

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

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

2. **INVOCATION** – *by Commissioner Phil Duckham*

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

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

(11) Present. Commissioners Herl, Lutchka, Rice, Duckham, Alexander, Videto, Williams, Smith, Way, Elwell, and Shotwell. (1) Absent. Commissioner Mahoney.

5. **APPROVAL OF AGENDA**

Cmr. Elwell asked that the agenda be amended with the addition of a second LifeWays appointment under Item 13. B. 1. b. to fill the remaining term of an unfilled position.

Moved by Videto, supported by Duckham for Approval of the Agenda as Amended.
Motion carried unanimously.

6. **AWARDS & RECOGNITIONS** – None.

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

8. **SPECIAL ORDERS/PUBLIC HEARINGS**

A. County of Jackson Hospital Finance Authority /Allegiance Health Authorizing Resolution (03-11.10) and Public Hearing

Hendrick Schuur and Peter Ecklund presented.

No public comment.

Moved by Elwell, supported by Williams to Approve County of Jackson Hospital Finance Authority/Allegiance Health Authorizing Resolution (03-11.10). Roll Call: (11) Yeas.
Motion carried unanimously.

9. **PUBLIC COMMENTS**

John Wilson asked that three items be removed from the Consent Agenda. The MDNRE grant application, the Justice Center Fund, and the Senior Management Benefit Change. He feels the Grant application money should be spent on the Cascades Falls or the lagoons.

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

11. **MINUTES** - Minutes of the 2/15/11 Regular Meeting of the Jackson County Board of Commissioners

Moved by Way, supported by Lutchka to approve the Minutes of the 2/15/11 Regular Meeting of the Jackson County Board of Commissioners. Motion carried unanimously.

12. **CONSENT AGENDA**

Cmr. Elwell asked that Item 12. D. 6. be removed from the Consent Agenda. Item will be moved to Item 13. D. 1. under Personnel and Finance.

Cmr. Duckham asked that Item 12. B. 3. be removed from the Consent Agenda. Item will be moved to Item 13. B. 2. under County Affairs & Agencies.

Cmr. Williams asked that Item 12. D. 7. be removed from the Consent Agenda. Item will be moved to Item 13. D. 2. under Personnel and Finance.

Moved by Herl, supported by Duckham for Approval of the Consent Agenda as Amended.
Roll Call: (11) Yeas. Motion carried unanimously.

A. **County Policy**

1. **Resolution (03-11.9) Approving Jackson County's 2011 Legislative Agenda**

B. **County Affairs & Agencies**

2. **Court Appointed Services Contracts – Category 2 and 3**
3. ~~**Resolution (03-11.8) Approving a Grant Application to the Michigan Natural Resources Trust Fund (MNRTF) for the Sparks Park/Inter-City Trail Connector Property Acquisition Project**~~

C. **Human Services – None.**

D. **Personnel & Finance**

4. **Resolution (03-11.7) Approve Amendments to the Intergovernmental Agreement Between Jackson County and the Michigan Land Bank Authority for the Composition of the Jackson County Land Bank Authority**
5. **Treasurer's Office Request to Assume Responsibility for Processing Passport Applications**
6. ~~**12th District Court – Justice Center Fund Transfer**~~
7. ~~**Approve Interim Administrator/Controller Recommendation regarding Senior Management Benefit Change**~~
8. **FTE Reduction – Human Resources**

E. **Other Business**

9. **Claims dated 2/1/11 – 2/28/11**

13. **STANDING COMMITTEES**

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

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

1. **Appointments**

- a. **Jackson Transportation Authority** – one public member, term to 3/2014
Cmr. Lutchka stated that the committee recommended Philip Moilanen. No other nominations from the floor. Philip Moilanen appointed.

- b. **LifeWays** – one public member, and one public/commissioner member, term to 3/2014

Cmr. Lutchka stated that the committee recommended James Shotwell Sr. No other nominations from the floor. James Shotwell Sr. appointed.

Moved by Lutchka, supported by Williams to nominate Cliff Herl to fill the remaining term of the vacant position. No other nominations from the floor. Cliff Herl appointed.

- c. **Mid-South Substance Abuse Commission** – one public member, term to 12/2012

Cmr. Lutchka stated that the committee recommended Michael Butchart. No other nominations from the floor. Michael Butchart appointed.

2. **Resolution (03-11.8) Approving a Grant Application to the Michigan Natural Resources Trust Fund (MNRTF) for the Sparks Park/Inter-City Trail Connector Property Acquisition Project**

Parks Director, Brandon Ransom answered questions from commissioners.

