

November 14, 2017

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 C. Lange.

Roll call was taken. Present: W. Taranko, G. Castonia, C. Lange, L. Squires,
S. Hull, J. Andersen, T. Posma
Absent: None.

Invocation was given by T. Posma. Pledge of Allegiance to the flag of the United States of America followed.

Motion by T. Posma and seconded by J. Andersen to approve the agenda. Motion carried.

Motion by S. Hull and seconded by T. Posma to approve the minutes of the October 4, 2017 Special Meeting and the October 10, 2017 Regular Meeting. Motion carried.

No correspondence was read.

There was no public comment.

Economic Development Coordinator Mr. Spence Riggs of the Mason County Growth Alliance (MCGA) gave his annual report. He apologized for missing the September meeting. Highlights of his report included efforts on the following goals: Workforce development, work on the Regional Recreation Trail, and Broadband connectivity for the entire county.

Motion by W. Taranko and seconded by T. Posma to move into Public Hearing on the petition for annexation by the Village of Custer. Motion carried. Village of Custer President Lyle Reese noted that Mr. Troyer has completed his first year of service with the Marlins Safari and the Village has been happy with this business. He apologized for the confusion regarding having to re-address the annexation due to an erroneous appointment to the Village of Custer Board that has now been rectified. Mr. Reese again thanked the Mason County Board of Commissioners for their time and efforts and hoped that they will again approve the annexation. Motion by J. Andersen and seconded by T. Posma to close the Public Hearing and return to the regular session. Motion carried.

Motion by Finance, Personnel, & Rules Committee Chairman W. Taranko and seconded by G. Castonia to approve the following resolution:
HONORABLE COMMISSIONERS

WHEREAS, the Finance, Personnel, & Rules Committee is recommending that the County approve the attached Amendment to the Administrative Services Contract with Blue Cross Blue Shield Blue Care Network.

THEREFORE BE IT RESOLVED, that the Board of Commissioners of the County of Mason approves the attached Amendment to the Administrative Services Contract with Blue Cross Blue Shield Blue Care Network and further directs County Administrator Knizacky to sign the contract amendment on their behalf.

Moved for your approval.

Motion carried. (Signed) W. Taranko

Motion by W. Taranko and seconded by G. Castonia to approve the following resolution:

HONORABLE COMMISSIONERS

WHEREAS, the Finance, Personnel, & Rules Committee has reviewed the transfers for November 14, 2017.

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

Jail Operations	\$133,000.00
Airport Operations	\$ 37,720.00

Moved for your approval.

Motion carried. (Signed) W. Taranko

November 14, 2017

Motion by W. Taranko and seconded by G. Castonia to approve the following resolution:

HONORABLE COMMISSIONERS

WHEREAS, the Register of Deeds is recommending the purchase of recording computer software from the Register of Deeds Automation Fund; and

WHEREAS, there is not sufficient funds in the Register of Deeds Automation Fund to make this purchase; and

WHEREAS, the Finance, Personnel, & Rules Committee is recommending the approval of the purchase with funds from the Register of Deeds Automation Fund and the Equipment Replacement Fund; and

WHEREAS, the Finance, Personnel, & Rules Committee is recommending that the Register of Deeds Automation Fund reimburse the Equipment Replacement Fund as sufficient funds become available.

THEREFORE BE IT RESOLVED, that the Board of Commissioners of the County of Mason approves the purchase of recording computer software from the Register of Deeds Automation Fund and the Equipment Replacement Fund; and

BE IT FURTHER RESOLVED, that the Register of Deeds Automation Fund reimburse the Equipment Replacement Fund as sufficient funds become available.

Moved for your approval.

Motion carried. (Signed) W. Taranko

Motion by G. Castonia and seconded by S. Hull to approve the following resolution:

HONORABLE COMMISSIONERS

WHEREAS, Mason County Sheriff Cole has requested authorization to purchase twenty (20) tasers from the Equipment Replacement Fund; and

WHEREAS, the Public Safety & Courts Committee is recommending approval of the taser purchase from the Equipment Replacement Fund.

THEREFORE BE IT RESOLVED, that the Board of Commissioners of the County of Mason approves the purchase of twenty (20) tasers for the Sheriff's Office; funds to come from the Equipment Replacement Fund.

Moved for your approval.

