

June 9, 2015

The regular meeting of the Mason County Board of Commissioners was held at 7:00 p.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: W. Taranko, B. Carpenter, C. Lange, C. VanderWall,
S. Hull, J. Andersen, T. Posma
Absent: None.

Invocation was given by C. VanderWall. Pledge to the flag followed.

Chairman Lange stated he had received correspondence regarding the sale of County property and asked to have the item added to the agenda. Motion by C. VanderWall and seconded by B. Carpenter to approve the agenda with the addition of the sale of County property added at the end of the meeting. Motion carried.

Motion by J. Andersen and seconded by W. Taranko to approve the minutes of the May 12, 2015 regular meeting. Motion carried.

Chairman Lange read a letter from Mason County resident Mary Nichols regarding her concerns involving the industrial wind turbines in relation to the sour gas lines.

Public Comment:

- Kathy Winczewski, Second Ward City of Ludington Councilor, spoke to the County Board about a recent incident that involved the City of Ludington and an inmate. The current Federal Laws protect the civil rights of inmates. She has been in contact with State and Federal officials to change this law and invites the County to come up with their own resolution to protect themselves should anything come up in the future. Chairman Lange referred this issue to Administrator Knizacky to speak with the appropriate Committee.

- Jeff Buter, of Elbridge, commended the planning commission on their hard work regarding the wind ordinance and hoped the Board would vote in support of these changes. He noted the noise ordinances in Hamlin and Pere Marquette Charter Townships and wondered why the County has not adopted something similar.

- Colleen Plummer, of Summit Township, voiced her concerns regarding the increased medical issues resulting from the wind turbines. She also requested her district's Commissioner to represent the people better.

- Jean Parsons agreed with the Mary Nichols letter and requested the Board to approve the changes to the Zoning Ordinance.

- Evelyn Bergaila, of Riverton Township, has attended all the Planning Commission meetings and was encouraged by the efforts of all involved regarding the zoning changes and also requested the Board to approve the changes to the Zoning Ordinance.

- Susan Kaiser, of Riverton Township, also attended all of the Planning Commission meetings and feels her husband's health issues have been exacerbated by the wind turbines. She requested the Board to vote yes on the changes to the Zoning Ordinance.

- William Parsons, of Riverton Township, requested more involvement of the board regarding wind turbines and the Zoning Ordinance.

Airport Manager Dave Johnson updated the Board on the upcoming requirements by the Federal Aeronautic Administration (FAA). Several pieces of equipment will need to be updated and/or replaced in the near future. Runways 8 and 26 have had additional clearing performed to allow for landing. Runway 8 has more obstructions and authorization will need to be obtained from adjoining landowners before mitigation can begin. Construction has been completed on the County owned 6-unit T-Hangar and all units are currently rented out. Upcoming work will include crack sealing and runway marking, marking of the terminal parking lot, and repainting of fuel tanks. Michigan Department of Transportation (MDOT) has a grant that will help fund the crack sealing and runway marking projects. County portion will be \$3,173.00, which is the County's 5% local match for the grant. Looking forward to 2017, the ceilometer will need to be replaced as support will stop effective December of 2016. In addition, a 1973 mower will also need to be replaced. The current mower has over 6,000 hours and has been rebuilt once. Upcoming events to include: June 21st Father's Day pancake breakfast, July 11th Young Eagles, and September 18th MI Air Tour. This event will bring in 30-50 planes and around 60-90 visitors to the Mason County area.

Animal Control Officer Joe Marian reviewed the annual report and stated that the year ended well. The upcoming project for the roof over the existing eight dog runs on the north side of the Animal Control facility funded by Lakeshore Animal Friends, should be completed this fall and allow the animals to be protected from the elements, more time out of doors for exercise, and provide protection of the existing building.

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

HONORABLE COMMISSIONERS

WHEREAS, the Mason County Computer Network Advisory Board is recommending the removal of the non-voting ad hoc members on the board and the increase of the at-large members from three to four.

THEREFORE BE IT RESOLVED, that the Board of Commissioners of the County of Mason approves the structural change to the Mason County Computer Network Advisory Board through the removal of the non-voting ad hoc members on the board and the increase of the at-large members from three to four.

Moved for your approval.

Motion carried. (Signed) W. Taranko

Motion by B. Carpenter and seconded by T. Posma to approve the following resolution:

HONORABLE COMMISSIONERS

The Finance, Personnel, and Rules Committee has audited the County's claims dated May 7, 2015 totaling \$353,839.84, and May 21, 2015 totaling \$465,783.35; 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) B. Carpenter, C. Lange, T. Posma

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

HONORABLE COMMISSIONERS

WHEREAS, there are three vacancies on the Mason County Computer Network Advisory Board; and

WHEREAS, the Mason County Computer Network Advisory Board is recommending the appointment of Clerk Cheryl Kelly, Zoning & Building Director Mary Reilly, and Drain Commissioner Jim Riffle to fill the vacancies.

