

January 12, 2016

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 Clerk Cheryl Kelly.

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. Lange. Pledge of Allegiance to the flag of the United States of America followed.

Motion by C. VanderWall and seconded by B. Carpenter to approve the agenda. Motion carried.

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

HONORABLE COMMISSIONERS

WHEREAS, Public Act 392 of 2000 amends section 3 of Public Act 156 of 1851 specifying that the chairperson of a county board of commissioners shall be elected each odd-numbered year to serve a two-year term, unless the county board of commissioners provides by resolution that the chairperson shall be elected annually for a one-year term; and

WHEREAS, Public Act 392 took effect on January 4, 2001; and

WHEREAS, the Board of Commissioners of the County of Mason desires to elect its chairperson on an annual basis.

THEREFORE BE IT RESOLVED, that the Board of Commissioners of the County of Mason does hereby determine to elect its chairperson for annual one-year terms in accordance with the terms of Public Act 392 of 2000.

Moved for your approval.

Motion carried. (Signed) W. Taranko

Clerk Kelly explained the by-laws of the election of the Board Chairman and that this is the only time that the Commissioners are allowed to vote by secret ballot and only if a motion is passed by the County Board requesting the vote for chairman be taken by secret ballot. No motion was made from the floor regarding the issue.

Clerk Kelly opened the floor for nominations for the Board Chairman position. Commissioner Posma nominated Commissioner VanderWall. Two additional times Clerk Kelly requested if there were any other nominations for Board Chair per protocol. There were no other nominations from the floor. Motion by Commissioner Taranko and seconded by Commissioner Carpenter to close nominations and a unanimous ballot be cast for Commissioner VanderWall for Chairman of the Board of Commissioners for 2016. Motion Carried.

Clerk Kelly opened the floor for nominations for the Board Vice-Chairman position. Commissioner Anderson nominated Commissioner Carpenter for the Vice-Chairman of the County Board. There were no other nominations from the floor. Motion by Commissioner Posma and seconded by Commissioner Taranko to close nominations and a unanimous ballot be cast for Commissioner Carpenter for Vice-Chairman of the Board of Commissioners for 2016. Motion Carried. Clerk Kelly turned the meeting over to Chairman VanderWall.

Motion by J. Andersen and seconded by B. Carpenter to approve the minutes of the December 8, 2015 regular meeting and the December 29, 2015 special meeting. Motion carried.

Correspondence:

- Tom Posma received a letter from Toni Monton, Eden Township, in favor of treating 17 years olds as juveniles. She would have attended the meeting, but could not due to the snowy weather conditions.

- Commissioner VanderWall read a letter from Muskegon County's Board of Commissioners regarding their calling upon other Michigan Counties to adopt an ordinance to mitigate minors using vapor and tobacco products.

- Mason County Prosecutor Paul Spaniola voiced his concerns regarding the passing of any House Bills by the State of Michigan to treat 17 year olds as juveniles. Through his work experiences he feels this would not be in the best interest of Mason County if such bills passed the Michigan Legislature.

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There was no public comment:

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

HONORABLE COMMISSIONERS

WHEREAS, it is necessary, from time to time, to review and update the adopted rules of the Mason County Board of Commissioners.

THEREFORE BE IT RESOLVED, that the Board of Commissioners of the County of Mason approves the attached changes to the adopted rules of the Mason County Board of Commissioners.

Moved for your approval.

Motion carried. (Signed) B. Carpenter

Motion by B. Carpenter and seconded by W. Taranko to approve the following resolution:

HONORABLE COMMISSIONERS

WHEREAS, the 2016 schedule of meetings for the Mason County Board of Commissioners requires approval.

THEREFORE BE IT RESOLVED, that the Board of Commissioners of the County of Mason approves the attached 2016 schedule of meetings.

Moved for your approval.

Meeting dates- Administrator Knizacky informed the Board that the board meeting dates conflicted with Election dates in March and November necessitating the change of date and time of those meeting dates for this calendar year.

Motion carried. (Signed) B. Carpenter

JANUARY 12 th	TUESDAY	9:00 A.M.	JULY 12 th	TUESDAY	9:00 A.M.
FEBRUARY 9 th	TUESDAY	7:00 P.M.	AUGUST 9 th	TUESDAY	7:00 P.M.
MARCH 15 th	TUESDAY	7:00 P.M.	SEPTEMBER 13 th	TUESDAY	9:00 A.M.
APRIL 12 th	TUESDAY	7:00 P.M.	OCTOBER 11 th	TUESDAY	7:00 P.M.
MAY 10 th	TUESDAY	9:00 A.M.	NOVEMBER 1 st	TUESDAY	9:00 A.M.
JUNE 14 th	TUESDAY	7:00 P.M.	DECEMBER 13 th	TUESDAY	7:00 P.M.
			JANUARY 10 th , 2017	TUESDAY	9:00A.M.

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

HONORABLE COMMISSIONERS

WHEREAS, Prosecuting Attorney Spaniola has reached an agreement with the City of Ludington to provide misdemeanor ordinance prosecution services.