Motion carried. (Signed) G. Castonia

Motion by L. Squires and seconded by G. Castonia to approve the following resolution:

HONORABLE COMMISSIONERS

WHEREAS, Sheriff Cole and the Public Safety & Courts Committee is recommending approval of the purchase of the attached boat.

THEREFORE BE IT RESOLVED, that the Board of Commissioners of the County of Mason approves the purchase of the attached boat for the Sheriff's Office; funds to come from the Equipment Replacement Fund; and

BE IT FURTHER RESOLVED, that the Board of Commissioners authorizes the sale of two motors from the old boat.

Moved for your approval.

Motion carried. (Signed) L. Squires

Motion by Public Safety and Courts Committee Chairman S. Hull and seconded by J. Andersen to approve the following resolution:

HONORABLE COMMISSIONERS

WHEREAS, pursuant to the Michigan Indigent Defense Commission, the Department of Licensing and Regulatory Affairs (LARA) has approved a first set of minimum standards for indigent defense services; and

WHEREAS, local funding units of trial courts need to submit compliance plans to the Commission by November 20, 2017; and

WHEREAS, the Public Safety and Courts Committee is recommending the attached Mason County Indigent Defense Services Compliance Plan.

THEREFORE BE IT RESOLVED, that the Board of Commissioners of the County of Mason approves the submittal of the attached Mason County Indigent Defense Services Compliance Plan.

Moved for your approval.

Administrator Knizacky reported that approval of the Indigent Defense Services Compliance plan does not require the County to implement the plan until the State Legislature passes and funding from the State is available.

Motion carried. (Signed) S. Hull

November 14, 2017

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

HONORABLE COMMISSIONERS

WHEREAS, the Mason County Parks and Recreation Commission has undertaken a five-year Recreation Plan which describes the physical features, existing recreation facilities, and the desired actions to be taken to improve and maintain recreation facilities during the period between 2018 and 2022; and

WHEREAS, an online input survey was made available to the public from November 21, 2016 to January 30, 2017; and

WHEREAS, the draft Recreation Plan was made available for review and public comment from September 15 through October 16, 2017; and

WHEREAS, a public meeting was held on October 16, 2017 at 7:00 pm, in the conference room of the County Building, 102 E. Fifth Street, Scottville, to provide an opportunity for citizens to express opinions, ask questions, and discuss all aspects of the Recreation Plan; and

WHEREAS, Mason County has developed the Recreation Plan for the benefit of the entire community and wishes to use the plan as a document to assist in meeting the recreation needs of the community; and

WHEREAS, the current five-year Recreation Plan for Mason County is set to expire on December 31, 2017; and

WHEREAS, on this day the Mason County Board of Commissioners voted to adopt said Recreation Plan.

NOW, THEREFORE BE IT RESOLVED, on this day that the Mason County Board of Commissioners adopts the Recreation Plan as a guideline for improving parks and recreation for the residents living in Mason County.

A roll call vote was taken.

Yeas: W. Taranko, G. Castonia, C. Lange, L. Squires, S. Hull, J. Andersen, T. Posma

Nays: None

Absent: None

I, Cheryl Kelly, County Clerk, do hereby certify that the foregoing is a true and original copy of a resolution adopted by the Mason County Board of Commissioners at a meeting thereof held on November 14, 2017 at 9.00 a.m.

County Clerk

Motion by S. Hull and seconded by W. Taranko to approve the following resolution:

HONORABLE COMMISSIONERS

WHEREAS, Probate Court Judge Nellis is recommending the approval of the attached agreement with the 20th Judicial Circuit Court to secure substance abuse beds in the Ottawa County Juvenile Detention Center.

THEREFORE, BE IT RESOLVED, that the Board of Commissioners of the County of Mason approves the attached agreement with the 20th Judicial Circuit Court to secure substance abuse beds in the Ottawa County Juvenile Detention Center and directs the Board Chair to sign said agreement on their behalf.

Moved for your approval.

Motion carried. (Signed) S. Hull

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

HONORABLE COMMISSIONERS

WHEREAS, the Mason County Board of Commissioners approved the purchase of a new tractor that uses diesel fuel at the Mason County Airport; and

WHEREAS, Mason County Airport Manager O'Connor is recommending the sale of the old above ground gasoline fuel tank; and

WHEREAS, the Buildings, Planning, Drains, and Airport Committee is recommending that the Board approve the sale of the tank.

