

February 9, 2016

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 VanderWall.

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 B. Carpenter. Pledge of Allegiance to the flag of the United States of America followed.

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

Motion by J. Andersen and seconded by S. Hull to approve the minutes of the January 12, 2016 regular meeting. Motion carried.

Motion by C. Lange and seconded by B. Carpenter to go into public hearing regarding an amended Brownfield Amendment for 1105 S. and 1110 S. Washington Avenue, Ludington, Michigan for Mason County pursuant to and in accordance with the provisions of Act 381 of the Public Acts of the State of Michigan of 1996 as amended. There were no comments or questions. Motion by C. Lange and seconded by B. Carpenter to close the public hearing and return to the regular session. Motion Carried.

Correspondence:

Chairman VanderWall read a letter from Evelyn Bergaila of Riverton Township strongly supporting the appointment of Janet Anderson to the Planning Commission.

Chairman VanderWall read a second letter from Aldon Maleckas of Custer township also in support of the appointment of Janet Anderson to the Planning Commission.

Public comment:

- Dennis McKee of Consumers Energy gave an update on the new electric smart meters that are being installed around the state of Michigan. These new smart meters send text messages reporting the electric uses. Consumers intends on installing in the Mason County area starting in March with anticipation of completion of the project in June for Mason County, but anticipated completion of the state in 2017.
- Aldon Maleckas, Custer Township, wanted to know the difference between the "smart meter" and a cellular meter. He has concerns regarding the problems associated with these types of meters.
- Evelyn Bergaila, Riverton Township, thanked Chairman VanderWall for reading her letter. She voiced her concerns regarding the additional candidate that had applied.

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

HONORABLE COMMISSIONERS

WHEREAS, Mason County Sheriff Cole is recommending approval of the attached Byrne Justice Grant Agreement Subcontract.

THEREFORE BE IT RESOLVED, that the Board of Commissioners of the County of Mason approves the attached Byrne Justice Grant Agreement Subcontract and directs the Board Chair to sign any related documents on their behalf.

Moved for your approval.

Motion carried. (Signed) W. Taranko

At a regular meeting of the Board of Commissioners of the County of Mason, Michigan, held in the Board of Commissioner's room at the Mason County Courthouse of said County on the 9th day of February, 2016, at 7:00 P.M.

PRESENT: Commissioner Taranko, Commissioner Carpenter, Commissioner Lange, Commissioner VanderWall, Commissioner Hull, Commissioner Andersen, and Commissioner Posma

ABSENT: None.

MOTION BY: Commissioner Carpenter

SUPPORTED BY: Commissioner Taranko

WHEREAS, the Mason County Brownfield Redevelopment Authority (the "Authority"), pursuant to and in accordance with the provisions of the Brownfield Redevelopment Financing Act, being Act 381 of the Public

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Acts of the State of Michigan of 1996, as amended (the "Act"), has prepared and approved, and recommended for approval by the Mason County Board of Commissioners, an amended Brownfield Plan (the "Brownfield Plan") pursuant to and in accordance with Section 13 of the Act; and

WHEREAS, the Authority has, at least ten (10) days before the meeting of the Mason County Board of Commissioners at which this resolution has been considered, provided notice of the public hearing in the Ludington News notice to and fully informed all taxing jurisdictions which are affected by the amended Brownfield Plan (the "Taxing Jurisdictions") about the fiscal and economic implications of the proposed amended Brownfield Plan, and the Board of Commissioners has previously provided to the Taxing Jurisdictions a reasonable opportunity to express their views and recommendations regarding the amended Brownfield Plan and in accordance with Sections 13 (10) and 14 (1) of the Act; and

WHEREAS, the Mason County Brownfield Redevelopment Authority reviewed and approved the amended Brownfield Plan at their January 5, 2016 meeting and recommends approval by the Mason County Board of Commissioners, and the Ludington City Council approved a resolution of concurrence with the amended Brownfield Plan at their January 25, 2016 meeting; and

WHEREAS, the Mason County Board of Commissioners has made the following determinations and findings:

The amended Brownfield Plan constitutes a public purpose under the Act;

The amended Brownfield Plan meets all of the requirements set forth in Section 13 of the Act;

The proposed method of financing the costs of the eligible activities, as described in the amended Brownfield Plan, is feasible and the Authority has the ability to arrange the financing;

The costs of the eligible activities proposed in the Plan are reasonable and necessary to carry out the purposes of the Act;

The amount of captured taxable value estimated to result from the adoption of the amended Brownfield Plan is reasonable; and

WHEREAS, as a result of its review of the amended Brownfield Plan and upon consideration of the recommendation of the Mason County Brownfield Redevelopment Authority and the views of the Taxing Jurisdictions, the Mason County Board of Commissioners desires to proceed with approval of the amended Brownfield Plan; and

WHEREAS, a Development and Reimbursement Agreement between Fourth Ward Renaissance, the developer, the Authority, and the County has been developed which describes the roles and responsibilities of the parties.

