

Jackson County Board of Commissioners Meetings Minutes
December 13, 2005 - Regular Meeting
Jackson County Commissioners Chambers: 5:00 p.m.

CALL TO ORDER:

Chairman Cliff Herl called the December 13, 2005 meeting of the Jackson County Board of Commissioners to order at 5:02 p.m.

INVOCATION: Cmr. Lutchka

PLEDGE OF ALLEGIANCE

Mahoney read a Proclamation honoring the late Commissioner John Day.

ROLL CALL:

(10) Present: Cmr. Lutchka, Brittain, Reynolds, Shotwell, Mahoney, Berkemeier, Smith, Wilson, Gumbert, & Herl
(1) Absent: Cmr. Wilson

APPROVAL OF AGENDA:

Moved by Mahoney supported by Reynolds to eliminate Item 10, the Special Meetings of Standing Committees and to make the Appointments on the Commission floor. Motion carried. *Moved by Mahoney supported by Brittain to Approve the Agenda as Amended.* Motion carried.

AWARDS & RECOGNITIONS:

A. **Holiday Music Presentation by the Northwest High School "Vocal Dimension"** –under the direction of Vocal Music Director Wendy Treacher.

B. **Employee for the Month of December**-Jim Vandenburg, Tim Yost, Phil Konieczki, Jason Reilly, Mike Price, Bob Smith, Tony Bell, Kirk Snyder, David Porras, & Dale Hendershot-Facilities Department. Remarks by Randy Treacher and accepted by Tim Yost.

Cmr. Wilson in at 5:30.

COMMUNICATIONS & PETITIONS:

Moved By Wilson supported by Reynolds to Accept the Communication from James Gallant concerning the Friend of the Court Citizen Advisory Committee. Motion carried.

SPECIAL ORDER/PUBLIC HEARINGS:

Items A and B are time specific Public Hearings and will be handled at 7:15 p.m.

C. *Moved by Videto supported by Berkemeier to Adopt Resolution 12-05.74 to Establish Date of Special Election in County Commission District #4 to Fill Vacant Seat.* Wilson asked if this filing deadline would interfere with the May election? Sandy Crowley responded that it would not. She went on to say that a candidate with a party affiliation needs either 20 signatures or a \$100 filing fee, and the deadline is December 28, 2005 at 4:00 p.m. Shotwell explained, as one having been through the process, that the candidate would have to run four times in one year. Primary, Special Election, and have your filing in for the fall Primary and General Election to be re-elected. Roll call: (11) Yeas. Motion carried unanimously.

D. **Appointment of County Commissioner to Fill Vacant Commissioner Seat (District #4) as a Temporary Appointment through the Certification of the Winner of the Special General Election on May 2, 2006.**

Wilson nominated Phillip Duckham III. Brittain nominated John Craig. *Moved by Mahoney supported by Wilson that Nominations be Closed and We Proceed to the Interview Process.* Motion carried. Phillip Duckham came forward and introduced himself. Mr. Duckham has the endorsement of Janet Day and the Brooklyn Village Manager Dale Criderman. Brittain asked Mr. Duckham how many Board of Commissioner meetings he has attended in the past year. Mr. Duckham responded that he had not attended any as Tuesday night is the regular night for the Norvell Township Planning Commission meeting. Wilson asked Mr. Duckham if he felt that owning the type of business that he does would there would be any conflict when dealing with the County run operation? Mr. Duckham answered no. Wilson also asked if he would vote or abstain from votes that would affect his fees or business requirements? He would take the advise of fellow Commissioners. Brittain asked about the conflict of the Planning

Commission meetings. Mr. Duckham stated that he would have to resign from the Norvell Township Planning Commission, and that he does intend on running in the Special Election.