Moved by Lutchka, supported by Way to Approve Resolution (03-11.8) Approving a Grant Application to the Michigan Natural Resources Trust Fund (MNRTF) for the Sparks Park/Inter-City Trail Connector Property Acquisition Project. Roll Call: (11) Yeas. Motion carried unanimously.

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

D. Personnel and Finance – Commissioner Jim Videto

1. 12th District Court – Justice Center Fund Transfer

Moved by Videto, supported by Williams to Accept the Interim Administrator/Controller's recommendation to 1) Transfer \$1,029,368 in revenue from the Justice Center Fund (Org. Key 470982) to the Capital Fund (245); 2) Budget \$95,000 in expenses to the District Court Renovation Project (Org. Key 245120); and 3) Move the residual balance of \$934,368 to a Justice Center Transfer Reserve in Fund 245 (Object Line 369010) for future appropriation. Roll Call: (9) Yeas. Cmr. Herl, Lutchka, Rice, Alexander, Videto, Shotwell, Williams, Smith, and Elwell. (2) Nays. Cmr. Duckham and Way. Motion carried.

Discussion held.

2. Approve Interim Administrator/Controller Recommendation regarding Senior Management Benefit Change

Discussion held.

Moved by Videto, supported by Elwell to Approve Interim Administrator/Controller Recommendation regarding Senior Management Benefit Change. Motion carried unanimously.

14. UNFINISHED BUSINESS – None.

15. NEW BUSINESS

A. Administrator/Controller Search – Profile Approval

Moved by Videto, supported by Williams to Approve the Administrator/Controller Search - Profile. Motion carried unanimously.

16. PUBLIC COMMENTS

John Wilson spoke regarding concern for capital and parks.

17. COMMISSIONER COMMENTS

Cmr. Lutchka – Project RED at the Fairgrounds.

Cmr. Alexander – Request to dip ice cream at Fair.

Cmr. Elwell – asked about the Ad Hoc schedule.

Cmr. Williams – Red Cross event coming up on March 24.

Cmr. Rice – commented on positive administrator search.

18. **CLOSED SESSION** – None.

19. **ADJOURNMENT**

Chairman Shotwell adjourned the March 15, 2011 Meeting of the Jackson County Board of Commissioners at 7:48 p.m.

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

Amanda L. Riska – County Clerk

Respectfully submitted by Carrienne VanDusseldorp – Chief Deputy County Clerk

COUNTY OF JACKSON

RESOLUTION (03-11.7)

**APPROVE AMENDMENTS TO THE INTERGOVERNMENTAL AGREEMENT
BETWEEN JACKSON COUNTY AND THE MICHIGAN LAND BANK
FAST TRACK AUTHORITY FOR THE COMPOSITION OF THE
JACKSON COUNTY LAND BANK AUTHORITY**

At a regular meeting of the County Board of Commissioners of the County of Jackson, Michigan, held at the Jackson County Tower Building, 120 West Michigan Avenue, Jackson, Michigan, on the 15th day of March, 2011.

PRESENT: Commissioners Herl, Lutchka, Rice, Duckham, Alexander, Videto, Williams, Smith, Way, Elwell, and Shotwell.

ABSENT: Commissioner Mahoney.

Commissioner Herl offered the following resolution and moved its adoption. The motion was seconded by Commissioner Duckham:

WHEREAS, the Michigan Land Bank Fast Track Authority (“Authority”) was created as a public body corporate and politic within the Michigan Department of Labor and Economic Growth, a principal department of the executive branch of the state government, under the Land Bank Fast Track Act, 2003 PA 258, MCL 124.751 to 124.774, and is authorized to enter into an intergovernmental agreement with a county foreclosing governmental unit providing for the creation of a county authority to exercise the powers, duties, functions, and responsibilities of an authority under that act; and,

WHEREAS, the Authority and the Treasurer and the Board of Commissioners of the County of Jackson, Michigan seek to establish a county authority for Jackson County as a separate legal entity and as a public body to exercise within Jackson County, Michigan the powers, duties, functions, and responsibilities of an authority under the Land Bank Fast Track Act, 2003 PA 258, MCL 124.774.

WHEREAS, the Jackson County Land Bank Authority (JCLBA) approved a recommendation to change the composition of the Authority on November 18, 2010.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE COUNTY OF JACKSON, MICHIGAN THAT:

The number of County Commissioners appointed to the JCLBA be changed from four (4) to three (3).

BE IT FURTHER RESOLVED THAT:

The appointments of County Commissioners to the JCLBA shall be made without regard to city or township residency.

