TUESDAY, JANUARY 20, 2009

Pursuant to law, the Board of Commissioners met on Tuesday, January 20, 2009, at 9:00 a.m. in the Board of Commissioner's Room and were called to order by the Chairperson.

Pledge of Allegiance.

Invocation was given by Ervin Kowalski.

Roll Call was taken by the Clerk and all members reported present.

Haik, Hilliard, Kowalski, Krolczyk, Lottie, O'Shea, Rutske

APPROVE MEETING AGENDA

Moved by Rutske, supported by Kowalski to approve the Meeting Agenda with the following additions. Glenn Lottie has withdrawn as Vice Chair of the Manistee County Board of Commissioners and a new Vice Chair will be appointed. An appointment will be made to the Workforce Development Board. The restoration of funding levels for Remonumentation will be discussed.

YEAS: 7 Haik, Hilliard, Kowalski, Krolczyk, Lottie, O'Shea, Rutske

NAYS: 0

Motion Carried

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CONSENT AGENDA

Moved by Kowalski, supported by Lottie to approve the Consent Agenda which includes the minutes of the December 16, 2008 Regular Board Meeting, the January 2, 2009 Organizational Board Meeting and the January 2009 monthly appropriations and fund transfers.

YEAS: 7 Hilliard, Kowalski, Krolczyk, Lottie, O'Shea, Rutske, Haik

NAYS: 0

Motion Carried

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PUBLIC COMMENT:

NONE

TREASURER'S REPORT

TUESDAY, JANUARY 20, 2009

NONE

REMONUMENTATION PROGRAM

Moved by Rutske, supported by Kowalski to approve that a letter be sent to Governor Granholm, Dan Scripps, State Representative, and Senator Michelle McManus requesting that the Remonumentation funding levels be restored by the State of Michigan and authorize the chairperson to sign the same.

YEAS: 7 Kowalski, Krolczyk, Lottie, O'Shea, Rutske, Haik, Hilliard

NAYS: 0

Motion Carried

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NORTHWEST MICHIGAN COUNCIL OF GOVERNMENTS WORKFORCE DEVELOPMENT BOARD APPOINTMENT

A letter was received from Melissa Reed, Executive Director of the Manistee Area Chamber of Commerce, regarding one appointment to the Northwest Michigan Council of Governments Workforce Development Board. The Manistee Area Chamber of Commerce has recommended the following three people; Joanne Dunbar, Nancy Goodwin and Nita Guenthardt. This appointment is for a two year term beginning immediately and expiring December 31, 2010.

VOTE: Joanne Dunbar 4 Nancy Goodwin 3 Nita Guenthardt 0

Joanne Dunbar was appointed to the Northwest Michigan Council of Governments Workforce Development Board for a two year term beginning immediately and expiring December 31, 2010.

TUESDAY, JANUARY 20, 2009

VICE CHAIR APPOINTMENT

Glenn Lottie resigned as Vice Chair of the Manistee County Board of Commissioners.

A motion was made by Lottie and supported by Hilliard to nominate Ed Haik as Vice Chair for the Manistee County Board of Commissioners.

A motion was made by Kowalski, and supported by Rutske that the nominations be closed and a unanimous ballot be cast for Ed Haik.

YEAS: 7 Lottie, O'Shea, Rutske, Haik, Hilliard, Kowalski, Krolczyk

NAYS: 0

Motion Carried

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FINANCE COMMITTEE REPORT

Ervin Kowalski presented the Finance Committee Report.

Board of Commissioners
Manistee County
Manistee, Michigan 49660

Board of Commissioners:

We, do hereby submit our claims from December 9, 2008 through January 13, 2009.

