

Jackson County Board of Commissioners Meetings Minutes
December 17, 2002 - Regular Meeting
Jackson County Commissioners Chambers: 5:00 p.m.

CALL TO ORDER:

Chairman Rice called the December 17, 2002 meeting of the Jackson County Board of Commissioners to order at 5:03 p.m.

INVOCATION:

Cmr. Lacinski

PLEDGE

ROLL CALL:

Present (13) Cmr. Mahoney, Lacinski, McNitt, DeForest, Reynolds, Herl, Elwell, Pascal, Beardslee, Shotwell, Brittain, Day, & Rice. Absent (2) Cmr. Baum & Adams

At this time there was a special presentation from the Northwest Vocal Dimension Choir, led by Wendy Treacher.

APPROVAL OF AGENDA:

Moved by McNitt supported by Mahoney to Approve the Agenda as Published. Motion carried.

AWARDS AND RECOGNITION'S:

A. Employee of the Month of December – Patricia Murphy, Transcriptionist at the Sheriff Department. Presented by Mahoney, remarks by Sheriff Hank Zavislak.

B. Little Hero Medallion Award to Ray Anthony Neal. Presented by Mahoney, remarks by Prosecutor John McBain.

C. *Moved by Mahoney supported by Shotwell to Adopt a Retirement Resolution Honoring Susan McFeters of the Friend of the Court with 35 Years, 2 Months of Service.* Roll call: (13) Yeas. Motion carried unanimously. Presented by Mahoney remarks by Andy Crisenberry and Ward Staffeld.

D. *Moved by Mahoney supported by DeForest to Adopt a Retirement Resolution Honoring Cathy Rakowski of the County Clerk's Office with 26 Years, 3 Months of Service.* Roll call: (13) Yeas. Motion carried unanimously. Presented by Mahoney with remarks by Sandy Crowley, County Clerk.

E. Presentation of Resolutions and Tributes to the Six Departing Commissioners:

Floyd Baum

Bob McNitt

Ken Beardslee

Walter Pascal

Betty Jo DeForest

Judy Reynolds

Presented by Herl and DeForest. Floyd Baum's was accepted by his

son. Presentation of Resolution by Senator Phil Hoffman, signed by Senator Hoffman and Representatives Bisbee and Mortimer.

COMMUNICATIONS AND PETITIONS:

None.

SPECIAL ORDER/PUBLIC HEARINGS:

None.

PUBLIC COMMENT:

Public Comment began at 5:53 with Tom Hutton, Vice President of the Local 2098. Mr. Hutton voiced his concern regarding the payment of fees to the County Treasurer. He feels that this is a serious breach of the agreement made between the Union and Ruth Pozner. Employees were asked to hold off on upgrades until June 2003, due to

the financial condition of the County. Mr. Hutton also indicated that the Tax Specialist in the Treasurer's office has a grievance as she was requesting an upgrade for performing the same increased activities as the Treasurer.

Mindy Reilly, Register of Deeds spoke in defense of the County employees. The entire County was asked to tighten their belts, cut casual and part-time hours, to make ends meet. This payment of fees to the Treasurer is an injustice to the employees of Jackson County.

The following people spoke regarding the proposed Regulation eliminating smoking in public and private worksites and public places:

Alison Bullinger	Eric Adams	Tom Lefere
Emily LeFere	Lisa Patrowski	Larry Baxter
Bretta Kennedy	Meggy Badgley	Jim Dunn
CherryMosher	Scott Clow	Mike Razkowski
Bob Blair	Susan Milhoan	Denise Schonhard
Ray McCollum	James Hawley	Karen Holcolombe-Marrow
Cindy Nagley	Ross Smith	Jim Bergman
Melissa Spencer	Richard Wyatt	J.C. Smith
Carol Austindorf	Cathy Cox	Molly Burchette
Rhonda Rudolph		

Tom Davis asked for support for the re-appointment to the Airport Board.

Philip Duckham asked for support for the public seat on the Region II Planning Commission. He also said that he felt the smoking ban is a violation of rights.

Hoyt Crane requested support for the Department on Aging Advisory Council.

Don Watkins of Columbia Township thanked Judy Reynolds for her service as Commissioner.

Steve Wellman asked for support for the at large member seat on the Airport Board.

Michael Cunningham asked for support for the Department on Aging Advisory Council.

Jack Koch asked for support for the citizen's position on the Airport Board.

Joe Patrell expressed his thanks on behalf of Hanover to Mahoney and Pascal.

