

MINUTES
JACKSON COUNTY BOARD OF COMMISSIONERS BOARD MEETING
July 19, 2011
7:00 p.m.
County Commission Chambers

1. **CALL TO ORDER** – Chairman Steve Shotwell called the July 19, 2011, Jackson County Board of Commissioners Meeting to order at 7:00 p.m.
2. **INVOCATION** – *by Commissioner Jon Williams*
3. **PLEDGE OF ALLEGIANCE** – *by Chairman Shotwell*
4. **ROLL CALL** – Chief Deputy Clerk Carrienne VanDusseldorp

(12) Present. Commissioners Herl, Lutchka, Rice, Duckham, Alexander, Videto, Mahoney, Williams, Smith, Way, Elwell, and Shotwell.
5. **APPROVAL OF AGENDA**

Cmr. Videto removed item D. 6. under Personnel & Finance and asked that it be postponed to the next Study Session.

Moved by Mahoney, supported by Williams for Approval of the Agenda as Amended.
Motion carried unanimously.
6. **AWARDS & RECOGNITIONS** – None.
7. **COMMUNICATIONS/PETITIONS** – None.

Chairman Shotwell stated that he received a letter dated July 14, 2011 from the LifeWays Board and placed under New Business, item 15. D.
8. **SPECIAL ORDERS/PUBLIC HEARINGS**

A **County of Jackson, Michigan 2010 Comprehensive Annual Financial Report for the Fiscal year Ended December 31, 2010** – Alan Panter from Abraham & Gaffney, P.C. presented the report.

Moved by Mahoney, supported by Lutchka to Receive Audit as Presented. Motion carried unanimously.
9. **PUBLIC COMMENTS**

Attorney Steve Makowski spoke on the effect of the storm water fee on businesses in Jackson.
10. **SPECIAL MEETINGS OF STANDING COMMITTEES**

A. **County Policy Committee**
 1. **Revisions to Policies 1140, 4160, 3010, 3015**

The meeting adjourned briefly to allow for the members of the County Policy Committee to meet.

11. **MINUTES** - Minutes of the 6/21/11 Regular Meeting of the Jackson County Board of Commissioners.

Moved by Way, supported by Rice to Approve the Minutes of the 6/21/11 Regular Meeting of the Jackson County Board of Commissioners. Motion carried unanimously.

12. **CONSENT AGENDA**

Cmr. Williams removed Items C. 4. and C. 5. from the Consent Agenda. Items will be placed under 13. C. 1. and 13. C. 2. under Human Services.

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

A. **County Policy**

1. **Adoption of New Animal Control Civil Violation Fines – Adoption of the new Animal Control Civil Violation Fines as recommended by the Animal Control Ad Hoc Committee**

2nd Reading & Adoption

B. **County Affairs & Agencies**

2. **Resolution (07-11.20) Easement Acquisition for Runway 7-25 Safety Area Project – McIntyre Parcel**
3. **Amendment #6 between Mead & Hunt, Inc. and Jackson County-Reynolds Field regarding Land Acquisition for Runway 7/25 Project No. R1011700-090002.01**

C. **Human Services**

- ~~4. Resolution (07-11.21) Honoring Rose Morrison – Volunteer Leadership~~
- ~~5. Resolution (07-11.22) Honoring Bob Eby – Volunteer Service~~

D. **Personnel & Finance**

- ~~6. Authorize the Administrator/Controller to sign two lease agreements between Jackson County and Providence Energy for one-time lease payments of \$6,730 and \$6,500 plus additional royalties from oil, natural gas, or minerals. The Administrator/Controller will pursue inclusion of a Pugh clause and a clause that protects the county from post-production costs. Any revenue will be appropriated in the public improvement fund for parks use.~~

7. **Budget Adjustments**

a. **Health Department**

E. **Other Business**

8. **Claims dated 6/1/11 – 6/30/11**

13. **STANDING COMMITTEES**

A. **County Policy – Commissioner Dave Elwell**

1. **Revised Board Rule 4160 – Board of Commissioners & Administrator/Controller Conference and Travel Expenses**

Moved by Elwell, supported by Duckham to Approve Revised Board Rule 4160 – Board of Commissioners & Administrator/Controller Conference and Travel Expenses. Motion carried unanimously.