General Fund	$171,409.01
County Employee Training Fund	2,723.57
District Court Services Fund	1,306.74
JAWS of Life Fund	146.39
Brownfield Site Assessment Grants Fund	1,800.00
Health Insurance Fund	115,749.33
Law Enforcement Training Fund	7.49
Law Library Fund	2,070.90
Computer Technology Fund	4,348.17
Drug Testing (District Court) Fund	2.00
Air Photo Fund	2,000.00
MSHDA Home Improvement Fund	4,978.00
Community Corrections Fund	100.40
Juvenile Intervention Fund	563.02
Child Care Fund	45,813.94
Veterans Trust Fund	726.56
Airport Fund	32,412.42
Compensated Services Fund	65,838.41
County Road Debt Fund	300.00
Vehicle Fund	44,290.59

TUESDAY, JANUARY 20, 2009

Total Claimed and allowed January 20, 2009 $496,586.94

Total Payroll for the period 12/09/08 through 01/13/09 $669,129.90

Respectfully Submitted,

Ervin Kowalski
Glenn Lottie
Janice McCraner

Moved by Kowalski, supported by Rutske to approve the bills and the same be paid in the amount of $496,586.94.

YEAS: 7 O'Shea, Rutske, Haik, Hilliard, Kowalski, Krolczyk, Lottie

NAYS: 0

Motion Carried

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WAYS & MEANS COMMITTEE REPORT/JANUARY 13, 2009

Ervin Kowalski presented the Ways & Means Committee Report of January 13, 2009.

LEGAL DEFENSE FUND/TES FILER CITY STATION TAX APPEAL

Moved by Kowalski, supported by Lottie to approve the payment of $5,284.14 from the County's Legal Defense Fund #259 to the Charter Township of Filer for legal fees in the TES Filer City Station tax appeal.

YEAS: 7 Rutske, Haik, Hilliard, Kowalski, Krolczyk, Lottie, O'Shea

NAYS: 0

Motion Carried

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MANISTEE COUNTY'S PROPERTY & LIABILITY INSURANCE

Moved by Kowalski, supported by Lottie to approve the renewal of the County's property and liability

insurance through the Michigan Municipal Risk Management Authority for the 2009 calendar year in the amount of $262,151.00.

YEAS: 7 Haik, Hilliard, Kowalski, Krolczyk, Lottie, O'Shea, Rutske

NAYS: 0

Motion Carried

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NET ASSET DISTRIBUTION FUND REIMBURSEMENT

Moved by Rutske, supported by Haik to approve that the net asset distribution fund reimbursement from M.M.R.M.A. in the amount of $51,459.00, be deposited into the County Jail Expansion Fund (#361) for the jail security improvement project.

YEAS: 7 Hilliard, Kowalski, Krolczyk, Lottie, O'Shea, Rutske, Haik

NAYS: 0

Motion Carried

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FINANCE/JAIL SECURITY SYSTEM

Moved by Lottie, supported by Kowalski to approve that the 150 KW Generator with an estimated price of $100,000 and the Jail Security System at the quoted price of $217,565 from Simplex Grinnell, for a total amount of $317,565.00, be financed as follows:

150 KW Generator Price Estimate =	$100,000.00
Funding Sources:	
1. 9-1-1/Central Dispatch =	($25,000.00)
2. Local Revenue Sharing Grant =	($15,000.00)
3. MMRMA Asset Redistribution Program Funds =	($51,459.00)
4. Jail Building Bond Fund #362 =	($8,541.00)
Amount financed =	$0.00

Jail Security System upgrade price =	$217,565.00
Funding Sources:	
1. MMRMA Risk Avoidance Program Grant =	($5,000.00)
2. Jail Building Bond Fund #362 =	($57,972.00)

3.	Capital Improvement Fund #251 =	($49,921.00)
4.	Jail Expansion Fund #361 =	($104,672.00)

Amount financed = $0.00

YEAS: 7 Kowalski, Krolczyk, Lottie, O'Shea, Rutske, Haik, Hilliard

NAYS: 0

Motion Carried

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Moved by Kowalski, supported by Lottie to accept the Ways & Means Committee Report of January 13, 2009.

Motion Carried

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POLICY COMMITTEE REPORT/JANUARY 9, 2009

Carl Rutske presented the Policy Committee Report of January 9, 2009.