Greg Wilson feels the Board is on a "slippery slope" by granting the payment of fees to the Treasurer and the Drain Commissioner and denying the Road Commissioners. He also was concerned with the appointment of both Koch and Elwell, it's too much Blackman influence on the Airport Board. Mr. Wilson also expressed his opinion on the smoking ban.

Walt Pascal spoke on behalf of Daryl Marsh for the Region II Planning Commission.

David Irvine requested re-appointment on the Region II Planning Commission.

Harold Spink requested re-appointment on the Fair Board.

Ray Snell encouraged Elwell and Koch for the Airport Board. Mr. Snell expressed his concerns regarding the Townships being assessed fees for the Treasurer's raise. He also expressed his opinion opposing the tobacco ban.

Rick Baxter asked for support for the 3 committees he is in line for: South Central Michigan Works, Region II Planning Commission, & Board of Public Works.

Roger Gaede asked for support for the public seat on the Parks and Recreation Commission.

Janet Rochefort, County Treasurer spoke on behalf of her requesting of fees. She told the Commissioners that they opened the window. She also indicated that she had always been there for her employees when they requested an upgrade.

At 7:30 p.m. the Chair called for a break. The Board reconvened at 7:42 p.m.

SPECIAL MEETING OF STANDING COMMITTEES:

- A. County Affairs
 - 1. Proceeding with Investigation of Incinerator Sale

- B. Personnel and Finance
 - 1. Proceeding with Investigation of Incinerator Sale

CONSENT AGENDA:

Moved by Mahoney supported by Elwell to Approve the Consent Agenda items

A through V as contained in the following Consent Agenda list:

- A. Approve the Minutes of the November 19, 2002 Regular Board Meeting
- B. Approve the Minutes of the November 19, 2002 Closed Session
- C. Approve the Minutes of the November 25, 2002 Committee of the Whole

COUNTY AFFAIRS:

- D. Change one of the Commissioner seats on the Region 2 Area Agency on Aging Board to a public seat

- E. Eliminate the Commissioner seat on the Department on Aging Advisory Council and add another public seat, making eight public seats

HUMAN SERVICES:

- F. Approve the Health Department budget adjustments in the Healthy Families and Abstinence Programs

- G. Establish a 2-year term for the two Human Service Commissioners on the Food Protection Formal Hearing Board

PERSONNEL & FINANCE

- H. Approve of the Register of Deeds budget adjustments which transfer \$72,000 more to Contingency

- I. Approve the Parks budget adjustments which involve moving line items with no change to the total budget

- J. Approve combining the 2002 Budget and Activity from the Airport Fund (295-272) into Airport Administration (295-100) to be in conformance with the 2003 Budget

- K. Approve returning the Sheriff Department's float monies to the Sheriff budgets at the end of the year only if needed in accordance with Fiscal Policy 1040

- L. Approve the District Court budget adjustments, which include an increase of \$306,800 being transferred into the County's Contingency Account
- M. Approve the Circuit Court budget adjustments, which move items from one line item to another with no change in the total budget.
- N. Approve the Friend of the Court budget adjustments
- O. Receive the 2002 Annual Report of the County of Jackson Hospital Finance Authority
- P. Approve the 2003 mileage rate at 36¢ a mile for County employees and jurors according to the IRS ruling
- Q. Extend the contract for another year with Rehmann Robson to perform the 2002 audit for the General Fund and Parks/Fair for a total of \$46,200
- R. Approve the Administrative Services budget adjustments, which net \$16,591 to Contingency
- S. Approve the December 2002 budget adjustments
- T. Approve the 2002 additional adjustments as a result of additional revenue and reductions in revenue sharing
- U. Approve the 2003 additional budget adjustments as a result of additional revenue and reductions in revenue sharing
- V. Approve the Treasurer's budget adjustments

Motion carried.

STANDING COMMITTEE REPORTS:

Moved by Mahoney supported by Day to Move the Human Services Motions to the Beginning of the Standing Committee Reports to Accommodate the Public Attending the Meeting. Motion carried.

A. Human Services:

1) *Moved by DeForest supported by Mahoney to Approve Hiring Ronald Grimes as the New Health Officer in Accordance with the Recommendation of the Interview Committee.* Motion carried.