2. **Revised Personnel Policy 3010 – Vacant Positions**

Moved by Elwell, supported by Williams to Approve Revised Personnel Policy 3010 – Vacant Positions. Motion carried unanimously.

3. **Revised Personnel Policy 3015 – Workplace Diversity**

Some discussion held.

Moved by Elwell, supported by Williams to Approve Revised Personnel Policy 3015 – Workplace Diversity. Roll Call: (11) Yeas. Cmr. Herl, Lutchka, Rice, Duckham, Alexander, Videto, Shotwell, Williams, Smith, Way, and Elwell. (1) Nay. Cmr. Mahoney. Motion carried.

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

1. **Appointments**

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

Cmr. Lutchka stated that the committee recommended Jeff Kruse. Cmr. Elwell nominated Ray Snell. Cmr. Williams nominated Laura Schlechte. (8) Kruse. Cmr. Herl, Lutchka, Rice, Duckham, Videto, Mahoney, Smith, and Way. (1) Snell. Cmr. Elwell. (3) Schlechte. Cmr. Alexander, Williams, and Shotwell. Jeff Kruse appointed.

C. **Human Services – Commissioner Jon Williams**

1. **Resolution (07-11.21) Honoring Rose Morrison – Volunteer Leadership**

Moved by Williams, supported by Mahoney to Approve Resolution (07-11.21) Honoring Rose Morrison – Volunteer Leadership. Motion carried unanimously.

2. Resolution (07-11.22) Honoring Bob Eby – Volunteer Service

Moved by Williams, supported by Duckham to Approve Resolution (07-11.22) Honoring Bob Eby – Volunteer Service. Motion carried unanimously.

D. Personnel and Finance – Commissioner Jim Videto – None.

14. UNFINISHED BUSINESS

A. Resolution (07-11.24) To Amend the Compensation Plan for the County of Jackson to Add a 1% Cost of Living Adjustment (COLA) for County-Wide Elected Officials for Fiscal Year 2012

Much discussion held.

Moved by Mahoney, supported by Way to Approve Resolution (07-11.24) to Amend the Compensation Plan for the County of Jackson to Add a 1% Cost of Living Adjustment (COLA) for County-Wide Elected Officials for Fiscal Year 2012. (5) Yeas. Cmr. Lutchka, Videto, Mahoney, Smith, and Way. (7) Nays. Cmr. Herl, Rice, Duckham, Alexander, Shotwell, Williams, and Elwell. Motion failed.

15. NEW BUSINESS

A. Change Dates of August Standing Committee Meetings and Board of Commissioner Regular Meeting

Moved by Herl, supported by Lutchka to Change Dates of August Standing Committee Meetings and Board of Commissioner Regular Meeting. Motion carried unanimously.

B. Resolution (07-11.19) Opt-Out Tax Exempt Resolution Blackman Charter Township Proposed Amendment to the Tax Increment Financing and Development Plan for the Local Development Finance Authority

Moved by Way, supported by Williams to Approve Resolution (07-11.19) Opt-Out Tax Exempt Resolution Blackman Charter Township Proposed Amendment to the Tax Increment Financing and Development Plan for the Local Development Finance Authority. Roll Call: (12) Yeas. Motion carried unanimously.

C. Jackson County Road Commission Appointment Process

Moved by Mahoney, supported by Lutchka to Suspend the Policy Regarding the Jackson County Road Commission Appointment Process. Motion carried unanimously.

D. Correspondence from LifeWays - Letter to Mid South Substance Abuse Commission

Moved by Herl, supported by Mahoney to Obtain the Chairman's Signature on Letter to MSSAC. Motion carried unanimously.

16. **PUBLIC COMMENTS**

Marce Wandell stated that the volunteer award resolutions will be presented at the County Fair.

17. **COMMISSIONER COMMENTS**

Cmr. Williams thought it was important for the citizens to have a vote on the storm water fee.

18. **CLOSED SESSION**

A. Discuss Written Opinion of the County's Attorney

Moved by Mahoney, supported by Way to go into Closed Session at 7:55 p.m.

Moved by Mahoney, supported by Duckham to return from Closed Session at 8:58 p.m.

