

**THE BENZIE COUNTY BOARD OF COMMISSIONERS
FEBRUARY 17, 2009**

The Benzie County Board of Commissioners met in a regular meeting on Tuesday, February 17, 2009, in the Commissioners Room, Government Center, Beulah, Michigan, 49617.

Present were: Commissioners Hollenbeck, Kelley, Pitcher, Roper, Tanner and Walterhouse
Absent: Exc: Comm Damm

The pledge of allegiance was given with invocation by Commissioner Kelley.

Motion by Walterhouse, seconded by Hollenbeck, to approve the agenda as amended, moving 11:45 to 11:15. Motion carried. Ayes: Hollenbeck, Kelley, Pitcher, Roper, Tanner and Walterhouse
Nays: None

Motion by Roper, seconded by Pitcher, to approve the regular meeting minutes of January 20, 2009 as presented. Motion carried. Ayes: Hollenbeck, Kelley, Pitcher, Roper, Tanner and Walterhouse
Nays: None Exc: Damm

9:05 a.m. PUBLIC INPUT

Eric VanDussen talked about bid proposals; advertising of bids; printing of summary of minutes in newspaper; lawsuits; Director's salary at the Maples.

9:09 a.m. PUBLIC INPUT CLOSED

ELECTED OFFICIALS & DEPT HEAD COMMENTS

Craig Johnson, EMS coordinator says things are going well with the combined position of EMT & Emergency Mgt.

Gene Mayo, Emergency Mgt says it has been a busy month; finished some projects which were started by Bill Sholten; scheduling training class; working with the townships to approve the Hazardous Mitigation Plan and hopes for 100% compliance.

COMMITTEE REPORTS

Comm Hollenbeck states that she has not gotten the information from the newspaper on publishing a synopsis of the board minutes; The technology committee has not met; HR committee has met with Comm Damm, Comm Hollenbeck & Karen Roberts; she will step up and get a meeting scheduled. Chairman Tanner appoints Comm Hollenbeck as chair of the Technology & HR committees.

Comm Roper states that the ORV Committee has a meeting scheduled Feb 26 at 7:00 p.m.

Chairman Tanner says that CMH has suffered in funding for a long time.

Comm Walterhouse states that the State of Michigan is cutting 18 departments down to 8 departments – it will be interesting.

The Resolution dealing with the bid process will be discussed at the March Committee of the Whole meeting.

Comm Hollenbeck states that an awful lot of business was done in Mr. Clarke's office – sometimes it is OK, but felt that the telephone bids were slanted toward Wyant – it was a jaded report and that troubles her; the numbers were adjusted and we don't want that to happen; this needs to be a transparent board.

Chuck Clarke states that numbers weren't changed; the report was done in favor of Wyant because that is what the committee recommended; it is impossible to change numbers.

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Finance:

Comm Tanner presents Finance Consent Calendar items 1-9.

Items 1 and 8 removed.

Motion by Pitcher, seconded by Kelley, to approve Finance Consent Calendar items 2-7 and 9 as presented. Roll call. Motion carried. Ayes: Hollenbeck, Kelley, Pitcher, Roper, Tanner and Walterhouse Nays: None Exc: Damm

Motion by Pitcher, seconded by Roper, to approve Finance Consent Calendar item 1 as follows: To accept the concept of the Benzie Housing Council entering into a lease with the Council on Aging for office space; to amend to authorize the Council on Aging to sublet space for \$1.00 plus the cost of construction for renovations to be assumed by the Benzie Housing Council plus one-half the cost of utilities.

9:55 a.m. Break

10:02 a.m. Reconvene

Roll call. Motion carried. Ayes: Hollenbeck, Kelley, Pitcher, Roper, Tanner and Walterhouse Nays: None Exc: Damm

Motion by Roper, seconded by Pitcher, to approve the contract with Benzie County/Council on Aging/Benzie Housing Council for one year, authorizing the chairman to sign.

