

MINUTES
JACKSON COUNTY BOARD OF COMMISSIONERS BOARD MEETING
November 15, 2011
7:00 p.m.
County Commission Chambers

1. **CALL TO ORDER** – Chairman Steve Shotwell called the November 15, 2011, Jackson County Board of Commissioners Meeting to order at 7:00 p.m.

2. **INVOCATION** – by Commissioner Dave Lutchka

3. **PLEDGE OF ALLEGIANCE** – by Chairman Steve Shotwell

4. **ROLL CALL** – County Clerk Amanda Riska

(9) Present. Commissioners Herl, Lutchka, Rice, Duckham, Alexander, Williams, Way, Elwell, and Shotwell. (3) Absent. Commissioners Videto, Mahoney, and Smith.

5. **APPROVAL OF AGENDA**

Moved by Elwell, supported by Duckham for Approval of the Agenda. Motion carried.

6. **AWARDS & RECOGNITIONS**

A. **Proclamation Honoring Jan Seitz on Her Retirement**

Chairman Shotwell read the proclamation into the record and presented to Jan Seitz.

7. **COMMUNICATIONS/PETITIONS** – None.

8. **SPECIAL ORDERS/PUBLIC HEARINGS** – None.

9. **PUBLIC COMMENTS**

Dustin Kraszny, field representative for Congressman Walberg, updated the Board on the Congressman's activities.

Mark Munich, Chairman of the Sierra Club, spoke about Camp Waterloo and expressed concerns about the Department of Corrections management of the camp. He requested that the Board write a letter to MDOC Director Dan Heyns.

Moved by Elwell, supported by Williams to receive photos presented by Mr. Munich. Motion carried.

10. **SPECIAL MEETINGS OF STANDING COMMITTEES** – None.

11. **MINUTES** - Minutes of the 10/18/11 Regular Meeting of the Jackson County Board of Commissioners.

Moved by Alexander, supported by Way to Approve the 10/18/2011 Regular Meeting Minutes of the Jackson County Board of Commissioners. Motion carried.

12. **CONSENT AGENDA**

Cmr. Elwell requested to remove Item E.12. from the Consent Agenda. Item will be moved to 14.A. Unfinished Business for discussion.

Moved by Williams, supported by Lutchka for Approval of the Consent Agenda as Amended. Roll Call: (9) Yeas. Motion carried.

A. **County Policy**

1. **New Policy - Board Rule 4055 – Commissioner Resolution Adoption**

B. **County Affairs & Agencies**

2. **Resolution (11-11.32) Authorizing the County Board of Commissioners Chair, James E. Shotwell, Jr., to Sign MDOT Contract #2011-0517 (Federal Project #B-26-0051-2908) for Airport Layout Plan Update**
3. **Resolutions (11-11.37) and (11-11.38) for Purchase of Two Easements (Parcels #88 and #89) for Runway 7-25 Project**
4. **Accept Donation from Jackson Monument Works of a Granite Tablet, Valued at \$3,983, for the Aviation Heritage Park Project**
5. **Authorize Jackson County Sheriff to Extend the Contract with Securus Technologies for Inmate Phone Services to 2016**
6. **Revised Apportionment Report**

C. **Human Services**

7. **Approval of Updated Car Seat Program Fee Schedule for FY 2012 – 1st Reading**
8. **Resolution (11-11.39) Department of Human Services Board of Directors Resolution for Use of Post 1998 Maintenance of Effort (MOE) Fund for Payment to Bond for Jackson County Medical Care Facility**

D. **Personnel & Finance**

9. **Approve Quote for Roof Replacement for Fair Grandstand to Low Bidder Spink Construction of Somerset, Michigan in the Amount of \$33,587**
10. **Information Technology Intergovernmental Contract**
11. **Resolution (11-11.36) Authorizing Michael Overton, Administrator/Controller of Jackson County, Michigan, to Sign an Oil and Gas Lease for Jackson County**

E. **Other Business**

~~12. Resolution (11-11.40) Federal Government Balanced Budget Amendment~~

13. **Claims dated 10/1/11 – 10/31/11**

13. **STANDING COMMITTEES**

A. **County Policy – Commissioner Dave Elwell** – None.

B. **County Affairs & Agencies – Commissioner Dave Lutchka**

1. **Appointments**

a. **Land Bank Authority** – one city member, term to 10/2015

Cmr. Lutchka stated that the committee recommended David Taylor. No other nominations from the floor. David Taylor appointed.

b. **Parma Township LDFA** – one Board appointment, indefinite term

Cmr. Lutchka stated that the committee recommended Mike Way. No other nominations from the floor. Mike Way appointed.