Moved by Elwell, supported by Lutchka to direct our administration to work in conjunction with our legal counsel to oppose the city storm water fee, which we believe is an illegal tax, under the headlee amendment, that should be placed on the ballot for a vote of the people. Roll Call: (12) Yeas. Motion carried unanimously.

19. **ADJOURNMENT**

Chairman Shotwell adjourned the July 19, 2011 Meeting of the Jackson County Board of Commissioners at 9:01 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 # (07-11.20)

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

WHEREAS, the County Board of Commissioners approves easement acquisition for Parcel #106
located at 1149 Maynard St. Jackson, Michigan; owners: Rusty and Lynn McIntyre
as Further Described in Attachments

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

WHEREAS, continued progress in building this new runway with safety areas requires the
acquisition of an easement for parcel # 106; and,

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

WHEREAS, the easement acquisition costs for Parcel #106 has been determined by the Court Order
of the Honorable Thomas D. Wilson to total \$55,685, is inclusive of other related fees and is reduced
by the previous payment of \$26,250; and

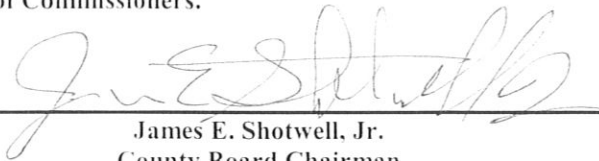
WHEREAS this easement is required in order to construct new runway # 7-25 as detailed on the
Jackson County Airport – Reynolds Field Airport Layout Plan; and,

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

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

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

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



James E. Shotwell, Jr.
County Board Chairman
July 19, 2011

STATE OF MICHIGAN)
) ss.
COUNTY OF JACKSON)

I, the duly qualified and acting Clerk of the County of Jackson, Michigan, do hereby certify that the foregoing is a true and complete
copy of a Resolution adopted by the County Board of Commissioners of the County of Jackson, State of Michigan, at a regular
meeting held on July 19, 2011 at which meeting a quorum was present and remained throughout and that an original thereof is on file
in the records of the County. I further certify that said meeting was conducted and public notice of said meeting was given pursuant to
and in full compliance with the Open Meetings Act, being Act No. 267, Public Acts of Michigan, 1976, and that the minutes of said
meeting were kept and will be or have been made available as required by said Act.



Jackson County

Resolution

Resolution (07-11.21) Honoring Rose Morrison

WHEREAS, Rose Morrison has contributed her leadership skills to the community over the past years by being a very caring individual who has volunteered with various community programs to improve the lives of the citizens of Jackson County.

WHEREAS, Rose Morrison has provided ongoing leadership in hospice bereavement programs, including Camp Weave-A-Hope, an annual family bereavement camp.

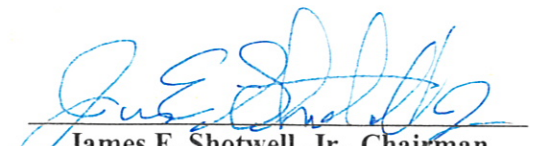
WHEREAS, Rose Morrison has volunteered and used her planning capabilities for other community groups including Ella Sharp Museum, Temple Beth Israel, Jackson Suicide Prevention Coalition, AAUW, and Jackson Symphony.

WHEREAS, Rose Morrison has shared her wisdom, strength, and desire to give to others through her volunteer work. Her involvement with various community groups has shown a passion and commitment to helping others, and she is sought out by other volunteers for support and guidance.

WHEREAS, Rose Morrison has been selected as the recipient of the Jackson County Senior Citizen of the Year Award for 2011, to be recognized for her outstanding record of volunteer leadership in the Jackson community.

WHEREAS, this 'Volunteer Award', sponsored by the Jackson County Board of Commissioners, the Jackson County Department on Aging, and Jackson County Fair, recognizes this outstanding volunteer in the community.