THEREFORE BE IT RESOLVED, that the Board of Commissioners of the County of Mason approves the sale of the above ground gasoline fuel tank and directs Administrator Knizacky to sell it.

Moved for your approval.

Motion carried. (Signed) S. Hull

November 14, 2017

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

HONORABLE COMMISSIONERS

WHEREAS, the State of Michigan has approved a 2018 Survey and Remonumentation Grant for the County of Mason; and

WHEREAS, the Buildings, Planning, Drains, & Airport Committee is recommending approval of this grant.

THEREFORE BE IT RESOLVED, that the Board of Commissioners of the County of Mason approves the 2018 Survey and Remonumentation Grant Agreement with the State of Michigan and directs the County Administrator to sign said agreement.

Moved for your approval.

Motion carried. (Signed) J. Andersen

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

HONORABLE COMMISSIONERS

WHEREAS, the County of Mason and the State of Michigan have installed a Weather Observation and Data System at the Mason County Airport; and

WHEREAS, this system includes the Pilot Information System and the Automated Weather Observation System (AWOS).

THEREFORE BE IT RESOLVED, that the Board of Commissioners of the County of Mason approves the contract with the State of Michigan for the purpose of fixing the obligations and intent of MDOT and the County as they pertain to the installation, operations and maintenance of a Weather Observation and Data System at the Mason County Airport and directs the Board Chair Charles Lange to sign said contract.

Moved for your approval.

Motion carried. (Signed) J. Andersen

Motion by Buildings, Planning, Drains, & Airport Committee Chairman T. Posma and seconded by W. Taranko to approve the following resolution:

HONORABLE COMMISSIONERS

The Finance, Personnel, and Rules Committee has audited the County's claims dated October 5, 2017 totaling \$417,845.90 and October 19, 2017 totaling \$464,143.21; 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) T. Posma, W. Taranko, C. Lange

Motion by T. Posma and seconded by G. Castonia to approve the following resolution:

HONORABLE COMMISSIONERS

WHEREAS, Mason County has an agreement with Timothy D. Hansen to provide network administration services; and

WHEREAS, the Mason County Computer Network Advisory Board and the Finance, Personnel, and Rules Committee are recommending approval of the attached proposal to extend the network administration services agreement.

THEREFORE BE IT RESOLVED, that the Board of Commissioners of the County of Mason approves the attached proposal to extend the network administration services agreement with Timothy D. Hansen.

Moved for your approval.

Motion carried. (Signed) T. Posma

Motion by T. Posma and seconded by W. Taranko to approve the following resolution:

HONORABLE COMMISSIONERS

WHEREAS, the Mason County Board of Commissioners approved the purchase of a new tractor at the Mason County Airport; and

WHEREAS, Mason County Airport Manager O'Connor is recommending the sale of the old loader bucket; and

WHEREAS, the Buildings, Planning, Drains, and Airport Committee is recommending that the Board approve the sale of the old loader bucket.

THEREFORE BE IT RESOLVED, that the Board of Commissioners of the County of Mason approves the sale of the old loader bucket and directs Administrator Knizacky to sell it.

Moved for your approval.

Motion carried. (Signed) T. Posma

November 14, 2017

Minutes of a regular meeting of the Board of Commissioners of the County of Mason, Michigan, held in the County Building in said County on the 14th day of November, 2017, at 9:00 a.m. Local Time.

PRESENT: Commissioners: Walter Taranko, Cary Castonia, Charles Lange, Lewis Squires, Steven Hull, Janet Andersen, Thomas Posma

ABSENT: Commissioners: None

The following preamble and resolution were offered by Commissioner Posma and supported by Commissioner Hull:

WHEREAS, the County of Mason (the "County"), acting by and through its Board of Public Works (the "Board"), the Township of Amber (the "Township") and the City of Scottville (the "City") are parties to that certain Mason County Sewage Disposal System (City of Scottville-Township of Amber-Township of Victory Area) Bond Contract, dated as of January 1, 2003, as amended by a First Amendment thereto dated as of April 1, 2003, and a Second Amendment thereto dated as of October 13, 2011 (together, the "Bond Contract"); and

WHEREAS, the County, the City and the Township are parties to that certain 2011 Advance Agreement dated October 1, 2011 (the "2011 Advance Agreement"); and