C. **Human Services – Commissioner Jon Williams** - None.

D. **Personnel and Finance – Ranking Commissioner David Lutchka** – None.

14. **UNFINISHED BUSINESS**

A. **Resolution (11-11.40) Federal Government Balanced Budget Amendment**

Moved by Elwell, supported by Herl to Table Resolution (11-11.40) Federal Government Balanced Budget Amendment. Roll Call: (5) Yeas. Cmr. Herl, Alexander, Shotwell, Way, and Elwell. (4) Nays. Lutchka, Rice, Duckham, and Williams. Motion carried.

15. **NEW BUSINESS** – None.

16. **PUBLIC COMMENTS** – None.

17. **COMMISSIONER COMMENTS**

18. **CLOSED SESSION** – None.

19. **ADJOURNMENT** - Chairman Shotwell adjourned the November 15, 2011 Meeting of the Jackson County Board of Commissioners at 7:29 p.m.

James E. Shotwell – Chairman, Jackson County Board of Commissioners

Amanda L. Riska – County Clerk

RESOLUTION (11-11.32)
AUTHORIZING THE COUNTY BOARD OF COMMISSIONERS
CHAIR, James E. Shotwell Jr. TO SIGN MDOT CONTRACT
#2011-0517 (FEDERAL PROJECT #B-26-0051-2908),
For Airport Layout Plan Update

WHEREAS, The FAA has indicated that Runway 6-24 at the Jackson County Airport does not have required "safety areas" at the ends and approaches; and

WHEREAS, Because of FAA Runway Safety Requirements, a new Runway 7-25 will be constructed; and

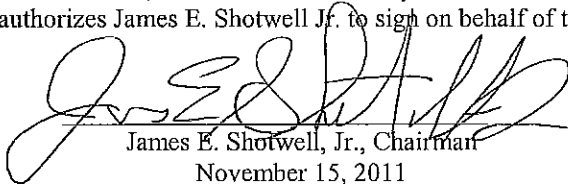
WHEREAS, The Airport Layout Plan must be updated to reflect changes in airport design plus newly acquired easements and property; and

WHEREAS, Grant funds in the amount of \$65,000 were allocated by the Michigan Office of Aeronautics with an allocation of \$61,750 Federal; \$1,625 State and \$1,625 Local match amounts are required for the referenced projects; and

WHEREAS, The Jackson County Board of Commissioners has legal authority to approve this resolution and sponsor contract; and

WHEREAS, James E. Shotwell, Jr., is the Chairman of the Jackson County Board of Commissioners and has authority to sign such resolution and contract; and

NOW, THEREFORE, BE IT RESOLVED, that the Jackson County Board of Commissioners approves of the referenced grant and contract authorizes James E. Shotwell Jr. to sign on behalf of the Jackson County Board of Commissioners.


James E. Shotwell, Jr., Chairman
November 15, 2011

STATE OF MICHIGAN)
) ss.
COUNTY OF JACKSON)

I, Amanda L. Riska, the duly qualified and acting Clerk of the County of Jackson, Michigan, do hereby certify that the foregoing is a true and complete copy of a Resolution adopted by the County Board of Commissioners of the County of Jackson, State of Michigan, at a regular meeting held on November 15, 2011, at which meeting a quorum was present and remained throughout and that an original thereof is on file in the records of the County. I further certify that said meeting was conducted and public notice of said meeting was given pursuant to and in full compliance with the Open Meetings Act, being Act No. 267, Public Acts of Michigan, 1976, and that the minutes of said meeting were kept and will be or have been made available as required by said Act.


Amanda Riska, County Clerk

Date: 11-23-2011

Resolution (11-11.36)
Authorizing Michael Overton, Administrator/Controller of Jackson County,
Michigan, to Sign an Oil and Gas Lease for Jackson County

I the undersigned duly elected, qualified and acting Clerk of the County of Jackson, in the State of Michigan, do hereby certify that a special meeting of the Board of Commissioners was held at its principal office in Jackson, Michigan on November 15, 2011. The following resolution was duly adopted and enacted by the Board of Commissioners to wit:

Be it Resolved that the Jackson County Board of Commissioners of the County of Jackson, and Michael Overton, the Administrator/Controller, shall and are hereby authorized and directed to execute and deliver to Western Land Services, Inc. on behalf of said Corporation an Oil and Gas Lease for consideration of \$100 per net mineral acre for a primary term of three years, with a 1/6 royalty on all oil and/or gas produced on the following described lands:

Township 4 South-Range 1 West, Liberty Township, Jackson County, Michigan
Section 29: Beginning at the North 1/4 post of said Section, thence South 89 deg 45' 40" East along the North line of said Section 1325.81 ft. to the North & South 1/8 line of the Northeast 1/4 of said Section, thence South 0 deg 14' 27" West along said 1/8 line 1329.62 ft. to the East & West 1/8 line of the Northeast 1/4 of said Section, thence North 89 deg 48' 39" West along said 1/8 line 1000.47 ft., thence North 0 deg 13' 34" East 190.31 ft., thence North 89 deg 46' 26" West 325.0 ft. to the North & South 1/4 line of said Section and the centerline of Springbrook Rd., thence North 0 deg 13' 34" East along said 1/4 line and the centerline of Springbrook Rd. 1137.94 ft. to the POB.

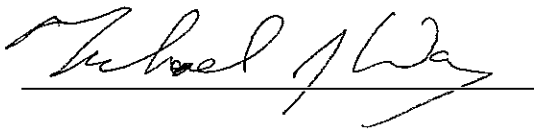
ALSO Commencing at the North 1/4 post of said Section, thence South 0 deg 13' 34" West along the North & South 1/4 line of said Section and the centerline of Springbrook Rd. 1137.94 ft., thence South 89 deg 46' 26" East 325.0 ft., thence South 0 deg 13' 34" West 190.31 ft. for the Place of Beginning of this description, thence South 89 deg 48' 39" East 753.48 ft., thence South 8 deg 44' 23" West 573.42 ft. to the centerline of Liberty Rd., thence North 77 deg 10' 35" West along the centerline of Liberty Rd. 209.13 ft. to the beginning of a curve to the left, thence North 78 deg 55' 18" West along the chord of said curve 445.79 ft., thence North 80 deg 40' 0" West 27.01 ft., thence North 0 deg 13' 34" East 432.79 ft. to the POB.

ALSO The Southwest 1/4 of the Northeast 1/4 of said Section, lying South of the centerline of Liberty Rd., EXCEPT a parcel in the Northeast corner running from a point where the centerline of Liberty Rd. intersects the North & South 1/8 line of the Northeast 1/4 of said Section, thence South 0 deg 14' 27" West 132 ft., thence North 77 deg 10' 35" West 359.46 ft., thence North 8 deg 44' 23" East 129.16 ft. to the centerline of Liberty Rd., thence (Southeasterly) along the centerline of Liberty Rd., to the POB.

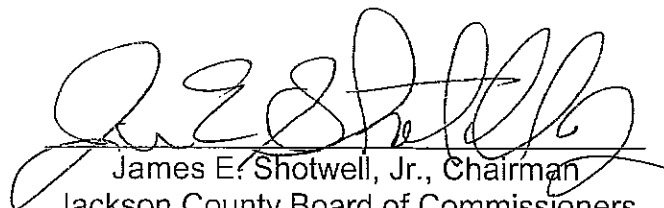
ALSO EXCEPT Beginning at a Point distant, on the center of Liberty Road, South 0 deg 27' 13" West 1703.45 ft. and South 79 deg 47' 39" East 471.14 ft. from the North 1/4 post

of said Section, thence South 79 deg 47' 39" East along the center of said Road 66.0 ft., thence South 9 deg 36' 29" West 277.02 ft. to a 3/4" pipe, thence South 27 deg 06' 14" West 187.79 ft. to a 3/4" pipe, thence South 0 deg 27' 13" West parallel with the North-South 1/4 line 187.72 ft. to a 3/4" pipe, thence South 64 deg 07' 27" West 307.29 ft. to a 3/4" pipe, thence North 0 deg 27' 13" East parallel with the North-South 1/4 line 232.87 ft. to a 3/4" pipe, thence North 64 deg 07' 27" East 231.31 ft. to a 3/4" pipe, thence North 27 deg 06' 14" East 197.94 ft. to a 3/4" pipe, thence North 9 deg 36' 29" East 267.55 ft. to the POB.