NOW THEREFORE, WE ARE RECOGNIZING ROSE MORRISON AS ONE OF THE IMPORTANT VOLUNTEERS WHO CONTRIBUTES THEIR TALENTS TO GOVERNMENT, GROUPS, AND INDIVIDUALS. THE JACKSON COUNTY BOARD OF COMMISSIONERS, THE JACKSON COUNTY FAIR, AND THE JACKSON COUNTY DEPARTMENT ON AGING EXTEND THEIR APPRECIATION AND RECOGNITION TO ROSE MORRISON FOR HER UNSELFISH LEADERSHIP TO THE PEOPLE IN JACKSON COUNTY.


James E. Shotwell, Jr., Chairman
Jackson County Board of Commissioners
July 19, 2011



Jackson County

Resolution

Resolution (07-11.22) Honoring Bob Eby

WHEREAS, Bob Eby has contributed to the community by volunteering his time and conversational talent to provide support to many in Jackson County.

WHEREAS, Bob Eby has selflessly used his time as a hospice volunteer, greeting people at the hospice home, providing comfort to family and patients, and offering an assuring presence.

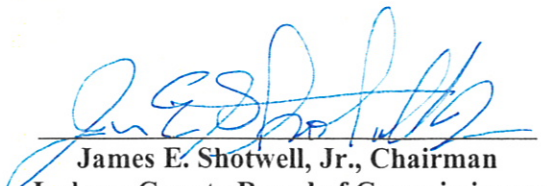
WHEREAS, Bob Eby has volunteered with his church and Lion's Club, including promoting awareness of the needs of people who are blind, and raising funds to help people be able to afford eye glasses.

WHEREAS, Bob Eby has advocated for community involvement, listened to people share life experiences, and selflessly shared compassion.

WHEREAS, Bob Eby has been selected as the recipient of the Jackson County Senior Citizen of the Year Award for 2011, to be recognized for his outstanding record of volunteer service in the Jackson community.

WHEREAS, this 'Volunteer Award', sponsored by the Michigan Department of Community Health, Office of Services to the Aging, Michigan Commission on Services to the Aging, the Jackson County Fair, the Jackson County Board of Commissioners and the Jackson County Department on Aging recognizes this outstanding volunteer in the community.

NOW THEREFORE, WE ARE RECOGNIZING BOB EBY AS ONE OF THE IMPORTANT VOLUNTEERS WHO CONTRIBUTES THEIR TALENTS TO GOVERNMENT, GROUPS, AND INDIVIDUALS. THE JACKSON COUNTY BOARD OF COMMISSIONERS, THE JACKSON COUNTY FAIR, AND THE JACKSON COUNTY DEPARTMENT ON AGING EXTEND THEIR APPRECIATION AND RECOGNITION TO BOB EBY FOR HIS UNSELFISH SERVICE TO THE PEOPLE IN JACKSON COUNTY.


James E. Shotwell, Jr., Chairman
Jackson County Board of Commissioners
July 19, 2011

Resolution (07-11.23)
**To Amend the Compensation plan for the County of
Jackson to Add a 1% Cost of living Adjustment (COLA) for
Non-union County Employees for Fiscal Year 2012**

WHEREAS, it is the responsibility of the Board of Commissioners to establish compensation and benefits for non-union County employees; and

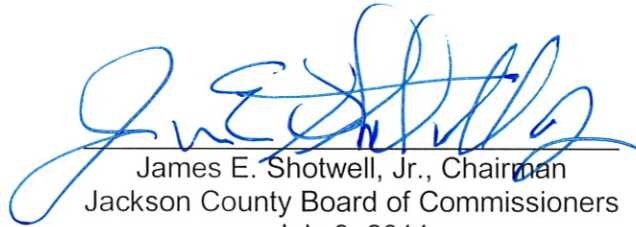
WHEREAS, the Board of Commissioners has previously established a compensation plan for non-union employees; and

WHEREAS, *the compensation plan has consistently been updated based on economic factors and the ability of the County to provide additional compensation; and*

WHEREAS, the FY budget includes sufficient budgeted amounts to provide for a 1% increase to compensation plan.

NOW THEREFORE BE IT RESOLVED, that the Jackson County Board of Commissioners amends the compensation plan by 1% for FY 2012; and

Be It Further Resolved that the schedule of all other benefits remain the same as previously adopted by the Board of Commissioners.


James E. Shotwell, Jr., Chairman
Jackson County Board of Commissioners
July 8, 2011