THEREFORE, BE IT RESOLVED THAT:

Brownfield Plan Approved. Pursuant to the authority vested in the Mason County Board of Commissioners by the Act, and pursuant to and in accordance with the provisions of Section 14 of the Act, the amended Brownfield Plan is hereby approved.

Development and Reimbursement Agreement Approved. Pursuant to the authority vested in the Mason County Board of Commissioners by the Act, the Development and Reimbursement Agreement is hereby approved and the Chair is authorized to sign the Agreement on behalf of the County.

Severability. Should any section, clause or phrase of this Resolution be declared by the Courts to be invalid, the same shall not affect the validity of this Resolution as a whole nor any part thereof other than the part so declared to be invalid.

Repeals. All resolutions or parts of resolutions in conflict with any of the provisions of this Resolution are hereby repealed.

Commissioner Posma elaborated that this Brownfield Plan amendment is for the properties located at the 1105 S. and 1110 S. Washington Avenue, Ludington, Michigan.

AYES: Commissioner Taranko, Commissioner Carpenter, Commissioner Lange, Commissioner VanderWall, Commissioner Hull, Commissioner Andersen, and Commissioner Posma

NAYES: None

ABSTAINED: None

RESOLUTION DECLARED ADOPTED.

STATE OF MICHIGAN)

COUNTY OF MASON)

I, the undersigned, the duly qualified and acting Clerk of the County of Mason, State of Michigan, do hereby certify that the foregoing is a true and complete copy of a resolution adopted by the Board of Commissioners of the County of Mason at a regular meeting held on the 9th day of February, 2016, the original of which is on file in my office.

IN WITNESS WHEREOF, I have hereunto set my official signature, this 9th day of February, 2016.

Cheryl Kelly, Clerk - County of Mason

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Motion by B. Carpenter and seconded by C. Lange 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) B. Carpenter

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

HONORABLE COMMISSIONERS

The Finance, Personnel, and Rules Committee has audited the County's claims dated January 14, 2016 totaling \$274,554.24, January 28, 2016 totaling \$508,781.36; 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) C. Lange, B. Carpenter, T. Posma

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

HONORABLE COMMISSIONERS

WHEREAS, the attached Lease Agreement has been proposed by the District Health Department #10.

THEREFORE BE IT RESOLVED, that the Board of Commissioners of the County of Mason approves the attached Lease Agreement between the District Health Department #10 and Mason County and directs the Board Chair to sign said agreement on their behalf.

Moved for your approval.

Motion carried. (Signed) C. Lange

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

HONORABLE COMMISSIONERS

WHEREAS, there is a vacancy on the Mason County Planning Commission with a term expiring on December 31, 2018; and

WHEREAS, the Mason County Planning Commission & Zoning Board of Appeals Appointment Committee has interviewed Ms. Janet Andersen and Mr. Michael Schneider for this position.

THEREFORE BE IT RESOLVED, that Ms. Janet Andersen and Mr. Michael Schneider be considered for a position on the Mason County Planning Commission for a term that expires December 31, 2018.

Moved for your approval.

Commissioner Hull indicated that the Buildings, Planning, Drains, & Airport Committee is recommending the appointment of Janet Andersen.

A roll call vote was taken. J. Andersen: Taranko, Carpenter, VanderWall, Hull, Posma, Anderson. M. Schneider: Lange. Position to be filled by J. Andersen.

Motion carried. (Signed) S. Hull

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

HONORABLE COMMISSIONERS

WHEREAS, the Mason County Sheriff's Office and the United States Department of Agriculture, Huron-Manistee National Forests have historically worked together to provide for patrolling of the National Forests in the County of Mason.

THEREFORE BE IT RESOLVED, that the Board of Commissioners of the County of Mason approves the Cooperative Law Enforcement Agreement between the Mason County Sheriff's Office and the United States Department of Agriculture, Huron-Manistee National Forests and further directs the County Chair to sign said agreement.

Moved for your approval.

