

Jackson County Board of Commissioners Meetings Minutes
October 15, 2002 - Regular Meeting
Jackson County Commissioners Chambers: 7:00 p.m.

CALL TO ORDER:

Chairman Jim Rice called the October 15, 2002 meeting of the Jackson County Board of Commissioners to order at 7:00 p.m.

INVOCATION:

Comr. Reynolds

PLEDGE OF ALLEGIANCE

ROLL CALL

(14) Present: Comrs. Mahoney, Lacinski, McNitt, Baum, DeForest, Reynolds, Herl, Elwell, Pascal, Beardslee, Shotwell, Brittain, Day, & Rice. (1) Absent: Adams.

APPROVAL OF AGENDA:

Moved by Mahoney supported by Brittain to Approve the Agenda as Published. Moved by Elwell supported by Reynolds to move items 7,8,9, & 10 under Personnel and Finance to directly follow 3, and to move 4,5, &6, to follow 10, as a friendly amendment to the Agenda. Motion carried. Motion as amended carried.

AWARDS & RECOGNITION'S:|

A. Employee of the Month of October, Barry Marsh, Prosecuting Attorney's office. Presented by Rice with Comments by David Lady, Assistant Prosecutor.

B. *Moved by Reynolds supported by Pascal to Adopt a Retirement Resolution for Beverly Cadwallader, Health Department, with 35 Years and 8 Months of Service.* Roll call: (14) Yeas. Motion carried unanimously. Presented by DeForest with Comments by Health Officer Ted Westmeier.

C. *Moved by Shotwell supported by Reynolds to Adopt a Retirement Resolution for Nancy Beavers, Health Department, with 27 Years, 9 Months of Service.* Roll call: (14) Yeas. Motion carried unanimously. Presented by DeForest with Comments by Health Officer Ted Westmeier.

COMMUNICATIONS & PETITIONS:

None.

SPECIAL ORDER PUBLIC HEARINGS:

A. Public Hearing Regarding Modification of the County's Brownfield Plan Relating to the Redevelopment Project Proposed by Fifth Third Bank at 3245 E. Michigan Avenue, Leoni Township (the former Performance Automotive Property). Mr. Miller spoke regarding the Brownfield Plan.

B. Budget Public Hearing to Review the 2003 General Fund Budget, Capital Improvement Fund Budget and Equipment Fund Budget.

PUBLIC COMMENT:

Since it was not yet 7:20 p.m. and time for the next public hearing, Public Comment began at 7:16 with Mike Sadler of Munith speaking against the incentive payments for Elected Officials.

R. Darryl Mazur spoke to the Commission regarding the upcoming District Court Judge Election.

Lauren Grinage requested the Board's support for the open position on the FIA Board.

At 7:23 p.m. Greg Wilson encouraged the Board to deny all raises and benefits for the Commissioners, Road Commission, and Elected Officials.

Nancy Seydell of Tompkins Township expressed her concerns over the increases for the Commissioners.

Eugene Parker asked for the support of the Board in his pursuit of the seat on the FIA Board.

Public Comment closed at 7:31 p.m.

SPECIAL MEETINGS OF STANDING COMMITTEES

- A. County Agencies
- 1) Selection of Contractor for New Jail Facility

CONSENT AGENDA:

Moved by McNitt supported by Herl to Approve the Consent Agenda as published. Brittain requested Item E be pulled. Shotwell requested Item B be pulled.

- A. Approve the Minutes of the September 17, 2002 Regular Board Meeting.
- B. Approve the Minutes of the September 17, 2002 Closed Session
- C. Approve Disbanding the Ad Hoc Committee on Commissioner Compensation.
- D. Approve the 2002 Apportionment Report
- E. Approve the Fleet Management Budget Adjustments Re: Wages
- F. Approve the 2003 "Lump Sum" Budget for the RRF
- G. Approve the 2003 Enterprise Fund Budget for the RRF.
- H. Approve the Parks Budget Adjustment
- I. Approve a \$1,000 Contribution in Opposition to Ameritech's Tariff Request/Lawsuit
- J. Approve the Emergency Dispatch Budget Adjustment
- K. Approve the Child Care Fund Budget Adjustments
- L. Approve the FOC 2003 Access and Visitation Grant Contract
- M. Approve the Prosecuting Attorney Budget Adjustment.