Gumbert shared her concerns that there were four applicants, and when the Special Meeting was eliminated, the other two candidates didn't have an opportunity to ask for a nomination. Mr. Elliott said that the County Affairs committee would not have jurisdiction in this matter; it is the Board of Commissioners responsibility to nominate. Brittain said that he is not familiar with the other two candidates, but if they are present, they should be able to comment. Mahoney called for a Point of Order, any Commissioner could have brought those names forward. Brittain pointed out that we have not had Public Comment and they have not had the opportunity to introduce themselves. Videto was not aware of the protocol that was expected of the Commissioners to nominate. He thought that all that applied were going to have an opportunity to speak. Any citizen who took the time to fill out an application should have the opportunity to speak if they are present. *Moved by Gumbert supported Reynolds to Rescind the Motion that Nominated the Candidates.* Roll call: (10) Yeas. Cmr. Lutchka, Brittain, Reynolds, Videto, Mahoney, Berkemeier, Smith, Wilson, Gumbert, & Herl. (1) Nay. Cmr. Shotwell. Motion carried.

John Craig came forward and introduced himself. Brittain asked how many Board of Commissioner meetings he had attended in the past year. Mr. Craig replied that he had not attended any.

Marvin Jester came forward and introduced himself. Brittain also asked Mr. Jester how many meeting he had attended. Mr. Jester said that he had attended two.

Frank Kozan came forward and introduced himself. Brittain also asked Mr. Kozan how many meetings he had attended. Mr. Kozan responded that he hasn't been to any.

Lutchka nominated Phillip Duckham III. Brittain nominated John Craig. Reynolds nominated Marvin Jester. Gumbert nominated Frank Kozan. *Moved by Mahoney supported by Brittain to Close Nominations and Proceed to Ballot.* Motion carried. Roll call: Duckham (9). Cmr. Lutchka, Reynolds, Videto, Shotwell, Mahoney, Berkemeier, Smith, Wilson, & Herl. Craig (1) Cmr. Brittain. Jester (1) Cmr. Gumbert. Phillip Duckham III was appointed to fill the vacant Commissioner Board Position for District #4.

E. Administration of Oath of Office to Phillip Duckham III, the newly appointed Commissioner for District #4. Administered by Sandy Crowley, Jackson County Clerk.

F. Commissioner Board Appointments to Fill Vacant Commissioner Board Positions Previously Held by Commissioner John Day, District #4.

1. **Board of Public Works:** Shotwell nominated Berkemeier to serve the remainder of John Day's term on the Board of Public Works. *Moved by Mahoney supported by Gumbert to Close Nominations and Cast a Unanimous Ballot for Phillip Berkemeier.* Motion carried.

2. **Fair Board:** Lutchka nominated Videto and Smith nominated Reynolds to serve the remainder of John Day's term on the Fair Board. *Moved by Mahoney supported by Wilson to Close Nominations and Proceed to Ballot.* Roll call: Videto (8). Cmr. Brittain, Videto, Shotwell, Mahoney, Berkemeier, Wilson, Lutchka, & Herl. Reynolds: (4). Cmr. Duckham, Reynolds, Smith, & Gumbert.

3. **Retirement Board:** appointment by the Chair with concurrence of the Board. Mahoney and Berkemeier were nominated and Berkemeier withdrew his name. *Moved by Reynolds supported by Wilson to Close Nominations and Cast a Unanimous Ballot.* Motion carried.

4. **South Central Michigan Works Consortium Board:** Mahoney nominated Smith, as she is the current alternate. *Moved by Mahoney supported by Lutchka to Close Nominations and Cast a Unanimous Ballot for Pat Smith.* Motion carried. Mahoney nominated Duckham for the Alternate Position. *Moved by Gumbert supported by Brittain to Close Nominations and Cast a Unanimous Ballot for Phillip Duckham.* Motion carried.

5. **Liaison to Township Supervisors Association:** Brittain nominated Wilson. Gumbert nominated Reynolds. *Moved by Mahoney supported by Gumbert to Close Nominations and Proceed to Ballot.* Motion carried. Roll call: Reynolds (7). Cmr. Reynolds, Videto, Shotwell, Mahoney, Berkemeier, Gumbert, & Herl. Wilson (5) Lutchka, Brittain, Duckham, Smith, Wilson.

6. Community Planning Committee: Gumbert nominated Reynolds. Videto nominated Lutchka. *Moved by Mahoney supported by Gumbert to Close Nominations and Proceed to Ballot.* Motion carried. Roll call: Lutchka (11). Cmr. Lutchka, Brittain Duckham, Videto, Shotwell, Mahoney, Berkemeier, Smith, Wilson, Gumbert, & Herl. Reynolds (1). Cmr. Reynolds.