WHEREAS, pursuant to the 2011 Advance Agreement, the County advanced funds, on behalf of the City and the Township, and used such funds to pay off bonds that were issued by the County on behalf of the City and Township, all as more particularly described in the Bond Contract and the 2011 Advance Agreement; and

WHEREAS, the 2011 Advance Agreement provided for the repayment by the City and the Township to the County of the amounts advanced by the County with interest; and

WHEREAS, in 2011, the Township paid in full its obligation to the County pursuant to the 2011 Advance Agreement; and

WHEREAS, the City has been repaying its share of the advance in accordance with the 2011 Advance Agreement and is current in all payments due to the County pursuant to the 2011 Advance Agreement; and

WHEREAS, interest rates on tax-exempt municipal obligations have decreased since 2011; and

WHEREAS, the City could, pursuant to state law, issue refunding bonds to pay off the City's obligation to the County under the 2011 Advance Agreement and Bond Contract; and

WHEREAS, in lieu of the City issuing its refunding bonds and incurring additional costs and delays, the parties desire to revise the interest rate accruing on the unpaid balance of the Advance and provide consideration for modification of the interest rate.

NOW, THEREFORE, BE IT HEREBY RESOLVED:

1. The County Board of Commissioners by a majority vote of its members elect hereby approves Amendment No. 1 to the 2011 Advance Agreement in the form submitted.
2. The Chairperson of the County Board of Commissioners and the County Clerk are authorized and directed to execute and deliver Amendment No. 1 to the 2011 Advance Agreement for and on behalf of the County in the form approved by this Resolution, together with such additions and deletions as said officers deem to be appropriate and in the best interests of the County (as determined by the Chairperson of the County Board of Commissioners and the County Clerk), in such number of counterparts as may be desirable.

Commissioner Posma requested that any questions be directed to Administrator Knizacky who gave a historical account of the previous bond that the County has with the City of Scottville. The amendment would allow the City of Scottville to take advantage of cost savings measures, as well as benefit the county. The Finance, Rules, & Personnel Committee had discussed this in great detail and is also recommending the amendment.

A roll call vote was taken to allow for the Advance with the City of Scottville:.

YEAS: Castonia, Lange, Squires, Hull, Andersen, Posma, Taranko

NAYS: None

ABSTAIN: None

RESOLUTION DECLARED ADOPTED.

Cheryl Kelly, Clerk
County of Mason

STATE OF MICHIGAN)
) ss.
COUNTY OF MASON)

November 14, 2017

I, the undersigned, the duly qualified and acting Clerk of the County of Mason, Michigan (the "County") do hereby certify that the foregoing is a true and complete copy of a resolution adopted by the County Board of Commissioners at a regular meeting on the 14th day of November, 2017, the original of which is on file in my office. Public notice of said meeting was given pursuant to and in compliance with Act No. 267, Public Acts of Michigan, 1976, as amended, including in the case of a special or rescheduled meeting, notice by posting at least eighteen (18) hours prior to the time set for the meeting.

IN WITNESS WHEREOF, I have hereto affixed my official signature on this 14th day of November, 2017.

Cheryl Kelly, Clerk
County of Mason

Motion by T. Posma and seconded by W. Taranko to approve the following resolution:

HONORABLE COMMISSIONERS

WHEREAS, former Medical Examiner Dr. Keen collected a \$50.00 cremation fee; and

WHEREAS, current Medical Examiner Dr. deJong prefers that the County collect a cremation fee and use the proceeds to offset the increased cost of the medical examiner offices; and

WHEREAS, the Finance, Personnel, & Rules Committee is recommending the approval of a \$50.00 cremation fee.

THEREFORE BE IT RESOLVED, that the Board of Commissioners of the County of Mason approves the assessment of a \$50.00 fee for the issuance of each cremation certificate; effective August 15, 2017.

Moved for your approval.

Motion carried. (Signed) T. Posma

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

HONORABLE COMMISSIONERS

WHEREAS, it is in the best interests of the County of Mason and the Mason County District Library and the citizens they serve, that the County continue to provide accounting services for the Library.

THEREFORE BE IT RESOLVED, that the Board of Commissioners of the County of Mason approves the attached Accounting Services Agreement with the Mason County District Library for 2018 and further directs the Board Chair to sign on behalf of the County.

Moved for your approval.