THEREFORE BE IT RESOLVED, that the Board of Commissioners of the County of Mason approves the agreement with the City of Ludington to provide misdemeanor ordinance prosecution services.

Moved for your approval.

Motion carried. (Signed) B. Carpenter

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

HONORABLE COMMISSIONERS

WHEREAS, Probate Court Judge Nellis is recommending that the Board approve the attached proposal from MGT of America, Inc.

THEREFORE BE IT RESOLVED, that the Board of Commissioners of the County of Mason approves the attached Consulting Services Agreement with MGT of America, Inc. and further directs the County Chair to sign said agreement.

Moved for your approval.

Motion carried. (Signed) C. Lange

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

HONORABLE COMMISSIONERS

WHEREAS, the Finance, Personnel, and Rules Committee has reviewed the transfers for January 12, 2016.

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

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Friend of the Court	\$106,000.00
Jail Operations	\$128,675.00
Law Library	\$ 3,750.00
Social Welfare	\$ 6,600.00
Social Welfare Child Care	\$ 30,000.00
Probate Child Care	\$ 57,500.00
Insurance - Liability & Property	\$ 10,250.00

Moved for your approval.

Motion carried. (Signed) C. Lange

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

HONORABLE COMMISSIONERS

WHEREAS, House Bills 4947 through 4966 would treat seventeen-year-olds as juveniles rather than adults; and

WHEREAS, by changing state statutes to define seventeen-year-old defendants as eligible for services in the juvenile justice system, this places pressure on an already under-funded court system and constitutes an unfunded mandate on counties; and

WHEREAS, according to the Michigan Department of Corrections, from 2003 to 2013, there were 19,118 seventeen-year-olds that went through the criminal court system; with additional offenders with lower level offenses not counted in those numbers; and

WHEREAS, Mason County has concerns that the probate court system does not have the financial resources or capacity to handle a new population of offenders; and

WHEREAS, without additional state funding, Mason County could not absorb the costs of programming for this population in the juvenile system and services to younger offenders could be negatively affected.

THEREFORE BE IT RESOLVED, that the Board of Commissioners of the County of Mason urges the Governor and Michigan Legislature to not pass House Bills 4947 through 4966 as written; and

BE IT FURTHER RESOLVED THAT, a copy of this resolution is forwarded to Governor Snyder, Senator Booher, Representative Franz, and the Michigan Association of Counties.

Moved for your approval.

Motion carried. (Signed) C. Lange

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

HONORABLE COMMISSIONERS

WHEREAS, the State of Michigan and the County of Mason have historically worked together to provide for Emergency Management Programs; and

WHEREAS, the State of Michigan has offered a supplement payment for Fiscal Year 2014.

THEREFORE BE IT RESOLVED, that the Board of Commissioners of the County of Mason approves the Emergency Management Performance Grant (EMPG) Agreement supplemental payment for FY 2014 from the State of Michigan and further directs the County Chair to sign said agreement.

Moved for your approval.

Motion carried. (Signed) J. Andersen

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

HONORABLE COMMISSIONERS

The Finance, Personnel, and Rules Committee has audited the County's claims dated December 03, 2015 totaling \$306,144.58, December 17, 2015 totaling \$379,998.44, and December 30, 2015 totaling \$728,486.23; 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, B. Carpenter, C. Lange

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Motion by T. Posma and seconded by B. Carpenter 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 is 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 Michigan Municipal Risk Management Authority provides liability, vehicle physical damage, property and crime insurance coverage to the County of Mason; and

WHEREAS, the county's agreement with the Michigan Municipal Risk Management Authority expired on January 1, 2016; and

WHEREAS, the Finance, Personnel, & Rules Committee is recommending approval of extending the agreement with the Michigan Municipal Risk Management Authority by one year.

THEREFORE BE IT RESOLVED, that the Board of Commissioners of the County of Mason approves extending the agreement with the Michigan Municipal Risk Management Authority by one year and further directs the County Administrator to sign said agreement.

Moved for your approval.

Motion carried. (Signed) T. Posma

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

HONORABLE COMMISSIONERS

WHEREAS, the Finance, Personnel, and Rules Committee has met with the County Administrator and have reached an agreement for his contract to December 31, 2018.

THEREFORE BE IT RESOLVED, that the Board of Commissioners of the County of Mason approves the contract with County Administrator Fabian Knizacky to December 31, 2018 and directs the Board Chair to sign the contract extension on behalf of the County.

Moved for your approval.

Several members of the Board expressed their appreciation for the excellent job performance that Administrator Knizacky has done for the County, and his ability to work with all of them, as well as having the County in good financial standing.

Motion carried. (Signed) T. Posma, B. Carpenter, C. Lange

Administrator Knizacky thanked the Board for their confidence in him over his 22 year tenure.

There was no public comment.

With no other business, the meeting was adjourned at 9:30 a.m.

CHERYL KELLY, COUNTY CLERK

CURTIS S. VANDERWALL, BOARD CHAIRMAN