PUBLIC COMMENT:

Public comment began at 6:18 p.m. with Jerry Surbrook, Supervisor of Rives Township speaking on behalf of Harold Spink for the Fair Board. Mr. Spink was unable to attend due to a prior commitment.

James Gallant spoke pertaining to the Friend of the Court (FOC) Citizen's Advisory Committee. (CAC) Mr. Gallant feels that it would be in violation of state and federal laws to disband this committee.

Arlene Shepherd requested support for her application to the Department on Aging Advisory Council.

Craig Lamkin requested support for his applications to the Public Works Board, Jackson District Library Board, and Region II Planning Committee.

Randi Holthouse requested support for her reappointment to the Parks and Recreation Commission.

Nancy Cross requested support for her reappointment to the Jackson District Library Board.

Peggy Younglove requested support for her application to the Department on Aging Advisory Council.

Tom Davis requested support for his reappointment to the Airport Board.

Gary Spink requested support for his application to the Jackson District Library Board.

John Eiler requested support for his application to the Airport Board.

Darren Binkley discussed the possible dissolution of the Friend of the Court Citizen's Advisory Committee.

Public comment ended at 6:45 p.m.

SPECIAL MEETINGS OF STANDING COMMITTEES:

This was eliminated under "Approval of the Agenda".

MINUTES:

Moved by Mahoney supported by Berkemeier to Approve the Minutes of the 10/18/05 and 11/15/05 Jackson County Board of Commissioners Meetings. Motion carried.

CONSENT AGENDA:

Moved by Mahoney supported by Reynolds to Approve the Consent Agenda Items A through F as Follows: Wilson requested to have Item C1, Restructuring Plan for the Health Department removed.

A. County Affairs:

1. Concurrence of Chair Appointment of Commissioner Dave Lutchka to the Ad Hoc Land Preservation Task Force of the Community Planning Committee

2. Jackson County Resource Recovery Facility 2006 Operating and Maintenance Budget

B. County Agencies:

1. Bid Award for Five Patrol Vehicles for the Sheriff Department

2. Ratification of Fiscal Year 2006 Title IV-D Medical Enforcement Contract for Jackson County Friend of the Court CS/MED-06-38001

C. Human Services:

1. Restructuring Plan in Health Department to Eliminate a Health Education Manager and Create the Bio-Terrorism Coordinator Position

D. Personnel & Finance:

1. Creation of the Recovery Court Coordinator Position in the Circuit Court

2. Jackson County Social Security Number Privacy Policy

3. Proposed Jackson County Employee's Retirement System By-Law Amendment Pertaining to Eligibility for the DROP Plan

4. Budget Adjustments

5. Membership with Upper Grand River Watershed Council

E. Other:

1. Updated 457 (b) Governmental Plan Documents for County Employees' Deferred Compensation Accounts

- AIG VALIC
- Nationwide Retirement Solutions
- Great-West Retirement Services
- Comprehensive Financial Services
- ING
- ICMA Retirement Corporation

F. Claims:

1. Claims dated 11/01/05 – 11/30/05 as presented to and approved by the Standing Committees.

Motion carried.

STANDING COMMITTEES:

A. County Affairs- Commissioner Dave Lutchka

1. County Affairs 12/05/05 Meeting Minutes – no action required

2. Appointments:

a. **Airport Board:** Gumbert nominated Tom Davis. Videto nominated John Eiler. *Moved by Mahoney supported by Gumbert to Close Nominations and Proceed to Ballot.* Motion carried. Roll call: Eiler (6). Cmsrs. Videto, Shotwell, Lutchka, Brittain, Duckham & Herl. Davis (6). Cmsrs. Reynolds, Mahoney, Berkemeier, Smith Wilson, Gumbert. Tie vote. Roll call: Davis (7). Cmsrs. Reynolds, Shotwell, Mahoney, Berkemeier, Smith, Wilson, & Gumbert. Eiler (5). Cmsrs. Lutchka, Brittain, Duckham, Videto, & Herl. Tom Davis was appointed to the Airport Board.