EDUCATION EXPENSE REIMBURSEMENT

Moved by Rutske, supported by Kowalski to approve to reimburse John O'Hagan for up to $4,670.00 for education expenses toward obtaining a Bachelors of Arts Degree with proper written evidence of his grades with funds for the same being paid out of the Education Fund.

YEAS: 7 Krolczyk, Lottie, O'Shea, Rutske, Haik, Hilliard, Kowalski

NAYS: 0

Motion Carried

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EDUCATION EXPENSE REIMBURSEMENT

Moved by Rutske, supported by Haik to approve to reimburse Jill Nowak for up to $1,474.00 for education

expenses toward obtaining a Bachelor's Degree-Business Administration with proper written evidence of her grades with funds for the same being paid out of the Education Fund.

YEAS: 7 Lottie, O'Shea, Rutske, Haik, Hilliard, Kowalski, Krolczyk

NAYS: 0

Motion Carried

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Moved by Rutske, supported by Kowalski to accept the Policy Committee Report of January 9, 2009.

Motion Carried

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PERSONNEL COMMITTEE REPORT/JANUARY 13, 2009

Carl Rutske presented the Personnel Committee Report of January 13, 2009.

CHIEF ASSISTANT PROSECUTING ATTORNEY

Moved by Rutske, supported by Hilliard to approve that Jason Haag be placed in Pay Grade 12, Step 6 ($61,503.00) effective February 1, 2009, or upon his promotion from Assistant Prosecuting Attorney to Chief Assistant Prosecuting Attorney.

YEAS: 7 Rutske, Haik, Hilliard, Kowalski, Krolczyk, Lottie, O'Shea

NAYS: 0

Motion Carried

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Moved by Rutske, supported by Kowalski to accept the Personnel Committee Report of January 13, 2009.

Motion Carried

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PUBLIC SAFETY COMMITTEE REPORT/JANUARY 9, 2009

Ed Haik presented the Public Safety Committee Report of January 9, 2009.

TUESDAY, JANUARY 20, 2009

No Action Items.

Items Not Requiring Board Action.

Mr. Kaminski drafted a letter that is to be sent to the Townships & Road Commission concerning their opinions on the proposed ORV Ordinance.

Sheriff Kowalkowski handed out December 2008 and year end statistics for the Sheriff's Office and Animal Control.

Currently, the Deputy Emergency Management Coordinator is part of the County Planner's Job Description. This will be reviewed at next month's meeting.

The Public Safety Committee will meet on the first Friday of the month at 9:00 a.m. in the Board of Commissioner's Room, with the exception of July. The July meeting will be held on Thursday, July 2, 2009 at 9:00 a.m.

Moved by Lottie, supported by Kowalski to accept the Public Safety Committee Report of January 9, 2009.

Motion Carried

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MANISTEE AREA CHAMBER OF COMMERCE

Melissa Reed, Executive Director, Manistee Area Chamber of Commerce, appeared before the Board to provide an update of recent Chamber activities.

BROADCAST COUNTY COMMISSION MEETINGS

Dendra Best, President, League of Women Voters Manistee County, appeared before the Board to present options for broadcasting County Commission meetings. Ms. Best has been asked to attend the next Manistee County Technology/Information Committee meeting.

MANISTEE COUNTY MASTER PLAN 2008

Susan Wagner, County Planner, and Roger Williams, AICP of Williams Consulting Services, appeared before the Board to request consideration to approve the Manistee County Master Plan 2008. All public hearings, notices and reviews have been completed. The plan has been approved by the Planning

Commission and is being recommended for final approval by the Board of Commissioners.

RESOLUTION OF ADOPTION OF MANISTEE COUNTY MASTER PLAN 2008 PURSUANT TO AND IN ACCORDANCE WITH THE PROVISIONS OF ACT 33 OF THE PUBLIC ACTS OF THE STATE OF MICHIGAN OF 2008, AS AMENDED

At a regular meeting of the Manistee County Board of Commissioners held in the Manistee County Courthouse & Government Center, 415 Third Street, Manistee, Michigan, on the 20th day of January, 2009.