2) *Moved by DeForest supported by Reynolds to Adopt a Regulation Eliminating Smoking in Public and Private Worksites and Public Places.* Elwell expressed his concern about Government intrusion and private business owners being forced to confront people on their property. Reynolds indicated that she has been in the property management business for 34 years, and she just doesn't allow smoking in her business. Shotwell expressed his concern regarding undue burden on the business. Tobacco is a legal substance. Lacinski felt that it could hurt incomes such as parishes that have bingo games to supplement their budget. This would be considered an unfunded mandate. Mahoney does not feel that the rights of smokers outweigh the rights of non-smokers. Many employers would like to ban smoking and it is our responsibility to the public to do it. We also have 180 days to amend the Regulation. Beardslee appreciates the concerns that have been registered but supports the ban for the elderly and children. Elwell considers this a flawed Regulation.

Moved by Elwell supported by Lacinski to Table the Regulation Eliminating Smoking in Public and Private Worksites and Public Places. Roll call (10) Nays: Cmr. Mahoney, McNitt, DeForest, Reynolds, Herl, Pascal, Beardslee, Shotwell, Brittain, & Day. (3) Yeas: Cmr. Lacinski, Elwell, & Rice. Motion failed.

Moved by Lacinski supported by Pascal to Call for the Question. Roll call (9) Nays: Cmr. Mahoney, McNitt, DeForest, Reynolds, Herl, Elwell, Shotwell, Brittain, & Rice. (4) Yeas: Cmr. Lacinski, Pascal, Beardslee, & Day. Motion failed. Day indicated that he could have voted for the Regulation if there had not been exceptions. Brittain said that as a non-smoker and someone with asthma, he feels it's a good Regulation, but that it should be on the ballot for voters to decide. Chet indicated that it is an advisory vote and cannot be turned over

to the people. Roll call on the main motion (8) Nays: Cmr. Lacinski, McNitt, Herl, Elwell, Shotwell, Brittain, Day, & Rice. (5) Yeas: Cmr. Mahoney, DeForest, Reynolds, Pascal, & Beardslee. Motion to Adopt a Regulation Eliminating Smoking in Public Places failed.

3) *Moved by DeForest supported by Reynolds to Adopt a Resolution Approving the FIA Adopt a Deferred Retirement Option Plan for Medical Care Facility Employee Participants.* Roll call: (12) Yeas. Cmr. Mahoney, McNitt, DeForest, Reynolds, Herl, Elwell, Pascal, Beardslee, Shotwell, Brittain, Day, & Rice. Motion carried unanimously. (Lacinski was not in the room during this vote)

4) *Moved by DeForest supported by Mahoney to Adopt a Resolution Approving the FIA Board Adopt a Universal Service Credit Program for Medical Care Facility Employee Participation.* Roll call: (12) Yeas. Cmr. Mahoney, McNitt, DeForest, Reynolds, Herl, Elwell, Pascal, Beardslee, Shotwell, Brittain, Day, & Rice. Motion carried unanimously. (Lacinski was not in the room during this vote)

B. County Affairs:

1. December Board, Committee, Commission Appointments

1) Airport Board – 2 Year Terms - 2 Commissioner Openings (one until 12/31/03)

County Affairs recommends the appointments of Commissioners David Elwell for 2 years and Jim Shotwell for one year to the Airport Board. *Moved by Mahoney supported by Pascal to close nominations and cast unanimous ballot.* Motion carried.

2) Airport Board –2 Year Terms, 2 Public Openings

County Affairs recommends the full slate of 4 applicants for the 2 public openings - Tom Davis, Jack Koch, Steven Wellman or Larry Yager - on the Airport Board for 2-year terms. *Moved by Mahoney supported by Shotwell to close nominations and proceed to ballot.* Motion carried.

Roll call: (9) Davis. Cmr. Mahoney, Lacinski, McNitt, DeForest, Reynolds, Herl, Pascal, Day, & Rice. (3) Wellman. Cmr. Beardslee, Shotwell, & Brittain. (1) Koch. Cmr. Elwell. Tom Davis was appointed to the first public seat on the Airport Board.

Roll call: (10) Wellman. Cmr. Mahoney, McNitt, DeForest, Herl, Pascal, Beardslee, Shotwell, Brittain, Day, & Rice. (3) Koch. Cmr. Lacinski, Reynolds, & Elwell. Steve Wellman was appointed to the second public seat on the Airport Board.

3) Board of Public Works – 3 Year Terms, 2 Commissioner Openings

County Affairs recommends the appointments of Commissioners Cliff Herl and Jim Shotwell for 3 year terms on the Board of Public Works. *Moved by Brittain to nominate Rick Baxter. Moved by Mahoney supported by DeForest to close nominations and proceed to ballot.* Motion carried.