Motion carried.

Moved by Shotwell supported by Herl to Remove Item C from the Closed Session Minutes, as it was not an order of business but just a point of information. Motion carried.

Moved by Shotwell supported by Elwell to Approve the Amended Minutes of the September 17, 2002 Closed Session meeting of the Jackson County Board of Commissioners. Motion carried.

STANDING COMMITTEE REPORTS:

A. County Affairs

- 1. Moved by Day supported by Reynolds to Recommend the Appointment of either Tony Samon or Lauren Grinage to the Family Independence Agency Board. Mahoney nominated Eugene Parker from the Floor. Moved by Mahoney supported by Day to Close Nominations and Proceed to Ballot. Motion carried. Roll call: Samon (6) Cmr. DeForest, Herl, Elwell, Beardslee, Shotwell, & Rice. Parker (5) Cmr. Mahoney, Lacinski, Reynolds, Pascal, & Day. Grinage (3) Cmr. McNitt, Baum, & Brittain. Grinage was dropped from the next vote. Roll call: Samon (7) DeForest, Herl, Elwell, Beardslee, Brittain, Shotwell, & Rice. Parker (7) Mahoney, Lacinski, McNitt, Baum,

Reynolds, Pascal, & Day. Tie vote, one more Roll call: Samon (7) Cmrs. DeForest, Herl, Elwell, Beardslee, Shotwell, Brittain & Rice. Parker (7) Mahoney, Lacinski, McNitt, Baum, Reynolds, Pascal, & Day. Tie vote again. This will be taken up under "Unfinished Business".

2. *Moved by Day supported by DeForest to Adopt the Second Resolution to Amend Resolution to Authorize Issuance of Series 2002A Bonds for Jackson County Water Supply Facilities (Village of Parma Section)* Roll Call: (14) Yeas. Motion carried unanimously.

3. *Moved by Day supported by McNitt to Adopt a Resolution Approving a Brownfield Plan relating to the Redevelopment Project Proposed by Fifth Third Bank, Leoni Township (the former Performance Automotive.* Roll Call: (14) Motion carried unanimously.

B. County Agencies:

1. *Moved by Reynolds supported by Baum to Request that the Board of Commissioners Recommends that the Jackson County Building Authority Award the Contract for the Construction of the New Chanter Rd. Jail Project to O'Harrow Construction Company.* Motion carried.

C. Human Services:

DeForest had the following announcements:

1. Health Department Hazardous Waste Collection – Saturday, October 26 from 9:00 a.m. to 1:00 p.m.
2. Flu Clinics open October 14 from 9:00 a.m. to 4:00 p.m. for two weeks.
3. Clean Indoor Air Ordinance Act draft will be ready for the next Human Service meeting.
4. New Prescription Discount Program is a success. Over 900 people have gotten their card.
5. Region II Area Agency on Aging will be having an open forum on October 30 at the Davis Banquet Hall at 2:00 p.m. for their 3rd year grant.
6. LifeWays is holding a Community Information Meeting October 16 at 7:00 p.m.
7. County Parks tour October 24 at 8:00 a.m.

D. Personnel & Finance:

1. *Moved by Mahoney supported by Day to Approve the Fleet Management Budget Adjustments Re: Wages.* Brittain requested roll call vote. Roll call (12) Yeas. Cmrs. Mahoney, Lacinski, McNitt, Baum, DeForest, Reynolds, Herl, Elwell, Beardslee, Shotwell, Day, & Rice. (2) Nays: Cmrs. Brittain & Pascal. Motion carried.

2. *Moved by Mahoney supported by DeForest to Adopt Amended Resolution Re: The Administration of Public Works Projects by the Jackson County Board of Public Works in Accordance with Public Act 185.* Roll call: (14) Yeas. Motion carried unanimously.