b. **Public Works:** Shotwell nominated Elenbaas. Videto nominated Lamkin. *Moved by Mahoney supported by Gumbert to Close Nominations and Proceed to Ballot.* Motion carried. Roll call: Elenbaas (6). Cmsrs. Lutchka, Reynolds, Shotwell, Mahoney, Gumbert, & Herl. Lamkin (6) Brittain, Duckham, Videto, Berkemeier, Smith, & Wilson. Tie vote. Roll call: Elenbaas (7). Cmsrs. Lutchka, Reynolds, Videto, Shotwell, Mahoney, Gumbert, & Herl. Lamkin (*5). Cmsrs. Brittain, Duckham, Berkemeier, Smith, & Wilson. Kenneth Elenbaas was appointed to the Board of Public Works.

c. **Department on Aging Advisory Council:** Shotwell nominated Ganton. Reynolds nominated Younglove. Gumbert nominated Shepherd. *Moved by Mahoney supported by Reynolds to Consider the Slate of Incumbents and then Consider Peggy Younglove and Arlene Shepherd Separately.* Gumbert did not feel the motion was a good idea. She had talked with both of the other candidates, and they had introduced themselves at the meeting, but none of the incumbents had made any effort to introduce themselves, so the two that had made the effort should not have to vie for one seat. Mahoney withdrew her motion and Reynolds withdrew her support. Shotwell nominated Ganton. Reynolds nominated Younglove. Gumbert nominated Shepard. Brittain nominated Tavalisky. Mahoney nominated Evans. Berkemeier nominated Brown. Mahoney nominated Morrison. Berkemeier withdrew his

nomination of Brown. Mahoney nominated Liechty. *Moved by Mahoney supported by Reynolds to Close Nominations and Cast a Unanimous Ballot.* Motion carried.

d. **Jackson District Library Board:** Lutchka nominated Spink. Reynolds nominated Cross. Berkemeier nominated Lamkin. *Moved by Mahoney supported by Gumbert to Close Nominations and Proceed to Ballot.* Roll call: Spink (5). Cmsrs. Lutchka, Brittain, Videto, Gumbert, & Herl. Cross (5). Cmsrs. Duckham, Reynolds, Shotwell, Mahoney, & Wilson. Lamkin (2). Cmsrs. Berkemeier & Smith. Lamkin was eliminated. Roll call: Cross (6). Cmsrs. Duckham, Reynolds, Shotwell, Mahoney, Berkemeier, & Wilson. Spink (6) Lutchka, Brittain, Videto, Smith, Gumbert, & Herl. Tie vote. Roll call: Cross (7). Cmsrs. Duckham, Reynolds, Shotwell, Mahoney, Berkemeier, Wilson, & Herl. Spink (5). Cmsrs. Lutchka, Brittain, Videto, Smith, & Gumbert. Nancy Cross was appointed to the Jackson District Library Board.

e. **EMS Commission:** Lutchka stated that there are three openings and three applicants- Public Health Officer Ron Grimes, City Law Enforcement Chief Portis, and City Fire Department Chief Bosel. *Moved by Lutchka supported by Berkemeier to Close Nominations and Cast a Unanimous Ballot.* Motion carried.

f. **Fair Board:** Lutchka nominated Spink. Brittain nominated Loik. *Moved by Mahoney supported by Gumbert to Close Nominations and Proceed to Ballot.* Motion carried. Roll call: Spink (11). Cmsrs. Lutchka, Duckham, Reynolds, Videto, Shotwell, Mahoney, Berkemeier, Smith, Wilson, Gumbert, & Herl. Loik (1). Cmr. Brittain.

g. **Hospital Finance Authority:** Lutchka indicated that there were four openings, but only one applicant, Bob Elliott. Herl said that they called the other incumbents, but do not have responses yet so the Board will only be voting on the one position. *Moved by Lutchka supported by Gumbert to Close Nominations and Cast a Unanimous Ballot for Bob Elliott.* Motion carried.

h. **Mid-South Substance Abuse Commission:** No applicants.