Roll call: (10) Herl. Cmr. Mahoney, Lacinski, McNitt, DeForest, Reynolds, Herl, Elwell, Pascal, Day, & Rice. (2) Shotwell. Cmr. Beardslee & Shotwell. (1) Baxter. Cmr. Brittain. Cmr. Herl was appointed to the first Commissioner seat on the Board of Public Works.

Roll call: (11) Shotwell. Cmr. Mahoney, Lacinski, McNitt, DeForest, Reynolds, Elwell, Pascal, Beardslee, Shotwell, Day, & Rice. (1) Baxter. Cmr. Brittain. Cmr. Shotwell was appointed to the 2nd Commissioner seat on the Board of Public Works. Herl had left the room during this vote.

4) Board of Public Works -1 Public Opening, 3 Year Terms

County Affairs recommends the re-appointment of Ken Elenbaas for a 3 year term on the Board of Public Works. *Moved by Mahoney supported by Brittain to close nominations and cast unanimous ballot for Ken Elenbaas.* Motion carried.

5) Department on Aging Advisory Council – 2 Year Terms - 8 Public Openings

County Affairs recommends the full slate of 9 applicants, except Joclynn Ballard, for the 8 public seats on the Department on Aging Advisory Council, consisting of Michael Cunningham, Edith Forth, Gerald Holda, Margaret Rowe, Barbara McClure, Charles Ortiz, Charles Beltz, Walter Pascal or Hoyt Crane for the 2 year terms. *Moved by DeForest to nominate Ballard. Moved by Mahoney supported by Shotwell to close nominations and proceed to ballot.* Motion carried.

Roll call: (12) Cunningham. Cmsrs. Mahoney, Lacinski, McNitt, DeForest, Reynolds, Herl, Elwell, Beardslee, Shotwell, Brittain, Day, & Rice. (1) Forth. Cmr. Pascal. Michael Cunningham was appointed to the first public opening on the Department on Aging Advisory Council.

Roll call: (12) Forth. Cmsrs. Mahoney, Lacinski, McNitt, DeForest, Reynolds, Herl, Elwell, Pascal, Beardslee, Shotwell, Day, & Rice. (1) Ortiz. Cmr. Brittain. Edith Forth was appointed to the 2nd public opening on the Department on Aging Advisory Council.

Roll call: (13) Pascal. Unanimous. Walter Pascal was appointed to the 3rd public opening on the Department on Aging Advisory Council.

Roll call: (13) Ortiz. Unanimous. Charles Ortiz was appointed to the 4th public opening on the Department on Aging Advisory Council.

Roll call: (13) Holda. Unanimous. Gerald Holda was appointed to the 5th public opening on the Department on Aging Advisory Council.

Roll call: (12) Rowe. Cmsrs. Mahoney, Lacinski, McNitt, DeForest, Reynolds, Herl, Elwell, Pascal, Beardslee, Shotwell, Day, & Rice. (1) McClure. Brittain. Margaret Rowe was appointed to the 6th public opening on the Department on Aging Advisory Council.

Roll call: (13) McClure. Unanimous. Barbara McClure was appointed to the 7th public opening on the Department on Aging Advisory Council.

Roll call: (10) Beltz. Cmsrs. Mahoney, Lacinski, McNitt, Reynolds, Herl, Elwell, Beardslee, Shotwell, Day, & Rice. (2) Ballard. Cmsrs. DeForest & Pascal. (1) Crane. Cmr. Brittain. Charles Beltz was appointed to the 8th public seat on the Department on Aging Advisory Council.

6) EMS Commission – 3 Year Terms - 1 Citizen Seat

County Affairs recommends the appointment of Judy Reynolds for a 3 year term on the EMS Commission as the Citizen representative. *Moved by Lacinski supported by Mahoney to close nominations and cast unanimous ballot.* Motion carried.

7) EMS Commission – 3 Year Terms - 4 Designated Seats

County Affairs recommends the appointments of the County's Health Officer, City Police Chief Portis, City Fire Chief Gaiser, and Doctor's Hospital representative Michael Falatko for 3 year terms on the EMS Commission. *Moved by Mahoney supported by Brittain to close nominations and cast unanimous ballot.* Motion carried.