Motion carried. (Signed) S. Hull

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

HONORABLE COMMISSIONERS

WHEREAS, the State of Michigan has approved a 2016 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 2016 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 T. Posma and seconded by J. Andersen to approve the following resolution:

HONORABLE COMMISSIONERS

WHEREAS, the County Board of Commissioners approved the sale of the Mason County Services Building to Russell Carlson; and

WHEREAS, Mr. Carlson has been working to complete his due diligence process related to the sale; and

WHEREAS, it has been determined that there is some environmental work that needs to be done at the site; and

WHEREAS, Mr. Carlson has requested an extension of the due diligence period to April 30, 2016.

THEREFORE BE IT RESOLVED, that the Board of Commissioners of the County of Mason approves an extension of the due diligence period to April 30, 2016 related to the sale of Mason County Services Building and directs the board chair to sign any necessary paperwork on their behalf.

Moved for your approval.

Motion carried. (Signed) T. Posma

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

HONORABLE COMMISSIONERS

WHEREAS, the Finance, Personnel, & Rules Committee has reviewed the transfers for February 9, 2016.

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

Employee Vacation & Sick Pay	\$ 20,000.00
Jail Operations	\$126,000.00
Airport Operations	\$ 38,550.00
Delinquent Tax Revolving	\$187,550.00
Equipment Replacement Fund	\$189,800.00

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 auditing firm of Layton & Richardson, P.C., has audited the county's records for the last thirteen years; and

WHEREAS, Layton & Richardson, P.C., has offered to extend the contract for a year.

THEREFORE BE IT RESOLVED, that the Board of Commissioners of the County of Mason approves the proposal from Layton & Richardson, P.C., for the audit of the County of Mason for the year ended 2015 and directs the Board Chair to sign said proposal.

Moved for your approval.

Motion carried. (Signed) T. Posma

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

HONORABLE COMMISSIONERS

WHEREAS, Shirley Smith has served the residents of Mason County for over fifteen (15) years in the Mason County Treasurer's Office becoming Chief Deputy Treasurer in October 2006, was appointed Treasurer in December 2012 and elected Treasurer to a term beginning January 1, 2013; and

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WHEREAS, Shirley's roles in the Treasurer's Office consisted of receipting in money from departments, daily deposits to the bank, reconciling cash, working closely with the Clerk's Office regarding payroll and accounts payable, managing the county's investments, collecting taxes, preparing quarterly reports for government agencies, overseeing the sale of dog licenses, and handling tax foreclosures; and

WHEREAS, Shirley was a valuable member of the Mason County Treasurers' Association, Michigan Association of County Treasurers, and the Michigan Municipal Treasurer's Association; and

WHEREAS, Shirley was instrumental in the selection of a new accounting software and making a smooth and seamless transition to the changeover of several new office personnel in a short amount of time while learning a new position herself; and

WHEREAS, Shirley has been dedicated to excellence in her work, often putting the county's needs before her own, displaying consideration and courtesy in working with the public and cooperation and friendship with her fellow employees; and

WHEREAS, Shirley is an active member of the Church of the Brethren; and

WHEREAS, Shirley is retiring from her position as Mason County Treasurer.

THEREFORE BE IT RESOLVED, that the Board of Commissioners of the County of Mason, does hereby, acknowledge with regret Shirley's decision to retire from her position as Mason County Treasurer and offers her their best wishes in her future endeavors; 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 thanks and gratitude for the dedication and professionalism that she has shown throughout her career; and

BE IT FURTHER RESOLVED, that this resolution become a permanent part of the minutes of the February 9, 2016 County Commission proceedings. Moved for your approval.

Curtis VanderWall, 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 February 9, 2016.

Cheryl Kelly, Mason County Clerk

Treasurer Shirley Smith presented the December 2015 Treasurer's Report and the January 2016 Treasurer's Report.

Clerk Cheryl Kelly presented the December 2015 Clerk's Report and the January 2016 Clerk's Report. Clerk Kelly also informed the Board that absentee ballots are available for the March 8 Presidential Primary. She indicated that the clerk's office is working on finishing up the election preparations. Election training for local clerks and precinct chairpersons will be held on February 29, 2016. Training for election inspectors will be held March 3, 2016.

Administrator Knizacky stated that the fuel tanks at the 1110 S. Washington Avenue property should be removed by Wednesday of this week.

There was no public comment.

With no other business, the meeting was adjourned at 7:29 p.m.

CHERYL KELLY, COUNTY CLERK

CURTIS S. VANDERWALL, BOARD CHAIRMAN