Motion carried. (Signed) C. Lange

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

HONORABLE COMMISSIONERS

WHEREAS, Lenz-Balder Insurance Inc. (LBI) has served as the insurance agent for the county's Blue Cross/Blue Shield insurance coverage for a number of years; and

WHEREAS, the Finance, Personnel, & Rules Committee is recommending that the Board approve the attached Employee Benefits Consulting Services Agreement with Lenz-Balder Insurance Inc.

THEREFORE BE IT RESOLVED, that the Board of Commissioners of the County of Mason approves the attached Employee Benefits Consulting Services Agreement with Lenz-Balder Insurance Inc. and directs the County Administrator to sign said agreement on their behalf.

Moved for your approval.

Motion carried. (Signed) C. Lange

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

HONORABLE COMMISSIONERS

WHEREAS, the Village of Custer has approved a resolution determining the desirability of annexing to the Village of Custer, Mason County, Michigan, all of the of following described lands located in the Township of Custer, to wit: E1/2 of SW 1/4 lying N. of RR EXC S 225 FT of N 300 FT of W 175 FT, SECTION 16, T18N R16W, 42.10 ACRES M/L, Parcel 003-016-012-00, address 2041 W. US-10; and

WHEREAS, Pursuant to Section 6, Chapter 14, Act 3 of Public Acts of the State of Michigan (MCL 74.6) the Village of Custer has petitioned the Board of Commissioners, Mason County, Michigan to order the annexation in accordance with the resolution and the petition; and

November 14, 2017

WHEREAS, proper notice of a public hearing before the Board of Commissioners was given by posting same in at least three of the most public places within the village and in at least three of the most public places of the territory directly affected thereby, said notice given in compliance with MCL 74.6 describing the premises proposed to be taken in or out of the boundaries of such village; and

WHEREAS, the Board of Commissioners has held a public hearing on this petition giving due consideration of such petition.

THEREFORE BE IT RESOLVED THAT, the Mason County Board of Commissioners does hereby order that the annexation, as proposed, be approved and that the lands above described be annexed and be incorporated within the corporate limits of the Village of Custer, Mason County, Michigan.

BE IT FURTHER RESOLVED THAT, a certified copy hereof shall be transmitted to the clerk of the Village of Custer and to the Secretary of State, and such order shall be prima facie evidence of such change of boundaries of the Village of Custer and of the regularity of such proceedings in all courts and places.

Moved for your approval.

A roll call vote was taken. Ayes: W. Taranko, G. Castonia, C. Lange, L. Squires, S. Hull, J. Andersen, T. Posma. Nays: None. Absent: None.

Motion carried. (Signed) C. Lange

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

HONORABLE COMMISSIONERS

WHEREAS, the National Association of Counties is leading a coalition of impacted counties, school districts and other interested organizations in sending a letter to congressional leaders urging them to fully fund the Payments in Lieu of Taxes (PILT) program and reauthorize the Secure Rural Schools (SRS) program.

THEREFORE BE IT RESOLVED, that the Board of Commissioners of the County of Mason approves sending a letter of support to congressional leaders urging them to fully fund the Payments in Lieu of Taxes (PILT) program and reauthorize the Secure Rural Schools (SRS) program and directs the Board Chair to submit the letter on their behalf.

Moved for your approval.

Motion carried. (Signed) C. Lange

Treasurer Kmetz presented the October 2017 Treasurer's Report. He noted that the second sale on foreclosed properties has taken place. All parcels were sold except one. They now have someone interested in the parcel but it needs to be offered to the State and Township first. The annual year end process has started in the Treasurer's office.

Clerk Kelly presented the October 2017 Clerk's Report. Clerk Kelly highlighted required procedure changes in the office, including: Assumed Name and Marriage licenses. Notary Public-bonds can be obtained through the County's insurance provider Michigan Municipal Risk Management Authority at no charge. The Michigan Secretary of State has been implementing the "REAL ID" compliant identification program. This law may require individuals to prove their identification via birth records, marriage licenses, and divorce decrees. Although this is not a direct mandated law change for the Clerk's Office, it has been affecting the office with increased customer document requests.

Administrator Knizacky noted that the current contract for the Network Administrator expires on March 15, 2017 with a possible three month extension. He is working on the Request for Proposals for the Network Administrator position and hoped to have it distributed to potential consultants next week.

There was no Public Comment:

With no other business the meeting was adjourned at 9:53 a.m.

CHERYL KELLY, COUNTY CLERK

CHARLES LANGE, BOARD CHAIRMAN