

MINUTES
JACKSON COUNTY BOARD OF COMMISSIONERS BOARD MEETING
June 15, 2010
7:00 p.m.
Commission Chambers – 5th Floor Tower Building

1. **CALL TO ORDER** – Chairman Steve Shotwell called the June 15, 2010, Jackson County Board of Commissioners Meeting to order at 7:00 p.m.

2. **INVOCATION** – *by Commissioner Gail W. Mahoney*

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

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

(12) Present. Commissioners Herl, Lutchka, Kruse, Duckham, Poleski, Videto, Mahoney, Williams, Smith, Way, Elwell, and Shotwell.

5. **APPROVAL OF AGENDA**

Moved by Mahoney, supported by Williams for Approval of the Agenda. Motion carried unanimously.

6. **AWARDS & RECOGNITIONS** – None.

7. **COMMUNICATIONS/PETITIONS**

Moved by Mahoney, supported by Elwell to receive communication from JCEG. Motion carried unanimously.

8. **SPECIAL ORDERS/PUBLIC HEARINGS**

A. **Public Hearing to Adopt the 2011 General Fund Budget**

No public comment.

B. **Resolution (06-10.17) Jackson County 2011 General Appropriations Act**

Moved by Lutchka, supported by Mahoney to Approve Resolution (06-10.17) Jackson County 2011 General Appropriations Act. Roll Call: (12) Yeas. Motion carried unanimously.

C. **Resolution (06-10.16) to Establish the 2011 Budget for the General Fund and for Special Revenue, Enterprise, Capital Project, and Internal Services Funds for the County of Jackson**

Moved by Mahoney, supported by Duckham to Approve Resolution (06-10.16) to Establish the 2011 Budget for the General Fund and for Special Revenue, Enterprise, Capital Project, and Internal Services Funds for the County of Jackson. Roll Call: (12) Yeas. Motion carried unanimously.

9. **PUBLIC COMMENTS**

Dr. Salah Huwais requested support for attracting a 3G network to Jackson.

Julie Alexander introduced herself as a candidate for the 5th District Commissioner seat and requests support to serve on Board.

Kim Conant introduced herself as a candidate for the 5th District seat and requests support to serve on Board.

10. **SPECIAL MEETINGS OF STANDING COMMITTEES**

A. **County Affairs**

1. **Resolution (06-10.21) Intergovernmental Agreement Between the County of Jackson and the City of Jackson for the Purpose of Sharing Resources for City and County Parks**

The meeting adjourned briefly to allow the commissioners on the County Affairs Committee to meet.

11. **MINUTES** - Minutes of the 5/18/10 Regular Meeting of the Jackson County Board of Commissioners

Moved by Videto, supported by Way to Approve the Minutes of the 5/18/10 Regular Meeting of the Jackson County Board of Commissioners. Motion carried unanimously.

12. **CONSENT AGENDA**

Moved by Mahoney, supported by Duckham for Approval of the Consent Agenda. Roll Call: (12) Yeas. Motion carried unanimously.

A. **County Affairs**

1. **MDOT Request for Drainage Easement on Airport Land**
2. **Weir Farm Lease**

B. **County Agencies**

3. **District Court Appointed Services Contract**

C. **Human Services** – None.

D. **Personnel & Finance**

4. **Health Department – WIC Staffing/Personnel Request/Full-Time Registered Dietician**
5. **District Court – Request for Job Reclassifications**

6. **Budget Adjustments**

- a. Health Department
- b. Fleet/Facilities Department

7. **Claims** – Claims dated 5/1/10 – 5/31/10

13. **STANDING COMMITTEES**

A. **County Affairs – Commissioner Dave Lutchka**

1. **Appointments**

a. **Agricultural Preservation Board**

- one public member with agricultural interests, term to 6/2013

Cmr. Lutchka stated that the committee recommended Gregory Sanford. No other nominations from the floor. **Gregory Sanford appointed.**