8) Fair Board – 3 Year Terms – 1 Commissioner Opening

County Affairs recommends the appointment of either Commissioner Todd Brittain, Commissioner Gail Mahoney, or Commissioner Elect Jim Videto for a 3 year term on the Fair Board. *Moved by Mahoney supported by Brittain to close nominations and proceed to ballot.* Motion carried.

Roll call: (10) Mahoney. Cmsrs. Mahoney, Lacinski, McNitt, DeForest, Reynolds, Herl, Elwell, Shotwell, Day, & Rice. (2) Videto. Cmsrs. Beardslee & Brittain. (1) Brittain. Cmr. Pascal. Cmr. Mahoney was appointed to the 1 Commissioner opening on the Fair Board.

9) Fair Board – 3 Year Terms - 1 Member at Large

County Affairs recommends the appointment of either Mary Miller or Harold Spink for a 3 year term on the Fair Board. *Moved by Mahoney supported by Elwell to close nominations and proceed to ballot.* Motion carried.

Roll call: (10) Spink. Cmsrs. Mahoney, McNitt, DeForest, Reynolds, Herl, Elwell, Beardslee, Shotwell, Day, & Rice. (3) Miller. Cmsrs. Lacinski, Pascal, & Brittain. Harold Spink was appointed to the 1 member at large seat on the Fair Board.

10) Mid-South Substance Abuse Commission – 2 Year Terms – 2 Commissioner Openings

County Affairs recommends the appointments of Commissioners Gail Mahoney and David Elwell for 2 year terms on the Mid-South Substance Abuse Commission. *Moved by Shotwell supported by Reynolds to close nominations and cast unanimous ballot.* Motion carried.

11) Parks Commission – 3 Year Terms – 2 Commissioner Openings (one until 12/31/04)

County Affairs recommends the appointments of either Commissioner Jim Rice, Commissioner Todd Brittain, or Commissioner Cliff Herl for the two Commissioner seats, one for a 3 Year Term and one for a 2 Year Term on the Parks Commission. *Moved by Brittain to nominate James Videto and Greg Wilson. Moved by Mahoney supported by Elwell to close nominations and proceed to ballot.* Motion carried.

Roll call: (7) Rice. Cmr. Mahoney, Lacinski, DeForest, Reynolds, Elwell, Shotwell, & Rice. (4) Herl. Cmr. McNitt, Herl, Pascal, & Day. (2) Videto. Cmr. Beardslee and Brittain. Cmr. Rice was appointed to the 3 year Commissioner term on the Parks Commission.

Roll call: (11) Herl. Cmr. Mahoney, Lacinski, McNitt, DeForest, Reynolds, Herl, Elwell, Pascal, Shotwell, Day, & Rice. (2) Videto. Cmr. Beardslee and Brittain. Cmr. Herl was appointed to the 2 year Commissioner term on the Parks Commission.

12) Parks Commission – 3 Year Terms - 1 Public Seat

County Affairs recommends the appointment of either Judy Reynolds or Roger Gaede for a 3 year term on the Parks Commission. *Moved by Mahoney supported by Elwell to close nominations and proceed to ballot.* Motion carried.

Roll call: (12) Reynolds. Cmr. Mahoney, Lacinski, McNitt, DeForest, Reynolds, Herl, Elwell, Pascal, Beardslee, Shotwell, Day, & Rice. (1) Gaede. Cmr. Brittain. Cmr. Reynolds is appointed to the 1 public seat on the Parks Commission.

13) Region 2 Planning – 3 Year Term - 3 Commissioner Openings (one until 12/31/03)

County Affairs recommends the appointment of Commissioner Shotwell and Commissioners Elect Jim Videto and Greg Wilson to the Region 2 Planning Commission, 1 until 12/31/03 and 2 for 3 year terms. *Moved by Lacinski to nominate Rick Baxter. Moved by Mahoney supported by Shotwell to close nominations and proceed to ballot.* Motion carried.

Roll call: (10) Shotwell. Cmr. Mahoney, McNitt, DeForest, Reynolds, Herl, Elwell, Pascal, Shotwell, Day, & Rice. (3) Baxter. Cmr. Lacinski, Beardslee, & Brittain. Shotwell was appointed to the 1st Commissioner seat on the Region II Planning Commission.

(13) Unanimous for Baxter. Baxter was appointed to the 2nd Commissioner seat on the Region II Planning Commission.

(11) Videto. Cmr. Mahoney, Lacinski, McNitt, DeForest, Reynolds, Herl, Elwell, Beardslee, Shotwell, Day, & Rice. (2) Wilson. Cmr. Pascal and Brittain. Videto was appointed to the 3rd Commissioner seat, 1-year vacancy, on the Region II Planning Commission.