PRESENT: 7 Haik, Hilliard, Kowalski, Krolczyk, Lottie, O'Shea, Rutske

ABSENT: 0

The following resolution was offered by Lottie and seconded by Haik:

WHEREAS, the Manistee County Planning Commission has worked with Williams Consulting Services and the Northwest Michigan Council of Governments to prepare the necessary facts, data, studies and maps in the Manistee County Master Plan Resource Book and also in the preparation of the Manistee County Master Plan 2008; and

WHEREAS, in accordance with the County Planning Act, being Act 282 of 1945, as amended, which was in effect at that time, the County did send out to all required entities the Notice of Intent to prepare a plan, and also publish it in the Manistee News Advocate; and

WHEREAS, the Manistee County Planning Commission has had public meetings and requested the input and comments of various entities during the process of preparing the plan; and

WHEREAS, the Manistee County Planning Commission did prepare a proposed plan and, according to statue, did submit the proposed plan to the Manistee County Board of Commissioners for their review and comment; and

WHEREAS, on July 15, 2008 the Manistee County Board of Commissioners did approve the distribution of the Manistee County Master Plan 2008 and assert its right to approve or reject the final plan; and

WHEREAS, a public review period was held in accordance with the requirements of the County Planning Act, P.A. 282 of 1945, as amended, and the Michigan Planning Enabling Act, P.A. 33 of 2008 through September 29, 2008; and

WHEREAS, the Manistee County Planning Commission held a public hearing on December 18, 2008 to consider public comments on the master plan; and

WHEREAS, the Manistee County Planning Commission approved the Manistee County Master Plan 2008 at its regular meeting held on December 18, 2008;

NOW, THEREFORE BE IT RESOLVED, that the Manistee County Board of Commissioners hereby approves the Manistee County Master Plan 2008 along with the facts, data, studies and maps in the Manistee County Master Plan Resource Book and supports the Manistee County Planning Commission to begin the implementation of the plan as provided for in Act 33 of the Public Acts of 2008, as amended.

Moved by Lottie, supported by Haik to adopt the Manistee County Master Plan 2008 and approve the Resolution of adoption of the Manistee County Master Plan 2008 pursuant to and in accordance with the provisions of Act 33 of the Public Acts of the State of Michigan of 2008, as amended.

YEAS: 7 Haik, Hilliard, Kowalski, Krolczyk, Lottie, O'Shea, Rutske

NAYS: 0

TUESDAY, JANUARY 20, 2009

Motion Carried

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GREEN TEAM/RECYCLING COMMITTEE REPORT/JANUARY 9, 2009

Allan O'Shea presented the Green Team/Recycling Committee Report of January 9, 2009.

No Action Items.

Items Not Requiring Board Action.

Charles Haemker, Manistee County Library Executive Director, informed the Committee that he is submitting an ICMA Public Library Innovation Grant.

Discussion regarding LED parking lot lights.

Road Commission will be invited to be a part of the Green Team.

Mr. O'Shea appointed Ms. Pitcher to the Northwest Michigan Council of Governments Solid Waste Advisory Council.

The Green Team/Recycling Committee will meet on the first Friday of the month at 1:30 p.m. in the Board of Commissioner's Meeting Room, except for the July meeting. The July meeting will be held on Thursday, July 2, 2009 at 1:30 p.m.

Moved by Rutske, supported by Haik to accept the Green Team/Recycling Committee Report of January 9, 2009.

Motion Carried

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MANISTEE COUNTY TECHNOLOGY/INFORMATION

COMMITTEE REPORT/JANUARY 15, 2009

Glenn Lottie presented the Manistee County Technology/Information Committee Report of January 15, 2009.

TUESDAY, JANUARY 20, 2009

No Action Items.

Items Not Requiring Board Action.

Extended warranty coverage on six desktop computers. Tabled until February meeting.

Sheriff's Office own web site. Tabled until February meeting.

The Committee set the second Thursday of every month at 2:00 p.m. as their regular meeting date. In April and October the meetings will be held on the third Thursday at 2:00 p.m. The meetings will be held in the Board of Commissioner's Room.