BE IT FURTHER RESOLVED THAT:

The Board of Commissioners of the County of Jackson, Michigan does hereby change the number of "Member at Large" 'appointments' from two (2) to three (3).

BE IT FURTHER RESOLVED THAT:

The provision of this ordinance shall be effective upon its approval.

AYES: (11) Commissioners Herl, Lutchka, Rice, Duckham, Alexander, Videto, Williams, Smith, Way, Elwell, and Shotwell.

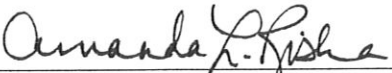
NAYS: (0)

CERTIFIED COPY OF RECORD

STATE OF MICHIGAN }
 } SS
COUNTY OF JACKSON }

I, **AMANDA L. RISK**A, County Clerk of the County of Jackson, Michigan, and Clerk of the Jackson County Board of Commissioners, and Clerk of the Circuit Court for said County, do hereby certify that I have compared the foregoing copy of Resolution approving Amendments to the Intergovernmental Agreement between Jackson County and the Michigan Land Bank Fast Track Authority for the composition of the Jackson County Land Bank Authority, with original record thereof now remaining in my office, and that the attached is a true and correct copy therefrom, and of the whole of such original record.

IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the seal of said Court and County,



Amanda L. Riska, Clerk
County of Jackson

SEAL

3-17-2011

Date

Jackson County Board of Commissioners

Resolution (03-11.8)

Approving a Grant Application to the Michigan Natural Resources Trust Fund (MNRTF) For the Sparks Park/Inter-City Trail Connector Property Acquisition Project

WHEREAS, the Jackson County Board of Commissioners has adopted a five-year County Recreation Plan (2010-2014), that identifies a project called the Sparks Park/Inter-City Trail Connector; and

WHEREAS, the Jackson County Parks and Recreation Commission wishes to apply to the Michigan Department of Natural Resources Trust Fund for a grant for 75% of the \$250,000 cost for the acquisition of property that will later be developed into a pathway and greenbelt; and

WHEREAS, the 25% (\$62,500) local match for the project will come from local foundations, businesses, and individuals; and

WHEREAS, the County Board of Commissioners assures that should the grant be awarded, the project will be undertaken, barring unforeseen circumstances.

NOW, THEREFORE BE IT RESOLVED that the Jackson County Board of Commissioners authorizes the Jackson County Parks and Recreation Department to submit a Grant Application to the MNRTF for the acquisition of the property that will allow for the connection of Sparks Foundation County Park and the Inter-City Trail.

A handwritten signature in blue ink, appearing to read "James E. Shotwell, Jr.", is written over a horizontal line.

James E. Shotwell, Jr. Chairman

Jackson County Board of Commissioners

March 15, 2011



Jackson County

Resolution

RESOLUTION (03-11.9) **Approving Jackson County's Legislative Agenda**

WHEREAS, Jackson County is interested in having its opinion known and shared with Michigan legislators; and

WHEREAS, Jackson County has the upmost respect for the challenges faced by the State of Michigan in difficult economic times; and

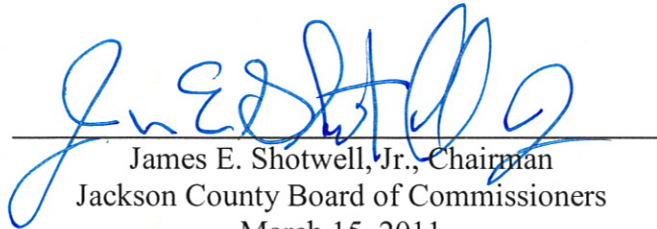
WHEREAS, Jackson County also faces reduced revenues and increased costs to provide essential services; and

WHEREAS, Jackson County has been responsible with regard to employee compensation, fiscal planning, and strategic planning; and

WHEREAS, Jackson County benefits from stability and long-term financial planning from other levels of government and community partners; and

NOW THEREFORE, BE IT RESOLVED, that the Jackson Board of County Commissioners does hereby approve the attached Legislative Agenda; and

BE IT FURTHER RESOLVED, that the Jackson Board of County Commissioners does hereby direct that this agenda be shared with the County Clerk's Association, State legislators and the Governor of the State of Michigan.


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



Jackson County

2011 Legislative Agenda

Jackson County believes in living within our means and planning for the future. The County has a five year strategic plan that speaks to our vision of community needs and a five-year financial plan, updated each year and aligned with the strategic plan. The following legislative opinions are consistent with our practice and desire to see the State of Michigan act in a like manner with long-term financial and strategic plans. We believe this practice eliminates the need for dramatic short-sighted cuts to revenues and expenditures and allows us, as an extension of the state government, to deliver critical services with continuity our citizens expect.