THEREFORE BE IT RESOLVED, that the Board of Commissioners of the County of Mason approves the appointment of Clerk Cheryl Kelly, Zoning & Building Director Mary Reilly, and Drain Commissioner Jim Riffle to the Mason County Computer Network Advisory Board for terms expiring on December 31, 2016.

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 Michigan Department of Transportation has offered a grant contract for an airfield paint marking and crack sealing project, as further defined in Contract No. 2015-0239, at the Mason County Airport; and

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

THEREFORE BE IT RESOLVED, that the Board of Commissioners of the County of Mason approves Contract No. 2015-0239 for a Federal/State/Local Airport Project for an airfield paint marking and crack sealing project, as further defined in Contract No. 2015-0239, at the Mason County Airport and directs the Board Chair Charles M. Lange to sign any necessary documents.

Moved for your approval.

Motion carried. (Signed) C. VanderWall

Motion by C. VanderWall and seconded by S. Hull 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 2016-2026; 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.

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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 2016-2026 and further directs County Administrator Fabian Knizacky and Airport Manager Dave Johnson to sign said plan.

Moved for your approval.

Motion carried. (Signed) C. VanderWall

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

HONORABLE COMMISSIONERS

WHEREAS, Mason County Airport Manager Johnson has sought bids for seal coating the parking lot at the Mason County Airport; and

WHEREAS, the Mason County Buildings, Planning, Drains, and Airport Committee is recommending that the Board of Commissioners accept the low bid from West Michigan Seal Coat LLC.

THEREFORE BE IT RESOLVED, that the Board of Commissioners of the County of Mason approves accepting the low bid from West Michigan Seal Coat LLC for seal coating the parking lot at the Mason County Airport and directs the Board Chair to sign said bid.

Moved for your approval.

Motion carried. (Signed) S. Hull

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

HONORABLE COMMISSIONERS

WHEREAS, Mason County Airport Manager Johnson has sought bids for the painting of the fuel tanks at the Mason County Airport; and

WHEREAS, the Mason County Buildings, Planning, Drains, and Airport Committee is recommending that the Board of Commissioners accept the low bid from Marshall's Painting.

THEREFORE BE IT RESOLVED, that the Board of Commissioners of the County of Mason approves accepting the low bid from Marshall's Painting for the painting of the fuel tanks at the Mason County Airport; funds to come from the Airport Operations Fund 581.

Moved for your approval.

Motion carried. (Signed) J. Andersen

Commissioner Andersen thanked the members of the Planning Commission for all of their hard work regarding the amendments to the Zoning Ordinance. Motion by J. Andersen and seconded by B. Carpenter 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

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

HONORABLE COMMISSIONERS

WHEREAS, Michigan Compiled Law at 15.234(4) requires a governing body to establish procedures and guidelines to implement the Freedom of Information Act as amended and create a written public summary of the specific procedures and guidelines relevant to the general public regarding how to submit written requests to the public body; and

WHEREAS, the Finance, Personnel, & Rules Committee has drafted the attached procedures and guidelines and a written public summary; and

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WHEREAS, state law requires the adoption of procedures and guidelines and a written public summary for the County of Mason by July 1, 2015.

THEREFORE BE IT RESOLVED, that the Board of Commissioners, of the County of Mason, approves the attached procedures and guidelines and a written public summary for the County of Mason.

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, Mason County is authorized under the General Property Tax Act, Public Act 206 of 1893, as amended, to levy and collect County allocated property taxes; and

WHEREAS, the General Property Tax Act has been amended by Public Act 357 of 2004, being MCL 211.44a, to require all Michigan Counties to impose a summer tax levy, with the summer tax levies for 2005 and 2006 to be in the amount of 1/3 and 2/3, respectively, of the total County allocated tax, with the full amount of County allocated tax to be levied and collected as a summer tax levy in 2007 and thereafter.

THEREFORE, BE IT RESOLVED, that pursuant to Public Act 357 of 2004, the Mason County allocated tax shall be levied and collected on July 1, 2015, at the rate of 5.0967 mills; and

BE IT FURTHER RESOLVED, that the Treasurer of each city, village and township in Mason County is directed to account for and deliver the County allocated tax collections for 2015 in accordance with the provisions of Public Act 357 of 2004; and

BE IT FURTHER RESOLVED, that this Resolution constitutes certification of the levy of the County allocated tax and authorized collection of the County allocated tax on July 1, 2015, at the rate of 5.0967 mills; and

BE IT FURTHER RESOLVED, that certified copies of this Resolution be forwarded by the County Administrator to the Treasurer of each city, village and township in Mason County.

Moved for your approval.

A roll call vote was taken. Ayes: Commissioner Taranko, Commissioner Carpenter, Commissioner Lange, Commissioner VanderWall, Commissioner Hull, Commissioner Andersen, Commissioner Posma. Nays: None. Abstain: None. Resolution declared adopted.

Motion carried. (Signed) T. Posma

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

HONORABLE COMMISSIONERS

WHEREAS, the Finance, Personnel, and Rules Committee has reviewed the transfers for June 9, 2015.

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

Jail Operations	\$122,000.00
Equipment Replacement	\$165,300.00

Moved for your approval.