Motion by Roper, seconded by Pitcher, to lay on the table until 11:00 a.m. COA report. Motion carried. Ayes: Hollenbeck, Kelley, Pitcher, Roper, Tanner and Walterhouse Nays: None Exc: Damm

Motion by Pitcher, seconded by Roper, to adopt item 8 of the Finance Consent Calendar as follows: To adopt the Resolution for a Special Election for Jail Millage as presented. Roll call. Motion carried. Ayes: Hollenbeck, Kelley, Pitcher, Roper, Tanner and Walterhouse Nays: None Exc: Damm

Claiming Reports:

Motion by Pitcher, seconded by Walterhouse, to approve the monthly claiming report as presented. Roll call. Motion carried. Ayes: Hollenbeck, Kelley, Pitcher, Roper, Tanner and Walterhouse Nays: None Exc: Damm

Prepaid:

Motion by Pitcher, seconded by Roper, to approve the prepaid bills as presented. Roll call. Motion carried. Ayes: Hollenbeck, Kelley, Pitcher, Roper, Tanner and Walterhouse Nays: None Exc: Damm

Personnel:

Comm Tanner presents Personnel Consent Calendar items 1-3.

Comm Walterhouse removes item 1.

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Motion by Roper, seconded by Pitcher, to adopt items 2 and 3 of the Personnel Consent Calendar as presented. Roll call. Motion carried. Ayes: Hollenbeck, Kelley, Pitcher, Roper, Tanner and Walterhouse Nays: None Exc: Damm

Motion by Pitcher, seconded by Roper, to approve item 1 of the Personnel Consent Calendar as follows: To replace the part time shared secretary in the Planning & Zoning Dept. Motion carried. Ayes: Hollenbeck, Kelley, Pitcher, Roper, Tanner and Walterhouse Nays: None Exc: Damm

Letter received from Dave Stoker regarding the Airport Authority appointment; he states that we cannot remove an appointee.

Motion by Roper, seconded by Pitcher, to waive the attorney/client privilege and forward the attorney letter to the Frankfort City County Airport Authority, with a letter stating that we cannot remove Mr. Morris from the Authority at this time. Roll call. Motion carried. Ayes: Kelley, Pitcher, Roper, Tanner and Walterhouse Nays: Hollenbeck Exc: Damm

COUNTY ADMINISTRATOR'S REPORT

Have held a quarterly Friend of the Court meeting; discussions were held regarding transferring the Benzie County employees back to Benzie County and they are not in favor of it; we will continue to pay a portion of Manistee FOC's salary.

CORRESPONDENCE

- Planning Commission minutes of January 8, 2009 received.
- Frankfort City-County Airport Authority minutes of January 20, 2007 received.
- Benzie-Leelanau Health Dept minutes of January 22, 2009 received.
- Benzie Chapter of MTA minutes of January 21, 2009 received.
- Dept of Ecology New Release – forward to SWAC (Pitcher will do).
- Letter from DEQ regarding Baseline Environmental Assessment on the 669 Property received – referred to committee.
- Letter received from Communications Solutions regarding telephone bids. Chairman Tanner to prepare a letter.
- Letter from DNR regarding application for Natural Rivers Permit – any comments should be directed to Brian Bury with the DNR.
- Corrected copy of 2009 Committee List.
- Benzie Transportation Authority minutes of February 10, 2009 received.
- Letters from various individuals regarding the Airport Authority appointment.
- Notice of ORV/ATV committee meeting on February 26, 2009 at 7:00 p.m.

10:55 a.m. Break

11:05 a.m. Reconvene

Deb Sever, Council on Aging Annual Report

She provides the board with a brochure showing the services that the Council on Aging provides to the seniors; the dining out program will now be sponsored by the Council on Aging; Deb will be

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trying to contact all restaurants in the county and offer the program to them to participate; over 9,500 meals were served at The Gathering Place in 2008; they provide bus passes to seniors; exercise classes; newsletter; their audit went well; discussion regarding the proposed contract with the Benzie Housing Council.

Motion by Roper, seconded by Hollenbeck, to bring the proposed contract with the Housing Council and Council on Aging back off the table. Motion carried. Ayes: Hollenbeck, Kelley, Pitcher, Roper, Tanner and Walterhouse Nays: None Exc: Damm

Vote on motion to approve the contract with Benzie County/Council on Aging/Benzie Housing Council for one year, authorizing the chairman to sign. Roll call. Motion carried. Ayes: Hollenbeck, Kelley, Pitcher, Roper, Tanner and Walterhouse Nays: None Exc: Damm

Marlene Wood-Zylstra, Recycling Coordinator

Marlene seeks changes in the Bylaws of the SWAC and to adopt the business proposal.