1. Jackson County is opposed to any legislation or budgeting that would make irresponsible cuts to revenue sharing. We define irresponsible cuts as being more than 40% of the previous year's allocation. Jackson County and other counties across the state use Revenue Sharing to support critical services such as law enforcement. Cuts of any revenue or expenditure to this magnitude demonstrate a lack of foresight. Ideally, we would like to see the State present a reasonable expectation for County governments to assist the State of Michigan with its budget challenges.
2. Similar to Revenue Sharing, the county will not support the elimination of Personal Property Tax, without consideration for financially supporting the services they support. We believe this would be a short-sighted elimination of a source of local revenue in an irresponsible manner. Any combination of Personal Property Tax elimination and Revenue Sharing reduction would have a devastating impact on our ability to provide critical services. Any combination of cuts should be proportional to the elimination of unfunded state mandates.
3. Jackson County supports the desire to make appropriations based on collaboration and performance. Jackson County has already implemented service sharing and consolidation with other forms of government in information technology, human resources, law enforcement, and parks. Jackson County has entered collaborative agreements with the City of Jackson, Jackson County Intermediate School District, Hillsdale County, LifeWays, Livingston County, the Jackson County Road Commission, the Jackson County Medical Care Facility, a non-profit economic development corporation, and multiple townships throughout the county. As an organization, we seek to remain cost efficient through the use of performance measurement, which we collect county-wide.
4. In seeking collaborative arrangements and shared services, we have experienced barriers with regard to state legislation that facilitates these agreements. There are some Public Acts under which to combine services between levels of local government, but none provide the flexibility to move these arrangements expeditiously. Jackson County supports legislation that facilitates the ability of all levels of government to share services.

RESOLUTION (03-11.10)
County of Jackson Hospital Finance Authority/Allegiance Health
Authorizing Resolution

At a regular meeting of the County Commission of the County of Jackson, Michigan, held at 7:10 p.m., Eastern Standard Time, on March 15, 2011.

PRESENT: (11) Commissioners Herl, Lutchka, Rice, Duckham, Alexander, Videto, Williams, Smith, Way, Elwell, and Shotwell.

ABSENT: (1) Commissioner Mahoney.

The following preamble and resolution were offered by Commissioner Elwell and supported by Commissioner Williams;

WHEREAS, the County of Jackson Hospital Finance Authority (the "Authority") proposes to make loans to W. A. Foote Memorial Hospital d/b/a Allegiance Health (the "Hospital") to be used by the Hospital, together with other available funds of the Hospital, to refinance existing indebtedness of the Hospital, and to pay the costs related thereto; and

WHEREAS, the Authority intends to issue bonds, in one or more series, on behalf of the Hospital (collectively, the "Bonds") in the aggregate principal amount of not to exceed \$70,000,000 to provide funds with which to make the loans to the Hospital; and

WHEREAS, the Bonds will be limited obligations of the Authority and will not constitute general obligations or debt of the County of Jackson, the State of Michigan or any political subdivision thereof; and

WHEREAS, the County Commission has held a public hearing after a notice was published as provided in, and in satisfaction of the applicable public hearing requirements of, the Internal Revenue Code of 1986, as amended (the "Code"); and

WHEREAS, the Authority has requested that this County Commission approve the issuance of the Bonds; and

WHEREAS, this County Commission desires to express its approval of the issuance of the Bonds by the Authority.

IT IS HEREBY RESOLVED BY THE COUNTY COMMISSION OF THE COUNTY OF JACKSON, AS FOLLOWS:

1. Solely for the purpose of fulfilling the public approval requirements of the Code, the County Commission of the County of Jackson, Michigan, hereby approves the issuance, sale and delivery, in one or more series, of not to exceed \$70,000,000 in aggregate principal amount of the Bonds.

2. The County Clerk is hereby directed to provide three (3) certified copies of this resolution to the Secretary of the Authority.

YEAS (11) Commissioners Herl, Lutchka, Rice, Duckham, Alexander, Videto, Williams, Smith, Way, Elwell, and Shotwell.


NAYS (0)

ABSTENTIONS (0)

RESOLUTION DECLARED ADOPTED.