- one public member with local natural resource conservation interests, term to 6/2013

Cmr. Lutchka stated that the committee recommended Harley Darnell. No other nominations from the floor. **Harley Darnell appointed.**

- one Commissioner member, term to 6/2011

Cmr. Lutchka stated that the committee recommended Dave Lutchka. No other nominations from the floor. **Dave Lutchka appointed.**

b. **County Building Authority** - one public member, term to 6/2013

Cmr. Lutchka stated that the committee recommended Ric Scheele. No other nominations from the floor. **Ric Scheele appointed.**

c. **Jury Board** - one public member, term to 4/2013

Cmr. Lutchka stated that the committee recommended Judith Whiteman. No other nominations from the floor. **Judith Whiteman appointed.**

d. **Upper Grand River Watershed Council** – three public members, terms to 6/2012

Cmr. Lutchka stated that the committee recommended David Reeverts, Harley Darnell, and Kenneth Price. No other nominations from the floor. **David Reeverts, Harley Darnell, and Kenneth Price appointed.**

2. **Resolution (06-10.21) Intergovernmental Agreement Between the County of Jackson and the City of Jackson for the Purpose of Sharing Resources for City and County Parks**

Moved by Lutchka, supported by Mahoney to Approve Resolution (06-10.21) Intergovernmental Agreement Between the County of Jackson and the City of Jackson for the Purpose of Sharing Resources for City and County Parks. Roll Call: (11) Yeas. Commissioners Herl, Lutchka, Duckham, Poleski, Videto, Shotwell, Mahoney, Willilams, Smith, Way, and Elwell. (1) Nay. Commissioner Kruse.

- B. **County Agencies – Commissioner Gail W. Mahoney** - None.
- C. **Human Services – Commissioner Mike Way** - None.
- D. **Personnel and Finance – Commissioner James Videto** - None.

14. **UNFINISHED BUSINESS** – None.

A. **Animal Shelter Fees**

2nd Reading

Moved by Videto, supported by Williams to Approve Animal Shelter Fees. Roll Call: (12) Yeas. Motion carried unanimously.

15. **NEW BUSINESS**

A. **Resolution (06-10.22) for Property Acquisition for Runway #7-25 Safety Area Project**

Moved by Lutchka, supported by Williams to Approve Resolution (06-10.22) for Property Acquisition for Runway #7-25 Safety Area Project. Roll Call: (12) Yeas. Motion carried unanimously.

B. **Resolution (06-10.20) Supporting the Center for Family Health’s New Facility**

Moved by Way, supported by Lutchka to Approve Resolution (06-10.20) Supporting the Center for Family Health’s New Facility. Roll Call: (12) Yeas. Motion carried unanimously.

C. **Revised/Reviewed Policies**

- **Vehicle Policies 7020, 7050**
- **Purchasing Policies 2000, 2010, 2040, 2050, 2060, 2070, 2080**

Moved by Herl, supported by Mahoney to Approve Vehicle Policies 7020, 7050 and Purchasing Policies 2000, 2010, 2040, 2050, 2060, 2070, 2080. Motion carried unanimously.

D. **Tentative Agreement Summary-Attorney Referee/Magistrate’s Association and County of Jackson, Courts**

Moved by Mahoney, supported by Duckham to Approve Tentative Agreement Summary – Attorney Referee/Magistrate’s Association and County of Jackson, Courts. Motion carried unanimously.

16. **PUBLIC COMMENTS**

Robert Sutherby stated he is a candidate for District 8 Commissioner seat and was in support for budget and Parks items. He recommended eliminating one commissioner seat from re-districting.

Ted Hillary expressed gratitude for the Resolution supporting the Center for Family Health's New Facility.

17. **COMMISSIONER COMMENTS**

Cmr. Elwell expressed gratitude to Administrator/Controller Treacher for negotiating union contracts.

Cmr. Lutchka reminded citizens of Breakfast at the Farm during Farm Fest.