IN WITNESS WHEREOF:



MICHAEL J. WAY


James E. Shotwell, Jr., Chairman
Jackson County Board of Commissioners
November 15, 2011

RESOLUTION (11-11.37)

AUTHORIZING PURCHASE OF AN EASEMENT FOR THE RUNWAY 7-25 SAFETY AREA PROJECT AT THE JACKSON COUNTY AIRPORT, Jackson, Michigan

WHEREAS, the County Board of Commissioners approves easement acquisition for Parcel #88, a vacant parcel; owners: James and Deborah Tylutki of 13235 W. Michigan Ave. Parma, MI 49269 as Further Described in Attachments

WHEREAS, The FAA has indicated that Runway 6-24 at the Jackson County Airport does not have the required "safety areas" and necessitating construction of a new runway, Runway 7-25; and

WHEREAS, continued progress in building this new runway with safety areas requires the acquisition of an easement for parcel # 88; and,

WHEREAS, grant funds in the amount of have been granted by the Michigan Aeronautics Commission to the Jackson County Airport – Reynolds Field and are in the public interest and will fund these purchases; and,

WHEREAS, the easement acquisition costs for Parcel #89 has been determined by Case Evaluation to total \$25,321.25, is inclusive of other related fees and is reduced by the previous payment of \$14,200; and,

WHEREAS, Defendant's attorney fees and expert witness fees total \$8,773.75; and,

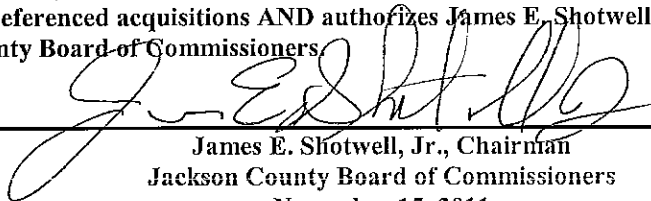
WHEREAS this easement is required in order to construct new runway # 7-25 as detailed on the Jackson County Airport – Reynolds Field Airport Layout Plan; and,

WHEREAS, the Jackson County Board of Commissioners, have previously decided that this overall Runway Safety Area project will enhance the safety of the airport and is in the public interest; and,

WHEREAS, The Jackson County Board of Commissioners has legal authority to approve such easement and property acquisitions; and

WHEREAS, James E. Shotwell, Jr. is the Chairman of the Jackson County Board of Commissioners and has authority to sign legal documents on behalf of the Commission; and;

NOW, THEREFORE, BE IT RESOLVED THAT, the Jackson County Board of Commissioners approves of the referenced acquisitions AND authorizes James E. Shotwell, Jr. to sign on behalf of the Jackson County Board of Commissioners.


James E. Shotwell, Jr., Chairman
Jackson County Board of Commissioners
November 15, 2011

STATE OF MICHIGAN)
) ss.
COUNTY OF JACKSON)

I, Amanda L. Riska, the duly qualified and acting Clerk of the County of Jackson, Michigan, do hereby certify that the foregoing is a true and complete copy of a Resolution adopted by the County Board of Commissioners of the County of Jackson, State of Michigan, at a regular meeting held on November 15, 2011, at which meeting a quorum was present and remained throughout and that an original thereof is on file in the records of the County. I further certify that said meeting was conducted and public notice of said meeting was given pursuant to and in full compliance with the Open Meetings Act, being Act No. 267, Public Acts of Michigan, 1976, and that the minutes of said meeting were kept and will be or have been made available as required by said Act.


Amanda L. Riska, Jackson County Clerk

RESOLUTION (11-11.38)

AUTHORIZING PURCHASE OF AN EASEMENT FOR THE RUNWAY 7-25 SAFETY AREA PROJECT AT THE JACKSON COUNTY AIRPORT, Jackson, Michigan

WHEREAS, the County Board of Commissioners approves easement acquisition for Parcel #89 located at 4633 and 4635 Woodville Road; owner: Donna M. Bryant as Further Described in Attachments

WHEREAS, The FAA has indicated that Runway 6-24 at the Jackson County Airport does not have the required "safety areas" and necessitating construction of a new runway, Runway 7-25; and

WHEREAS, continued progress in building this new runway with safety areas requires the acquisition of an easement for parcel # 89; and,

WHEREAS, grant funds in the amount of have been granted by the Michigan Aeronautics Commission to the Jackson County Airport – Reynolds Field and are in the public interest and will fund these purchases; and,

WHEREAS, the easement acquisition costs for Parcel #89 has been determined by Case Evaluation to total \$30,710, is inclusive of other related fees and is reduced by the previous payment of \$14,800; and,

WHEREAS, Defendant's attorney fees and expert witness fees total \$10,303.66; and,