Motion by Pitcher, seconded by Hollenbeck, to amend the Rules of Procedure for the Solid Waste Advisory Committee as presented. Roll call. Motion carried. Ayes: Hollenbeck, Kelley, Pitcher and Walterhouse Nays: Roper and Tanner Exc: Damm

Green Business Recycling: Marlene would like to pilot this program for one year; businesses would pay quarterly; the coordinator's name will be removed from the contracts.

Motion by Pitcher, seconded by Roper, to adopt the Business Recycling Program as a pilot for one year, as amended. Roll call. Motion carried. Ayes: Hollenbeck, Kelley, Pitcher, Roper, Tanner and Walterhouse Nays: None Exc: Damm

Lisa Danto, Tobacco Coalition

Lisa provides the board with a brochure and asks that a commissioner be appointed to the Coalition; they meet in Traverse City, however some members do appear at meetings via conference call; their mission is to reduce exposure to second hand smoke and reduce the use of tobacco.

11:55 a.m. PUBLIC INPUT

Eric VanDussen asks were the board rules are; should add a section regarding hiring of attorneys; bid proposals and RFPs; Technology committee; what is wrong with the current phone system – why are you putting it out for bids.

11:56 a.m. PUBLIC INPUT CLOSED

Adjourn for Lunch and annual report at The Maples

2:05 p.m. Reconvene

CORRESPONDENCE

- Frankfort City-County Airport Authority minutes of February 5, 2009 received.
- NMCOG information regarding the Planning Enabling Act of 2008 – information only.
- Genesee Institute information – the grant is a matching grant of 50/50. Linda Wilson will look into it further to see if we can contribute via in-kind services.

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- Linda Wilson states that we have received the tire grant for removal of 20,000 tires.
- Animal Control Report for 1/15 – 2/15/2009 received.
- Planning Director's report for January received.

COMMISSIONER REPORTS

Comm Roper reported that Almira Twp is holding a festival called the Pine Fest on 2/21/09 from 8:00 a.m. to 3:30 p.m.; wages have been set for 2009 for township employees; no longer holds the bid for a portion of Inland Twp for fire protection; Benzie Housing Council has a new director – Joanne Sandborn; the Road Commission budget is tight.

Comm Kelley provided a written report; The Gathering Place has a new director – Joan Kramer; Ruth Meikle will be retiring from Community Mental Health.

Comm Pitcher reported that SWAC changes are positive; Planning Commission wind power ordinance.

Comm Walterhouse has nothing additional.

Comm Hollenbeck provided a written report last week.

Comm Tanner reminded everyone of the Summit on Saturday – up to 48 participants.

2:31 p.m. PUBLIC INPUT – None

Motion by Kelley, seconded by Pitcher, to adjourn until March 17, 2009, or the call of the chair.

Motion carried. Ayes: Hollenbeck, Kelley, Pitcher, Roper, Tanner and Walterhouse Nays: None

Exc: Damm

Donald R. Tanner -- Chairman

Dawn Olney – Benzie County Clerk

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1. Approved the agenda as amended, moving 11:45 to 11:15.
2. Approved the regular meeting minutes of January 20, 2009 as presented.
3. Approved Finance Consent Calendar.
4. Approved the contract with Benzie County/Council on Aging/Benzie Housing Council for one year, authorizing the chairman to sign.
5. Adopted the Resolution for a Special Election for Jail Millage as presented.
6. Approved the monthly claiming report as presented.
7. Approved the prepaid bills as presented.
8. Adopted items 2 and 3 of the Personnel Consent Calendar as presented.
9. Approved to replace the part time shared secretary in the Planning & Zoning Dept.
10. Approved waiving the attorney/client privilege and forward the attorney letter to the FCCAA.
11. Amended the Rules of Procedure for the Solid Waste Advisory Committee as presented.
12. Adopted the Business Recycling Program as a pilot for one year, as amended.