Cmr. Poleski thanked Administration and Elected Officials for work done on the budget and supported Parks resolution.

Administrator/Controller Treacher thanked Staff for their work on the budget. He encouraged the Board on the progress they have made cooperating with other units of government.

18. **CLOSED SESSION** – None.

19. **ADJOURNMENT**

Chairman Shotwell adjourned the June 15, 2010 Regular Meeting of the Jackson County Board of Commissioners at 7:37 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

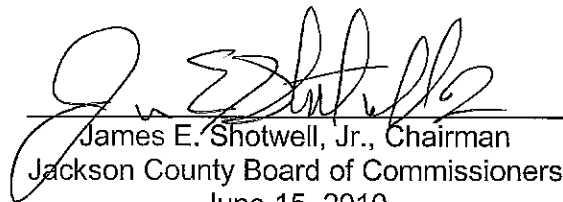
Resolution (06-10.16)
To Establish the 2011 Budget for the General Fund and for
Special Revenue, Enterprise, Capital Project, and Internal
Services Funds for the County of Jackson

WHEREAS, it is the responsibility of the Board of Commissioners to establish budgets for various activities of Jackson County in addition to the General Fund; and

WHEREAS, those funds include Special Revenue, Enterprise, Capital Project, and Internal Service funds, and

WHEREAS, budgets for those funds have been presented to the Board of Commissioners.

NOW THEREFORE BE IT RESOLVED, that the Jackson County Board of Commissioners adopts budgets for FY 2011 for the several funds outlined in the attached documents.


James E. Shotwell, Jr., Chairman
Jackson County Board of Commissioners
June 15, 2010

Attachments:

- *2011 General Fund
- *2011 Special Revenue and Other Funds
- *2011 Capital Budget

Resolution (06-10.17)
JACKSON COUNTY 2011 GENERAL APPROPRIATIONS ACT

WHEREAS, in accordance with the provisions of Michigan Public Act 621 of 1978, the Uniform Budgeting and Accounting Act for Local Government, it is the responsibility of the Jackson County Board of Commissioners to establish and adopt the annual County Budget; and

WHEREAS, the County Administrator/Controller has received budget requests from all County and appropriated departments and submitted a proposed budget in which revenues equal expenses; and

WHEREAS, Commissioners at a Study Session have reviewed the Administrator's proposed budget and made appropriate recommendations; and

WHEREAS, the full Board of Commissioners has reviewed the proposed General Fund Budget and a General Appropriations Act balancing total expenses with anticipated revenues has been formulated; and

WHEREAS, a public hearing was publicized and held on the Budget for the fiscal year 2011; and

WHEREAS, the FY 2011 Budget is predicated on the removal of certain positions that will be vacated in 2011; and

WHEREAS, incentive pay for non-union employees has been eliminated for Fiscal Year 2011; and

WHEREAS, the FY 2011 Budget proposed to use \$736,956 of the General Fund Balance and \$250,000 from the Budget Stabilization Fund;

WHEREAS, the FY 2011 Budget reimburses employee mileage based on the IRS recognized rate.

NOW, THEREFORE, BE IT RESOLVED, that the Jackson County Board of Commissioners does hereby adopt the 2011 operating budget as the official budget for Jackson County for the fiscal year beginning January 1, 2011; and

BE IT FURTHER RESOLVED that the FY 2011 Budget is based on an operating millage rate of 5.1187 mills; and

BE IT FURTHER RESOLVED that the FY 2011 Budget is based on a Jail millage rate of 0.4851 mills; and

BE IT FURTHER RESOLVED that the FY 2011 Budget is based on a Senior millage rate of 0.2473 mills; and