3. *Moved by Mahoney supported by DeForest to Adopt Resolution Re: The Administration of Public Works Projects by the Designated County Agency in Accordance with Public Act 342.* Roll call: (14) Yeas. Motion carried unanimously.

4. *Moved by Mahoney supported by Shotwell to Adopt Resolution Re: Additional Duties and Compensation of the Deputy Drain Commissioner in the Administration of Certain Public Works Projects.* Roll call: (14) Yeas. Motion carried unanimously.

5. *Moved by Mahoney supported by Brittain to Approve Keeping the Per Diem As Is.* Motion carried.

6. *Moved by Mahoney supported by Day to Approve Opening the County's Retirement Plan to "Commissioners Only" in Accordance with the County's Regular Vesting Requirements.* Randy Treacher spoke in regard to retroactively, retirement BI-laws would have to be amended, and the money would have to be paid up front plus interest to the retirement system. Elwell, unknown aside, felt this is a bad idea. Reynolds cannot believe that this has come before the Board at this time. The money is not there. Lacinski clarified the

eligibility of Commissioners since 1995. Pascal requested a roll call vote. Roll call: (14) Nays. Motion defeated unanimously.

7. *Moved by Mahoney supported by Day to Approve a 3% Wage Increase for 2003 for County Commissioners.* Lacinski reminds the Commissioners that this will set a ceiling for upcoming bargaining. Reynolds indicated that the County has tightened their belt and to give the Commissioners a raise is disgusting. Pascal agrees that it is important to set a good example. Lacinski called for the question. Rice requests roll call vote on main motion. Roll call: (12) Nays: Cmsrs. Lacinski, McNitt, Baum, DeForest, Reynolds, Herl, Elwell, Pascal, Beardslee, Shotwell, Brittain, & Rice. (2) Yeas: Cmsrs. Mahoney & Day. Motion to Approve a 3% Wage Increase for 2003 failed.

8. *Moved by Mahoney supported by to Approve a 3% Wage Increase for 2004 for County Commissioners.* Motion died from lack of support.

9. *Moved by Mahoney supported by Brittain to Approve a 3% Wage Increase for 2003 for Nonunion Employees.* Elwell supports this motion because the bargained for employees already received their 3%. Lacinski reminded the Commissioners that the people we are voting for this is their full time job, this is where they earn their living. Roll call: (13) Yeas. Cmsrs. Mahoney, Lacinski, McNitt, Baum DeForest, Reynolds, Herl, Elwell, Beardslee, Shotwell, Brittain, Day, & Rice. (1) Nay. Cmr. Pascal. Motion carried.

10. *Moved by Mahoney supported by Herl to Approve the 3% Wage Increase for 2003 for the Six Elected Officials.* Brittain indicated that this raise would cost the taxpayers \$11,998. And he opposed it 2 years ago. Pascal said they should also need to set a good example. Elwell indicated that he would also be voting no. The Elected Officials salaries should reflect that same changes as the Commissioners. Mahoney reminded the Commissioners that the Elected Officials operate and serve as Department Heads for the County; this is also their full time job. Roll call: (11) Yeas. Cmsrs. Mahoney, Lacinski, McNitt, Baum, DeForest, Reynolds, Herl, Beardslee, Shotwell, Day, & Rice. (3) Nays. Cmsrs. Elwell, Pascal, & Brittain. Motion carried.

11. *Moved by Mahoney supported by Day to Approve a 3% wage Increase for 2003 for the Jackson County Road Commissioners.* Brittain indicated that this would cost the taxpayers \$2,814. And that at the June 19, 2001 meeting the Board of Commissioners made 3 recommendations to the Road Commissioners:

a.) Mark their vehicles with permanent emblems, which they did but the emblems are very small and difficult to identify.

b.) Give monthly accounting of hours worked. Not one Road Commissioner has appeared at a Board of Commissioners meeting since.

c.) Establish a CQ1 initiative.