i. **Parks and Recreation Commission:** Lutchka nominated Holthouse. Brittain nominated Tallman. Smith nominated Spink. *Moved by Mahoney supported by Duckham to Close Nominations and Proceed to Ballot.* Motion carried. Roll call: Holthouse (10). Cmsrs. Lutchka, Reynolds, Videto, Shotwell, Mahoney, Berkemeier, Smith, Wilson, Gumbert, & Herl. Spink (2) Cmsrs. Brittain & Duckham.

j. **Region II Planning Commission:** Brittain nominated Irvine. Reynolds nominated Schmidt and Johnson. Lutchka nominated Lamkin. *Moved by Mahoney supported by Berkemeier to Close Nominations and Cast a Unanimous Ballot.* Motion carried with the record reflecting a nay vote from Brittain.

k. **Comprehensive Traffic Safety Committee:** Lutchka indicated that there was one opening and one applicant, Paul Garcia. *Moved by Mahoney supported by Gumbert to Close Nominations and Cast a Unanimous Ballot.* Motion carried.

l. **Veteran's Affairs:** Duckham nominated Sayles. Brittain nominated Prescott. *Moved by Mahoney supported by Gumbert to Close Nominations and Proceed to Ballot.* Roll call: Sayles (7) Cmsrs. Lutchka, Duckham, Reynolds, Shotwell, Mahoney, Berkemeier, & Herl. Prescott (5). Cmsrs. Brittain, Videto, Smith, Wilson, & Gumbert.

3-Minute Break

PUBLIC HEARING:

A. **Public Hearing on the 2006 CDBG Homeowner Rehab Renewal Grant Application for the County of Jackson.** None.

B. *Moved by Mahoney supported by Berkemeier to Adopt Resolution (11-05.58) Authorizing Application for 2006 Michigan CDBG Homeowner Rehab Grant Renewal and Designating the Community Action Agency as Administrator for the Grant.* Roll call: (12) Yeas. Motion carried unanimously.

B. County Agencies- Commissioner Judy Reynolds

1. County Agencies 12/05/05 Meeting Minutes- no action required

2. *Moved by Reynolds supported by Mahoney to Adopt Resolution (12-05.73) Dissolving the Friend of the Court Citizens Advisory Committee.* Wilson expressed concern that there was still a grievance pending with the CAC, and is not sure they have the authority to dissolve it until all grievances are resolved. Wilson also wants to

know why this was not brought before County Affairs, who appoints the members, but before County Agencies. Finally, if the judge forms his own committee, whom will they answer to? The CAC sends annual reviews to the Judicial Branch in Lansing for them to oversee. What right would anyone on the committee excluding the judge have to review confidential material that the CAC was given legislative authority to do? Wilson recommended sending this issue back to County Affairs and have the County Commission appoint an Oversight Board that would include a few commissioners. That way, we can keep a closer eye on FOC. To dissolve the committee based on a couple of antagonists is sending the wrong message. We should not allow a judge to tell us what to do as a County Commission. We need to send the message that the Commission is in charge of the County, not the judges.

Gumbert pointed out that this issue is not "us against them". We have a committee that is dysfunctional and disruptive that is not mandated. We have to send a deputy to baby-sit for these meetings. We have discussed this for the past four or five months. We have tried to appoint people and they don't want to be involved. It's not working and we need to stop spending time and money on this committee. It's ridiculous to assign an advisory board to oversee and advisory board. Let's get rid of it. If Judge Schmucker is willing to come up with something, we should be more than willing to appoint a commissioner to sit in. Gumbert also said that her decision was not based on the judge's letter, it was taken into consideration just as the Prosecutor's opinion and the Sheriff's opinion were taken into consideration.

Brittain agreed with Wilson and said that there is supposed to be someone appointed from the Sheriff's Department to be there. If we take this committee away the only place that people will have to turn is a group of cronies. Brittain stated that he ran for the Board so that people in his community would have a voice. He also feels that the problem with the CAC is that they are not following Robert's Rules of Order, and that if two people were removed from the committee, it could be a productive committee.

Berkemeier stated that he was one of the commissioners that supported reactivating the committee. He is convinced by the input from the Prosecutor, the Sheriff, and Judge Schmucker that the committee is not functioning well. With the personalities involved it does not appear to have an opportunity for success, and it's time to go in a different direction. Judge Schmucker is very open-minded and as long as you have something constructive and not disruptive to contribute, you will have a place on his committee.