STATE OF MICHIGAN)
) ss.
COUNTY OF JACKSON)

I, Amanda L. Riska, hereby certify that the foregoing is a true and complete copy of a resolution adopted at a regular meeting of the County Commission of the County of Jackson, Michigan, held on the 15th day of March, 2011, and that the minutes of the meeting are on file in the office of the County Clerk and are available to the public. Public notice of the meeting was given pursuant to and in compliance with Act 267, Public Acts of Michigan, 1976.



County Clerk

las.r1-jac53



Jackson County

Proclamation

Whereas, National Library Week is an annual event celebrating the contributions of our nation's libraries and librarians; and

Whereas, our nation's school, academic, public and special libraries make a difference in the lives of millions of Americans today; and

Whereas, the Jackson District Library has thirteen branches located throughout Jackson County, Michigan; and

Whereas, the Jackson District Library provides free access to residents of Jackson County including books and online resources for families, and services and programs that help support entrepreneurship and job retraining; and

Whereas, the Jackson District Library also helps job seekers by providing access to free computer training, databases and other online resources; and

Whereas, the Jackson District Library's mission statement is "**Inspiring our community to discover, learn and succeed!**" and provides programs for all ages that teach all forms of literacy, promote continuing education and encourage lifelong learning; and

Whereas, libraries, librarians, library workers and supporters across America are celebrating National Library Week.

Now Therefore Be It Resolved, that I, James E. Shotwell, Jr., Chairman, Jackson County Board of Commissioners, proclaim April 10-16, 2011 to be **National Library Week** and encourage all residents to visit the Jackson District Library to take advantage of the wonderful library resources that are available.

James E. Shotwell, Jr.
Chairman, Jackson County Board of Commissioners
March 14, 2011



Jackson County Proclamation Honoring John C. Worden

Whereas, John C. Worden is celebrating the anniversary of 50 years of service to Summit Township; and

Whereas, John began his service to the residents of Summit Township in 1961 as a volunteer fireman. He became a full-time fireman and in June 1973 was appointed the Fire Chief; and

Whereas, during his years of service, he also held the positions of Police Chief, Department of Public Works Superintendent, Zoning Administrator, Consultant, and Administrative Fire Chief ; and

Whereas, John's experience, dedication and character led him to serve as a mentor to other fire departments in local townships, the City of Jackson and other locales across the State of Michigan; and

Whereas, John has been more than willing to share his knowledge with others. His versatility and vast experience has made him invaluable to the Summit Township community.

Now Therefore Be It Resolved, that I, James E. Shotwell, Jr., Chairman, Jackson County Board of Commissioners, acknowledge John C. Worden's 50 years of dedicated service to the residents of Summit Township and the best of wishes for all his future endeavors.

James E. Shotwell, Jr.
Chairman, Jackson County Board of Commissioners
March 23, 2011



Jackson County Proclamation Designating April 2011 as Child Abuse Prevention Month

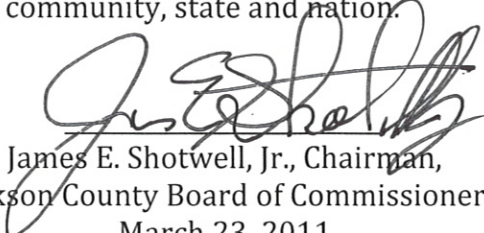
Whereas, in Michigan, there are large numbers of families investigated for suspected child abuse or neglect and children confirmed to be victims of abuse or neglect. As a result of neglect or abuse, children have died and most of these are under the age of 4 years; and

Whereas, as a result of this senseless tragedy, it has been shown that abused or neglected children have a higher risk in adulthood for developing health problems, including alcoholism, depression, drug abuse, eating disorders, obesity, suicide and certain chronic diseases; and

Whereas, research has proven the success of quality home visitations, parenting-coaching and family support programs that prevent children from being abused or neglected, and that reduce subsequent delinquency, and improve other outcomes for children; and

Whereas, child abuse and neglect has long-term economic costs and impacts on society.

Now Therefore Be It Resolved, that I, James E. Shotwell, Jr., Chairman, Jackson County Board of Commissioners, proclaim April 2011 as **Child Abuse Prevention Month** and recognize and applaud the national, state and community organizations and their skilled employees that work to promote awareness about child abuse or neglect. We support the proclamations issued on the state and federal levels declaring April 2011 as "Michigan Child Abuse Prevention Month" and "National Child Abuse Prevention Month". We agree of the need to increase public awareness of prevention programs relating to child abuse or neglect and continue to work with state and federal agencies to reduce the incidence of child abuse or neglect in our community, state and nation.


James E. Shotwell, Jr., Chairman,
Jackson County Board of Commissioners
March 23, 2011