14) Region 2 Planning – 3 Year Term - 4 Public Seats

County Affairs recommends the appointments of 4 of the 5 following applicants for 3 year terms on the Region 2 Planning Commission: Karl Schmidt, Steven Christian, David Irvine, Daryl R. Marsh, Philip Duckham. *Moved by Shotwell to nominate Elwin Johnson. Moved by Mahoney supported by Elwell to close nominations and proceed to ballot.* Motion carried.

Roll call: (7) Duckham. Cmr. Mahoney, Lacinski, McNitt, Elwell, Pascal, Shotwell, & Day. (4) Irvine. Cmr. DeForest, Reynolds, Herl, & Brittain. (1) Johnson. Cmr. Beardslee. Philip Duckham was appointed to the 1st public seat on the Region 2 Planning Commission.

(10) Irvine. Cmr. Mahoney, McNitt, DeForest, Reynolds, Herl, Elwell, Beardslee, Brittain, Day, & Rice. (2) Johnson. Cmr. Lacinski and Shotwell. (1) Marsh. Cmr. Pascal. David Irvine was appointed to the 2nd public seat on the Region 2 Planning Commission.

(9) Johnson. Cmr. Mahoney, Lacinski, McNitt, Reynolds, Elwell, Beardslee, Shotwell, Day, & Rice. (2) Schmidt. Cmr. DeForest and Herl. (2) Marsh. Cmr. Pascal and Brittain. Elwin Johnson was appointed to the 3rd public seat on the Region 2 Planning Commission.

(11) Schmidt. Cmr. Mahoney, Lacinski, McNitt, DeForest, Reynolds, Herl, Elwell, Beardslee, Shotwell, Day, & Rice. (2) Marsh. Pascal and Brittain. The 4th public seat on the Region 2 Planning Commission.

15) South Central MI Consortium Board – 1 Year Term - 3 Regular Commissioner Openings, 1 Alternate
County Affairs recommends the appointments of Commissioners Cliff Herl, John Day and Gail Mahoney to the 3 regular Commissioner openings and Commissioner Elect Rick Baxter as the alternate for 1 year terms on the South Central MI Consortium Board. *Moved by Brittain to nominate Baxter as a regular member rather than the alternate. Moved by Mahoney supported by DeForest to close nominations and proceed to ballot.* Motion carried. *Moved by Herl supported by McNitt to begin with the vote for the alternate.* Motion carried.

Roll call: (12) Baxter. Cmr. Mahoney, Lacinski, McNitt, DeForest, Reynolds, Herl, Elwell, Pascal, Beardslee, Shotwell, Day, & Rice. (1) Mahoney. Cmr. Brittain. Rick Baxter was appointed to the alternate seat on the South Central Michigan Consortium.

Moved by Lacinski supported by Reynolds to close nominations and appoint Herl, Day, & Mahoney to the 3 regular seats on the South Central Michigan Consortium. Motion carried.

16) Traffic Safety Commission – 2 Year Term – 1 Commissioner Opening
County Affairs recommends the re-appointment of Commissioner Todd Brittain for a 2 year term on the Traffic Safety Commission. Brittain withdrew, and nominated Baxter. *Moved by Mahoney supported by DeForest to close nominations and cast unanimous ballot.* Motion carried. Rick Baxter was appointed to the Traffic Safety Commission.

17) Domestic Violence Coordinating Council – Indefinite Term - 1 Commissioner Opening
County Affairs recommends the appointment of Commissioner David Elwell for an indefinite term on the Domestic Violence Coordinating Council. *Moved by Lacinski supported by Mahoney to close nominations and cast unanimous ballot.* Motion carried.

18) LifeWays – 1 Commissioner Opening Completing Term to 3/31/05
County Affairs recommends the appointment of Commissioner Elect Greg Wilson to the LifeWays Board as a Commissioner representative to 3/31/05. *Moved by Shotwell to nominate Baxter.* There was discussion over whether or not this was a Commissioner seat. Shotwell withdrew Baxter. *Moved by Lacinski supported by Reynolds to make the 2 positions open on LifeWays both public and to appoint McNitt to the term ending 3/31/04 and Ed Scott to the term ending 3/31/05. Moved by Mahoney supported by Elwell to close nominations and cast unanimous ballot.* Motion carried with the record reflecting a nay vote from Brittain.