Smith interjected that they have forgotten what they are there for-the children.

Mahoney feels that many have a false expectation of what the committee can do. She had spoken with Councilman Breeding, who had served on that committee for three years. Councilman Breeding said that he did not seek re-appointment because people would come before the committee with issues that the committee had no authority over. The public would leave more frustrated than when they came because the CAC could not help them. The CAC is to oversee the FOC process. The FOC operates under rules that come from the state. The committee as it is structured by the state is not serving a purpose at this point. Mahoney agrees with Wilson that they should work with Judge Schmucker in developing a process that the Board can be involved in.

Reynolds agrees that this causes problems for people that go before it thinking it can help with their issues, and when it doesn't, they are more frustrated than before. The sheriff can no longer send a deputy to these meetings. He has been faced with cuts and must make priorities.

Lutchka concurs that the committee is not working, and we can work with the judge to form a committee that does work. Lutchka's only question is will the reports be read in Lansing?

Gumbert said that the FOC handles really difficult issues, and we are going to have complaints. What we need to remember is that they do have a grievance procedure in place over there. The CAC is not the only avenue. If we do form another committee, we need to do so as a partnership with the judge.

Brittain said that he feels the judge is trying to eliminate the Board. Wilson feels that it is the responsibility of the Board to see that the CAC runs according to the way that it's supposed to be structured. He expresses surprise that the Sheriff doesn't realize that his representative is there in a voting capacity, not for security. The Sheriff stated that the Prosecutor told him that he didn't have to send anyone. Wilson questions who has the legal right to look at the grievances. Mr. Elliott replied that there is no separate jurisdiction. Wilson wanted to know if a non-CAC committee could file reports with the state. Mr. Elliott answered that no specific contact has been made with the state. Wilson stated that if it is the right thing to do, he has no problem disbanding the CAC and working with the judge to put a checks and balances system into place. Wilson would also like to see this process slow down and investigate the legal ramifications, and vote to disband next month, if that's the will of the Commission. He would like to see it in County Affairs, not County Agencies.

Duckham had dealt with FOC in the past and knows that it can leave you very frustrated. He doesn't feel that the CAC should be disbanded, but given direction and checks and balances. Letting the judge handpick a committee sends the wrong message. A committee such as this should have people from both sides and work with the judge. *Moved by Gumbert supported by Reynolds to Call for the Question.* Motion carried. *Moved by Wilson supported by Brittain to Table Resolution (12-05.73) Dissolving the Friend of the Court Citizens Advisory Committee.* Roll call: (7) Yeas. Cmsrs. Lutchka, Brittain, Duckham, Videto, Shotwell, Smith, & Wilson. (5) Nays. Cmsrs. Reynolds, Mahoney, Berkemeier, Gumbert, & Herl. Motion carried. Wilson asked where this resolution would be sent. Mr. Elliott responded that it just places it on the table, and there is no further action unless it is brought back from the table by the prevailing side.

C. Human Services- Commissioner Phil Berkemeier

Item C1 from the Consent Agenda. *Moved by Berkemeier supported by Wilson to Approve the Restructuring Plan in Health Department to Eliminate a Health Education Manager and Create the Bio-Terrorism Coordinator Position.* Wilson asked Ron Grimes, Director of the Health Department to explain this restructuring. Ron explained that they just replaced their Deputy Health Officer. The Deputy Health Officer had, in addition to the traditional duties, duties related to the Emergency Planning.

After reviewing the duties of the Health Education Manager that was promoted, the Deputy Health Officer, and the Emergency Planning duties it was determined that it would be more efficient for the operation of the department to combine the three components into one Bio-Terrorism Coordinator position. Eliminating the Health Education Manger position. Wilson asked if this was funded by a grant. Ron answered that the Emergency Preparedness portion was significantly funded by a grant at this time. Roll call: (12) Yeas. Motion carried unanimously.

