T. Posma.

Motion failed. (Signed) T. Posma

Motion by T. Posma and seconded by J. Andersen to approve the following resolution:

HONORABLE COMMISSIONERS

WHEREAS, the Western Michigan Fair Association has requested permission to install a gazebo at the county owned fairgrounds property; and

WHEREAS, the Buildings, Planning, Drains, and Airport Committee has reviewed the attached proposal and is recommending approval of it.

THEREFORE BE IT RESOLVED, that the Board of Commissioners of the County of Mason approves the installation of a gazebo at the county owned fairgrounds.

Moved for your approval.

Motion carried. (Signed) T. Posma

Motion by Chairman Lange and seconded by C. VanderWall to approve the following resolution:

HONORABLE COMMISSIONERS

WHEREAS, the Finance, Personnel, and Rules Committee has reviewed the transfers for July 8, 2014.

THEREFORE, we, your Finance, Personnel, and Rules Committee, request your approval of the following transfers:

Friend of the Court	\$ 94,500.00
Jail Operations	\$116,000.00
Law Library	\$ 3,750.00
Social Welfare	\$ 7,000.00
Social Welfare Child Care	\$ 19,000.00
Probate Child Care	\$ 51,750.00

Moved for your approval.

Motion carried. (Signed) C. Lange

Treasurer Shirley Smith reviewed the June 2014 Treasurer’s report and answered questions.

Clerk Jim Riffle reviewed the June 2014 Clerk’s Report and answered questions.

County Administrator Knizacky stated that the Mason County Township Officer’s quarterly meeting will be held July 17th at Branch Township beginning at 7:30 p.m., Manistee County will be hosting the West Central Michigan County Alliance meeting on July 28th, and the obstruction clearing / tree removal project at the Mason County Airport project should be underway the week of July 14th.

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Public comment:

- Jordan DeVries, Administrator/MAEAP Technician for the Mason-Lake Conservation District, presented copies of the agency's 2013 annual report and invited all County Board members to the district's farm tour that will be held on September 4th beginning at 5:00 p.m. at the Larsen Dairy Farm.
- Evelyn Bergaila of Riverton Township stated that all Planning Commission interviews she had attended had questioned candidates of their willingness to attend training. Ms. Bergaila also stated that the culvert on Anthony Road she had complained about last month had not been repaired and again expressed her disappointment that Consumers Energy had not been required to repair the damage to the culvert.
- Kirk Meyers of the Western Michigan Fair Association thanked the County Board for their continued support of projects at the fairgrounds and encouraged everyone to attend the Dedication Ceremony for the recently completed project that will include tours of the facilities.
- Dan Sanders of Victory Township expressed his disappointment of the adoption of the Mud Bog Pit Zoning Text Amendment classifying more than 4 vehicles being a Mud Bogging Event.

Any other unfinished business:

- The County Board will again advertise for individuals seeking appointment to the Mason County Planning Commission vacancy.

With no other business, the meeting was adjourned at 10:02 a.m.

JIM RIFFLE, COUNTY CLERK

CHARLES LANGE, BOARD CHAIRMAN