19) LifeWays – 1 Public Seat Completing Term to 3/31/04
County Affairs recommends either Bob McNitt or Ed Scott to the LifeWays Board as a public member to complete a term to 3/31/04. See # 18.

20) Potawatomi Program Council – Indefinite Term (Chair Appointment) – 1 Commissioner Opening
Moved by Mahoney supported by Elwell to concur with the Chair appointment of Brittain, and to close nominations and cast unanimous ballot. Motion carried.

21) Region 2 Area Agency on Aging – 2 Year Term - 1 Public Seat (one until 4/30/04)
County Affairs recommends the appointment of Betty Jo DeForest to complete her Commissioner term to 4/30/04 on the Region 2 Area Agency on Aging as a public seat. *Moved by Mahoney supported by Reynolds to close nominations and cast a unanimous ballot.* Motion carried.

22) Community Action Agency – Indefinite Term - 1 Commissioner Opening
County Affairs recommends the appointment of Commissioner Cliff Herl for an indefinite term on the Community Action Agency. *Moved by Mahoney supported by Pascal to close nominations and cast a unanimous ballot.* Motion carried.

23) County Quality 1 – Indefinite Term - 2 Commissioner Openings
Moved by Mahoney supported by Shotwell to concur with the appointments of Rice and Baxter by the Chair, and to close nominations and cast unanimous ballot. Motion carried.

24) Emergency Management Advisory Council – 2 Year Term (Should be same Commissioner that is on LEPC) - 1 Commissioner Opening And Local Emergency Planning Commission – Indefinite Term (Should be the same Commissioner that is on the Emerg. Mgt. Advisory Council) - 1 Commissioner Opening
County Affairs recommends the appointment of either Commissioner Todd Brittain or Commissioner Cliff Herl until 4/16/03 to both the Emergency Management Advisory Council and the Local Emergency Planning Commission. *Moved by Mahoney supported by Shotwell to close nominations and proceed to ballot.* Motion carried.

Roll call: (10) Herl. Cmsrs. McNitt, DeForest, Reynolds, Herl, Elwell, Pascal, Beardslee, Shotwell, Brittain, & Day. (2) Brittain. Cmsrs. Mahoney and Rice.

25) Federal Emergency Management Agency (FEMA) – Indefinite Term - 1 Commissioner Opening
County Affairs recommends the appointment of Commissioner David Elwell for an indefinite term on FEMA. *Moved by Mahoney supported by Brittain to close nominations and cast unanimous ballot.* Motion carried.

26) Community Corrections Advisory Board – Indefinite Term - 1 Commissioner Opening
County Affairs recommends the appointment of Commissioner Elect Greg Wilson for an indefinite term on the Community Corrections Advisory Board. *Moved by Mahoney to nominate Brittain.* Brittain withdrew. *Moved by Mahoney supported by Elwell to close nominations and cast a unanimous ballot.* Motion carried.

27) Jail Millage/Financing/Construction Ad Hoc Committee –Indefinite Term (Chair Appointment) - 1 Commissioner Opening
Moved by Lacinski supported by DeForest to concur with the Chairs appointment of Shotwell, and to close nominations and cast a unanimous ballot. Motion carried

28) Medical Care Facility Bldg. Disposition Ad Hoc Committee (Chair Appointment) - 1 Commissioner Opening
Moved by Lacinski supported by Elwell to concur with the Chairs appointment of Brittain, and to close nominations and cast a unanimous ballot. Motion carried.

2. *Moved by Day supported by Elwell to Approve New Board Rule, Conference/Seminar Attendance for second and final reading.* Lacinski feels that this causes the Administrator extra work, the Chair can restrict attendance at will. Pascal supports it because some Commissioners are not responsible and do not attend the sessions. Brittain thinks it's a good way to improve accountability. Mahoney is not in favor and requests a roll call vote. Roll call: (10) Nays. Cmsrs. Mahoney, Lacinski, McNitt, DeForest, Reynolds, Herl, Beardslee, Shotwell, Day, & Rice. (3) Yeas. Cmsrs. Elwell, Pascal, & Brittain. Motion fails.

3. *Moved by Day supported by Elwell to Adopt the Resolution Authorizing the Inclusion of Jackson County Airport Property in the Blackman Charter Township Local Development Finance Authority.* Roll call: (13) Yeas. Motion carried unanimously.