1. *Moved by Berkemeier supported by Mahoney to Award the Bid for Furniture for the Health Department to DBI.* Brittain asked if DBI was local and was told that it is. Brittain said that last year when he was on the Human Services board, the two bids they received, one for metal and one for wood was under \$100,000. This bid is almost double. Mahoney responded that this Board of Commissioners is the reason that we didn't get the furniture for \$100,000. This bid met the specs and the other did not. This is the lowest bid that met the specs. The Board delayed the process and that cost the taxpayers almost \$100,000. Gumbert said that this furniture is a better quality and will last longer. Smith voted against the first bid process because Empire itemized everything and Maddalena's did not. Brittain expressed concern that during the first bid process, one of Maddalena's bids for under \$100,000 with a lifetime warranty was not submitted with the other bids. He will be voting against this. Berkemeier said that when this came before the Board a year ago, the process was flawed and it was determined that it needed to be done again to do it correctly. During the process we worked with an architect and consultant to be certain that the specifications on these bids were the same for everyone. It was done twice. The first time it came back much higher than what we are looking at today. It was a higher grade of furniture than this county could afford. Committee sent it back to be bid again. This time we worked with the local businesses that all had the same specs, same type of furniture, all submitted complete bids and it is even a higher grade of furniture than the bids last year. Berkemeier stated that Wilson was prophetic last year when this was voted down by saying that it was going to end up costing a lot more. The Health Department needs this furniture. The process has been better and we've learned a lot along the way. Roll call: (10) Yeas. Cmsrs. Lutchka, Reynolds, Videto, Shotwell, Mahoney, Berkemeier, Smith, Wilson, Gumbert, & Herl. (2) Nays. Cmsrs. Brittain and Duckham. Motion carried.

D. Personnel and Finance-Commissioner James Videto

1. Personnel & Finance 12/06/05 Meeting Minutes. No action required.

UNFINISHED BUSINESS:

Moved by Wilson supported by Lutchka to take the Resolution to Dissolve the CAC and send it back to County Agencies Committee. *Moved by Shotwell supported by Mahoney to Remove the Motion from the Table.* Motion carried. *Moved by Mahoney supported by Berkemeier to Allow the Resolution to Dissolve the CAC.* Roll call: (7) Yeas. Cmsrs. Reynolds, Shotwell, Mahoney, Berkemeier, Smith, Gumbert, & Herl. (5) Nays. Cmsrs. Lutchka, Brittain, Duckham, Videto, & Wilson. The motion to dissolve the CAC passed. *Moved by Mahoney supported by Gumbert to ask the Chair of County Agencies to Work with the Chair and the Judge to Discuss a Committee Process that we can move forward with.* Herl thinks a committee would be very beneficial to the clients of FOC. Herl asked the Administrator and Reynolds to look into this issue. Roll call: (12) Yeas. Motion carried unanimously.

NEW BUSINESS:

None

PUBLIC COMMENT:

Public comment began at 8:00 p.m. with Randi Holthouse thanking the Commissioners for her reappointment to the Parks Commission.

James Gallant expressed his disappointment that the Board is not fulfilling its statutory obligations with the CAC.

Darren Binkley also discussed the FOC CAC and he feels that conciliation is illegal.

Public comment concluded at 8:08 p.m.

COMMISSIONER COMMENTS:

Smith requested heat for the next meeting

Brittain asked if we had checked the doors to be certain they were not locked.

Lutchka wished everyone a Merry Christmas.

CLOSED SESSION:

Moved by Mahoney supported by Reynolds to go into Closed Session for the Purpose of Discussing the Administrator/Controllers Annual Evaluation. Roll call: (12) Yeas. Motion carried unanimously. The Jackson County Board of Commissioners went into Closed Session at 8:12 p.m.

Moved by Mahoney supported by Reynolds to Return to Open Session. Motion carried. The meeting returned to Open Session at 8:57 p.m.

A Special Meeting to discuss the Administrator/Controllers Annual Evaluation has been scheduled for Tuesday, December 20, 2005 at 6:00 p.m.

Moved by Mahoney supported by Lutchka to Adjourn to the Call of the Chair. Motion carried. The December 13, 2005 meeting of the Jackson County Board of Commissioners was adjourned at 8:59 p.m.

Cliff Herl-Chairman, Jackson County Board of Commissioners
Sandy Crowley-Jackson County Clerk
Respectfully submitted by Erin Foster-Chief Deputy County Clerk