Motion carried. (Signed) C. Lange

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

HONORABLE COMMISSIONERS

WHEREAS, the Mason County Sports Hall of Fame and Museum is a not-for-profit historical recognition institution dedicated to honoring those who have made outstanding contributions to our local sports; and

WHEREAS, this year, 2015, marks the 11th such class of individuals and teams to be inducted in its illustrious hall through its unveiling at Historic White Pine Village through a partnership with the Mason County Historic Society and an induction banquet at Lincoln Hills Golf Club; and

WHEREAS, its Board of Directors has selected six former athletes who will be inducted into the Mason County Sports Hall of Fame; and

WHEREAS, the 11th class of inductees includes **Rod Beckman** was the play-by-play voice of Ludington football and basketball for 40 years, primarily at WKLA and was also an exceptional athlete. An all-state basketball player and baseball standout at Shelby High School, he spent three years in the Detroit Tigers farm system. Following his pro career, Beckman played fast-pitch softball with Custer VFW; **Rae Jean (Debbie Hineline)** was a three-time All-State selection, she was the only Ludington gymnast to win an all-around state championship, doing so in 1978 when she won state titles in three disciplines: vaulting, the uneven parallel

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bars and floor exercise. In 1977, she won two disciplines and was fourth all-around. She was the state runner-up all-around in 1976. During Hineline's gymnastics career at Ludington High, the Orioles were undefeated and four-times state champions; **Carl Mayhand** graduated from Mason County Eastern with seven school records in track and cross country. He went on to be an All-American runner at Southwestern Michigan Junior College. A state champion in cross country in 1980 and the 400-meter winner in 1983, Mayhand was a four-time state track qualifier; **Greg Melchert** was a three-sport standout at Mason County Central, and pitched in the Detroit Tigers farm system. As a prep wrestler, he was a three-time state qualifier. In softball, Melchert was a member of four local state championship teams and also played on several national and world title teams. A seven-time Amateur Softball Association All-American who twice was invited to try out for the U.S. Pan American team, he was recently elected to the Michigan Amateur Softball Association Hall of Fame; **Lee T. Snyder** single-handedly gave Ludington High School the state runner-up trophy in the 1954 Class B state track and field meet by winning state titles in the pole vault and high jump while placing second in the low hurdles and third in the long jump. Snyder was also a key member of the Orioles' 1954 state semifinal basketball team as well as a standout football player; **Matt Urka** saw his playing days with baseball cut short by an accident but he retained his love for baseball and softball. For many years, he sponsored fastpitch softball teams and organized the Urka Invitational tournament, one of the premier tourneys in Michigan. The Memorial Weekend event at MacPhail Field annually attracted the premier teams and players from around the state. Urka is a member of the Michigan Amateur Softball Hall of Fame in Midland.

THEREFORE BE IT RESOLVED, that the Board of Commissioners of the County of Mason, does hereby, declare June 20, 2015 as Mason County Sports Hall of Fame Day and that this resolution become a permanent part of the minutes of the June 9, 2015 County Commission proceedings; and

BE IT FURTHER RESOLVED, that the Board of Commissioners of the County of Mason, speaking for the citizens of the County of Mason and for themselves, offers their sincere congratulations to the 2015 inductees to the Mason County Sports Hall of Fame. Moved for your approval.

Charles M. Lange, Board Chairperson

I hereby certify that the foregoing is a true and correct statement taken from the proceedings of the Mason County Board of Commissioners' meeting of June 9, 2015.

Cheryl Kelly, Mason County Clerk

Treasurer Shirley Smith presented the May 2015 Treasurer's report and offered to answer questions. She stated the new hire in the Treasurer's office is Brandi Cole.

Clerk Cheryl Kelly presented the May 2015 Clerk's Report and offered to answer questions.

Public comment:

- Evelyn Bergalia, of Riverton Township, again thanked the board for approving the revisions to the Mason County Zoning Ordinance.
- Kathy Winczewski, Second Ward City of Ludington Councilor, shared a story involving individual who needed financing assistance with their home. She applauded the efforts of Administrator Knizacky, whose assistance and guidance allowed this individual to save her home and drop from a 30 year to 20 year mortgage with a lower interest rate.

Any Unfinished Business:

Bob Budreau, of Greenridge Realty, is currently managing the sale of the Services Building on South Washington Avenue. The property has been shown several times and price dropped over the years from \$500,000 back in 2011 to its current listing of \$200,000. He informed the board of two offers on the building: \$50,000 from a party interested in turning it into upscale housing for seniors, (not a nursing home); and \$80,000 with the intention of renovating it into an office building. This would also include the lot across the street, which has been used for parking. Discussion between Commissioners and recommendations made by Mr. Budreau resulted in Commissioners determining a counter offer of \$100,000 be made with a time limit of five days to make a decision. Motion made by Commissioner T. Posma and seconded by Commissioner J. Anderson to follow recommendations advised by Mr. Budreau with above counter offer and time limit. Motion carried.

With no other business, the meeting was adjourned at 8:05 p.m.

CHERYL KELLY, COUNTY CLERK

CHARLES LANGE, BOARD CHAIRMAN