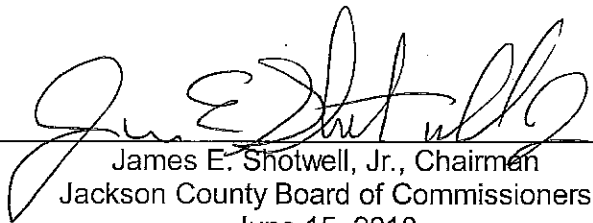
BE IT FURTHER RESOLVED that the FY 2011 Budget is based on a Medical Care Facility millage rate of 0.1398 mills; and

BE IT FURTHER RESOLVED that appropriate funds as detailed in the budget be transferred to the General Fund; and

BE IT FURTHER RESOLVED, pursuant to Michigan Public Act 2 of 1986, that 50% of the actual Convention Facility/Liquor Tax revenues received from the State shall be used for the specific purpose of substance abuse prevention in the County; and

BE IT FURTHER RESOLVED, pursuant to Michigan Public Act 264 of 1987, that 12/17ths of the Health and Safety Fund Act revenues shall be distributed to the local Health Department to be used only for public health prevention programs and services; and

BE IT FURTHER RESOLVED, also in accordance with Michigan Public Act 264 of 1987, that the remaining 5/17ths of the Health and Safety Fund Act revenues shall be distributed for personnel and operating costs, which are in excess of 1988 levels, at an existing county jail or juvenile facility.



James E. Shotwell, Jr., Chairman
Jackson County Board of Commissioners
June 15, 2010

RESOLUTION (06-10.20)
SUPPORTING THE CENTER FOR FAMILY HEALTH'S
NEW FACILITY

WHEREAS, the Center for Family Health has purchased property in the County of Jackson at 505 N. Jackson Street; and

WHEREAS, the Center for Family Health is scheduled to begin construction of a \$12.5 million medical facility in late April 2010; and

WHEREAS, diversification of the economic base of the Jackson community is a matter of high priority to the County of Jackson; and

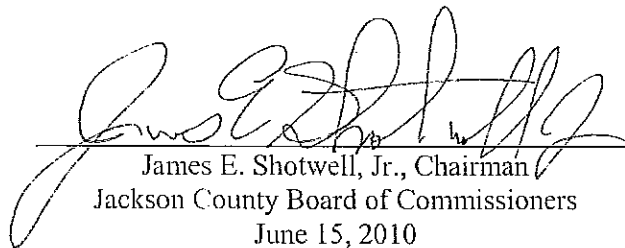
WHEREAS, the availability of resources for economic development to the Jackson community are important in encouraging economic diversity; and

WHEREAS, job retention and job growth activities are important to the Jackson community, and need to be nurtured and expanded to provide additional economic development opportunities; and

WHEREAS, the Center for Family Health is the primary provider of health care for the uninsured and under-insured citizens of Jackson County; and

WHEREAS, the construction of this facility within the Jackson community would allow further diversification of the economic base of the community.

NOW, THEREFORE, BE IT RESOLVED, that the Jackson County Board of Commissioners hereby lends its full support to the construction of the Center for Family Health's new facility located at 505 N. Jackson Street, Jackson, Michigan 49201.


James E. Shotwell, Jr., Chairman
Jackson County Board of Commissioners
June 15, 2010

RESOLUTION (06-10.21)

INTERGOVERNMENTAL AGREEMENT BETWEEN
THE COUNTY OF JACKSON AND THE CITY OF JACKSON
FOR THE PURPOSE OF
SHARING RESOURCES FOR CITY AND COUNTY PARKS

WHEREAS, The County of Jackson desires to enter into an intergovernmental agreement with the City of Jackson (the "Intergovernmental Agreement") for the purpose of providing certain municipal services to both the County of Jackson and the City of Jackson; and


WHEREAS, the Intergovernmental Agreement shall authorize the transfer of certain functions and/or responsibilities to one another, to-wit: (1) the County of Jackson Parks Director shall also assume the role of the City of Jackson Parks and Recreation Department Director; (2) the City of Jackson Parks and Recreation Department Deputy Director shall also assume the role of the County of Jackson Deputy Parks Director; and (3) the City of Jackson Golf Professional shall also assume the role of the County of Jackson Golf Professional; and

WHEREAS, pursuant to the *Urban Cooperation Act* and the *Intergovernmental Transfers of Functions and Responsibilities Act*, being Public Act No. 7 and No. 8, respectively, of the Public Acts of 1967, as amended, MCL 125.501 *et seq.*, the County of Jackson is authorized to enter into intergovernmental agreements to provide municipal services including the transfer of functions and/or responsibilities to one another upon consent of each of the governmental entities involved.