C. County Agencies:

1. *Moved by Reynolds supported by DeForest to Approve the Memorandum of Understanding and Letter of Commitment Between the County and State Concerning State Certification for Friend of the Court.* Andy Crisenbery, Friend of the Court, spoke regarding this issue. Motion carried.

D. Personnel & Finance:

1. *Moved by Mahoney supported by Beardslee to Create an Incinerator Committee Consisting of Chet Taraskiewicz, Janet Rochefort, Jim Shotwell, and Ken Elenbaas.* Motion carried with the record reflecting a nay vote from Pascal.

2. *Moved by Mahoney supported by Elwell to Adopt the Resolution Approving Payment of Fees to the County Treasurer, with the Fee Payment and Fringes to be Derived from the Forfeiture Fund, Effective for 2002.* Elwell clarified that none of the charges would go back to the Townships and this is a single issue that the Forfeiture fund is not in her job description and the payment of fees is allowable by law. Reynolds agrees that Janet is doing a wonderful job, but feels that this is sending the wrong message at the wrong time to the rest of the employees. Mahoney interjected that the Board did not wait until June 2003 for the Drain Commissioner. Lacinski insisted that 2 wrongs don't make a right. The revenue is fantastic, but this sends a bad signal to the employees. Roll call: (8) Yeas. Cmsrs. Mahoney, McNitt, DeForest, Elwell, Pascal, Beardslee, Day, & Rice. (5) Nays. Cmsrs. Lacinski, Reynolds, Herl, Shotwell, & Brittain. Motion carried.

UNFINISHED BUSINESS:

Moved by Mahoney supported by Brittain to Adopt the Resolution Confirming the Committee's Action in Awarding the Jackson County 2003 Unlimited Tax General Obligation Refunding Bonds. Roll call: (13) Yeas. Motion carried unanimously.

NEW BUSINESS:

None

CONSIDERATION & ALLOWANCE OF CLAIMS:

Moved by McNitt supported by DeForest to Allow the Consideration of Claims. Motion carried.

PUBLIC COMMENT:

Tom Hutton congratulated Janet on her job upgrade in 2002. He also condemned the Commissioners for breaking trust.

Mindy Reilly, Register of Deeds, spoke of the unfairness to the employees. You asked everyone to give up upgrades until June 2003, and then grant them to 2 elected officials.

Roger Gaede thanked the Commission for consideration of him for the Parks Board.

Public comment closed at 9:40 p.m.

Moved by Mahoney supported by DeForest to go into Closed Session to Discuss the County Administrator/Controller's Performance Evaluation and Acquisition of Property. Roll call: (12) Yeas. Motion carried unanimously.

Moved by Mahoney supported by DeForest to Come Out of Closed Session. Roll call: (12) Yeas. Motion carried unanimously. The Jackson County Board of Commissioners returned to open session at 10:10 p.m.

Moved by Mahoney supported by DeForest to Give the County Administrator/Controller Chet Taraskiewicz a 3.35% Performance Incentive Payment to be Paid in February of 2003. Roll call: (7) Yeas. Cmr. Mahoney, DeForest, Reynolds, Elwell, Beardslee, Day, & Rice. (4) Nays. Cmr. Herl, Pascal, Shotwell, and Brittain. Motion carried.

Moved by Mahoney supported by Reynolds to Extend the County Administrator/Controller's Contract One Year Beyond His Current Contract to Coincide with His 3 Years on the DROP, to December 31, 2004. Motion carried.

Moved by Mahoney supported by DeForest to Purchase the Old Jacobson's Parking Lot. Roll call: (12) Yeas. Motion carried unanimously.

Moved by Mahoney supported by DeForest to Purchase the Property to Extend the Fair Vendor Parking. Roll call: (12) Yeas. Motion carried unanimously.

Moved by Mahoney supported by Brittain to Return the Prosecuting Attorney's Float Money. Motion carried.

Moved by Day supported by Mahoney to Begin a Study on Incentive Pay. Motion carried.

Moved by DeForest supported by Reynolds to Send a Letter of Thanks to Wendy Treacher for their Performance. Motion carried.

Rice wished everyone a Happy Holiday Season.

ADJOURN TO THE CALL OF THE CHAIR:

Moved by Mahoney supported by Shotwell to Adjourn to the Call of the Chair. Motion carried.

The Jackson County Board of Commissioners December 17, 2002 meeting was adjourned at 10:18 p.m

James Rice-Chairman, Jackson County Board of Commissioners; Sandy Crowley-Jackson County Clerk

Respectfully submitted by Erin Foster, Chief Deputy County Clerk.