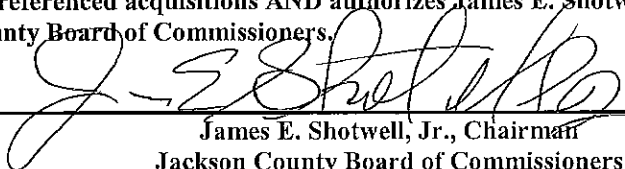
WHEREAS this easement is required in order to construct new runway # 7-25 as detailed on the Jackson County Airport – Reynolds Field Airport Layout Plan; and,

WHEREAS, the Jackson County Board of Commissioners, have previously decided that this overall Runway Safety Area project will enhance the safety of the airport and is in the public interest; and,

WHEREAS, The Jackson County Board of Commissioners has legal authority to approve such easement and property acquisitions; and

WHEREAS, James E. Shotwell, Jr. is the Chairman of the Jackson County Board of Commissioners and has authority to sign legal documents on behalf of the Commission; and;

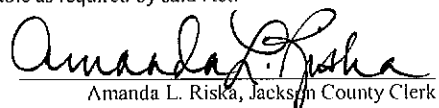
NOW, THEREFORE, BE IT RESOLVED THAT, the Jackson County Board of Commissioners approves of the referenced acquisitions AND authorizes James E. Shotwell, Jr. to sign on behalf of the Jackson County Board of Commissioners.


James E. Shotwell, Jr., Chairman
Jackson County Board of Commissioners

November 15, 2011

STATE OF MICHIGAN)
) ss.
COUNTY OF JACKSON)

I, Amanda L. Riska, the duly qualified and acting Clerk of the County of Jackson, Michigan, do hereby certify that the foregoing is a true and complete copy of a Resolution adopted by the County Board of Commissioners of the County of Jackson, State of Michigan, at a regular meeting held on November 15, 2011, at which meeting a quorum was present and remained throughout and that an original thereof is on file in the records of the County. I further certify that said meeting was conducted and public notice of said meeting was given pursuant to and in full compliance with the Open Meetings Act, being Act No. 267, Public Acts of Michigan, 1976, and that the minutes of said meeting were kept and will be or have been made available as required by said Act.


Amanda L. Riska, Jackson County Clerk

Resolution (11-11.39)
Department of Human Services Board of Directors Resolution
for Use of Post 1998 Maintenance of Effort (MOE) Fund for Payment
to Bond for Jackson County Medical Care Facility

Whereas, the Jackson County Medical Care Facility (JCMCF) serves all the people of Jackson County; and

Whereas, the current JCMCF building was completed and occupied in 2002 at its current location of 524 Lansing Avenue; and

Whereas, the citizens of Jackson County supported a millage in 1999 which allows Maintenance of Effort (MOE) monies to be used for building upkeep/repair, and operational costs; and

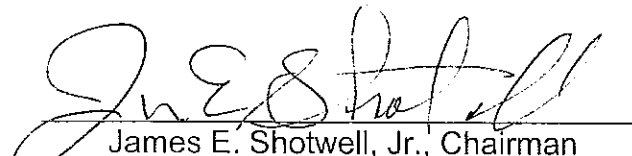
Whereas, the Human Services Board of Directors, together with the Administration and Staff of the JCMCF, have gone to great lengths to maintain and operate the facility in a manner consistent with the mission of the JCMCF; and

Whereas, the Human Services Board of Directors supported and passed a Resolution to have up to \$288,343.16 of the interest payment and fees (that are due November 1, 2011) on the bonds for the JCMCF be remitted from the post 1998 MOE Fund and that the County Treasurer transfer \$288,343.16 from the post 1998 MOE Fund for the direct payment of said interest and fees; and

Whereas, the Human Services Board of Directors has concurred with the County's request that an amount necessary to cover the reimbursement the JCMCF receives for health insurance and other retiree benefits and past balance inequities be transferred to the Jackson County General Fund on behalf of pre-1986 JCMCF retirees in the amount of \$236,051.00; and

Whereas, the Human Services Board of Directors has concurred with the County's request that an annual resolution of the Human Service Board of Directors be drafted and considered and upon approval such reimbursements be continued.

Now, Therefore Be It Resolved, that the Jackson County Board of Commissioners hereby authorizes the actions as requested by the Human Services Board of Directors.


James E. Shotwell, Jr., Chairman
Jackson County Board of Commissioners
November 15, 2011