NOW, THEREFORE, BE IT RESOLVED, that the Jackson County Board of Commissioners hereby authorizes the County of Jackson to enter into the Intergovernmental Agreement with the City of Jackson, according to its terms and conditions, a copy of which is attached to this resolution and incorporated herein by reference.

BE IT FURTHER RESOLVED, that either Randall W. Treacher, the County of Jackson Administrator/Controller, or Adam J. Brown, the Deputy Administrator, is authorized to execute the Intergovernmental Agreement on behalf of the County of Jackson.

BE IT FURTHER RESOLVED, that a copy of the fully executed Intergovernmental Agreement shall be filed in the Office of the Jackson County Clerk and in the Office of the Secretary of State for the State of Michigan prior to the effective date of the Intergovernmental Agreement.


James E. Shotwell, Jr., Chairman
Jackson County Board of Commissioners
June 15, 2010

RESOLUTION (06-10.22)
OF THE JACKSON COUNTY BOARD OF COMMISSIONERS
FOR PROPERTY ACQUISITION FOR RUNWAY #7-25 SAFETY AREA PROJECT

WHEREAS, Runway #7-25 at the Jackson County Airport does not have the required "safety areas" at the respective ends and approaches of the runway as required by FAA runway design standards and regulations;

WHEREAS, a 2001 Runway Safety Area Feasibility Study examined nine alternative runway configurations to select one alternative that would bring the main Runway (#6-24) into compliance with FAA safety regulations;

WHEREAS, the so-called "Runway #7-25" alternative was selected as the most desirable as the other alternatives impacted more private property parcels and/or were otherwise cost prohibitive to construct;

WHEREAS, the Jackson County Board of Commissioners have previously determined the Runway #7-25 Project is in the best public interest and will enhance the safety of the airport;

WHEREAS, the Runway #7-25 Project cannot be constructed without the acquisition of certain private property and/or property interests, which are identified on Exhibit A to this Resolution;

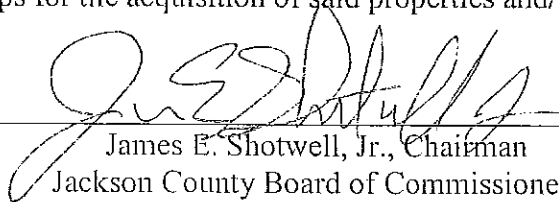
WHEREAS, the Jackson County Airport has attempted to acquire these certain properties and/or property interests needed for the Runway # 7-25 Project;

WHEREAS, efforts to reach a Purchase Agreement with the owners of these certain properties and/or property interests have been unsuccessful and have otherwise failed;

WHEREAS, the Jackson County Board of Commissioners must authorize the initiation of formal eminent domain proceedings to condemn these properties and/or property interests;

WHEREAS, these acquisitions are determined to be necessary for a public purpose and said condemnation action is deemed to be in the public interest;

NOW, THEREFORE, BE IT RESOLVED, that the Jackson County Board of Commissioners grants authority to Jackson County legal counsel to initiate legal proceedings for condemnation of the properties and/or property interests identified on Exhibit A, and to take all other necessary and reasonable legal steps for the acquisition of said properties and/or property rights.


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

June 15, 2010

Parcel	Owner	Property Address	Tax I.D. No.
96	Vanyce Hoyes	Vacant land, Airport Road, Jackson, MI 49202	08-29-476-001-02

EXHIBIT A