Pascal added that they also need to set a good example and he will be voting against these. Elwell will be voting no because of the economic times and they should follow what the Board of Commissioners receive. Roll call: (7) Yeas. Cmsrs. Mahoney, Lacinski, Baum, Herl, Beardslee, Shotwell, & Day. (7) Nays. Cmsrs. McNitt, DeForest, Reynolds, Elwell, Pascal, Brittain, & Rice. Motion defeated by a tie.

12. *Moved by Mahoney supported by Brittain to Adopt the 2003 General Appropriations Act Resolution.* Roll call: (14) Yeas. Motion carried unanimously.

13. *Moved by Mahoney supported by Beardslee to Establish the Budget for the 2003 Equipment Fund at \$603,382, with \$573,382 of the Revenues being Transferred from the Delinquent Tax Fund.* Motion carried.

14. *Moved by Mahoney supported by Brittain to Establish the Budget for the 2003 Public Improvement/Building Fund at \$1,014,100, with the Revenues being Transferred from the Delinquent Tax Fund.* Motion carried.

15. *Moved by Mahoney supported by Reynolds to Approve the Purchase of 20 Acres from the Road Commission for \$400,000 plus \$50,000 for Chanter Road Improvements, with Funds to come from the Bond Proceeds.* Motion carried.

16. *Moved by Mahoney supported by Elwell to Deed the 20 Acres of Jail Site Property on Chanter Road and the Existing Jail Site Property at 212 W. Wesley Street (bond proceeds will cover this renovation also) to the Building Authority who will own the Properties until the Bonds are Paid Off.* Motion carried.

17. *Moved by Mahoney supported by Baum to Appoint Undersheriff Dan Heyns as the Board of Commissioner Representative at Building Authority Meetings to Approve Expenses.* Motion carried.

UNFINISHED BUSINESS:

None.

NEW BUSINESS:

Chet read Board Rules policy # 4090, section 9.5 pertaining to Appointment to any Board or Commission.

Second round, first Roll call regarding **Appointment of either Tony Samon or Eugene Parker to the Family Independence Agency Board.** Mahoney once again stressed her support of Mr. Parker. Lacinski endorsed Mr. Samon. Roll call: Parker (7): Cmr. Mahoney, McNitt, Baum, Reynolds, Pascal, Beardslee, & Day. Samon (7): Lacinski, DeForest, Herl, Elwell, Shotwell, Brittain, & Rice. Tie Vote.

Third round, second Roll call regarding **Appointment of either Tony Samon or Eugene Parker to the Family Independence Agency Board.** Roll call: Parker (9): Cmr. Mahoney, McNitt, Baum, DeForest, Reynolds, Herl, Pascal, Beardslee, & Day. Samon (5): Lacinski, Elwell, Shotwell, Brittain, & Rice. Eugene Parker was appointed to the Family Independence Agency Board.

Moved by Mahoney supported by Shotwell to Request the Chair Appoint a Committee to Work with the Treasurer Regarding Compensation Issues. Motion carried.

CONSIDERATION & ALLOWANCE OF CLAIMS:

Moved by DeForest supported by Elwell to Allow the Claims. Motion carried.

PUBLIC COMMENT:

Public comment began at 8:25 p.m. with Nancy Seydell of Tompkins Township. She said that she was proud to know the Commissioners and will miss them.

Eugene Parker thanked the Board for the Appointment to the FIA Board.

Moved by Mahoney supported by DeForest to go into Closed Session to Discuss Purchase of Property. Roll call: (14) Yeas. Motion carried unanimously.

Moved by DeForest supported by Shotwell to Return to Open Session. Motion carried.

ADJOURN TO THE CALL OF THE CHAIR:

Moved by Mahoney, supported by Elwell to Adjourn to the Call of the Chair. Motion carried. The Jackson County Board of Commissioners was adjourned at 8:57 p.m.

James Rice, Chairman, Jackson County Board of Commissioners
Sandy Crowley, Jackson County Clerk
Respectfully submitted by Erin Foster, Chief Deputy County Clerk.