Affordable Broadband Service throughout Manistee County was discussed.

Moved by Lottie, supported by Haik to accept the Manistee County Technology/Information Committee Report of January 15, 2009.

Motion Carried

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AREA AGENCY ON AGING OF NORTHWEST MICHIGAN

Gregory Piaskowski, Executive Director, Area Agency on Aging of Northwest Michigan, appeared before the Board to present the Agency's Annual Report for fiscal year October 1, 2006 through September 30, 2007.

MANISTEE COUNTY ROAD COMMISSION'S ANNUAL REPORT

Gerald Peterson, Manager, Manistee County Road Commission, appeared before the Board to present the Road Commission's Annual Report for fiscal year October 1, 2007 through September 30, 2008. A handout entitled 2008 Fiscal Year Annual Financial Report, Board of County Road Commissioners, Manistee County, Michigan, Year Ended 2008 was presented to the Board. Discussion followed.

RESOLUTION OF REQUEST FOR MARINE HIGHWAY CORRIDOR DESIGNATION

At a regular meeting of the Manistee County Board of Commissioners held in the Manistee County Courthouse & Government Center, 415 Third Street, Manistee, Michigan, on the 20th day of January, 2009.

PRESENT: 7 Haik, Hilliard, Kowalski, Krolczyk, Lottie, O'Shea, Rutske

ABSENT: 0

The following resolution was offered by ___Lottie___ and seconded by ___Rutske___:

TUESDAY, JANUARY 20, 2009

WHEREAS, the Federal Maritime Administration in the U. S. Department of Transportation administers regulations and a program for designating short sea transportation routes as Marine Highway Corridors; and

WHEREAS, a primary purpose of a Marine Highway Corridor is to offer a waterborne alternative to available landside transportation services using documented vessels and providing transportation services for passengers or freight that may reduce congestion on landside infrastructure; and

WHEREAS, the reduction of such congestion may provide such public benefits as congestion relief on roads and railroads, reduced air emissions, reduced energy consumption, infrastructure and construction and maintenance savings, improved safety and enhanced long-term economic viability; and

WHEREAS, designated Marine Highway Corridors may receive support from the U. S. Department of Transportation to achieve the goals of the program; and

WHEREAS, Manistee Lake and Manistee's deep water port are well-recognized as holding immense potential for economic and community development, including significant job creation as reflected in Envision Manistee County, the Alliance for Economic Success strategy, the City of Manistee's Strategic Plan, the Filer Charter Township Strategic Plan and Manistee County's Master Plan; and

WHEREAS, economic development can lead to congestion on roads, bridges, railways and the port of Manistee, requiring increased management and financial commitments for infrastructure, particularly as public and private development pressures increase upon the lands and waters in and around Manistee Lake and through Manistee County along the US-31 Corridor; and

WHEREAS, proactive management of these development pressures may result in energy savings, reduced air emissions, improved public safety, and economic development and jobs; and

WHEREAS, it is in the best long-term interests of Manistee County and fiscal responsibility to explore, consider and develop practical transportation options so that we can anticipate and manage development pressures to improve and enhance our economic well-being as well as our quality of life;

NOW, THEREFORE, BE IT RESOLVED, that the Manistee County Board of Commissioners will sponsor a request to be developed on behalf of the County by the Alliance for Economic Success to the Federal Maritime Administration to designate a Marine Highway Corridor from the Port of Manistee to Manitowoc, Wisconsin, recognizing that such a designation in no way supersedes or replaces local zoning or plans or commits any public or private agency or organization to any future commitments of money, time or resources that are not in the best interests of Manistee County.

Moved by Lottie, supported by Rutske to approve the Resolution of request for a Marine Highway

Corridor Designation.

YEAS:	4	Lottie, O'Shea, Rutske, Haik
NAYS:	3	Hilliard, Kowalski, Krolczyk

Motion Carried

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PHYSICAL RESOURCES COMMITTEE REPORT/JANUARY 16, 2009

Ervin Kowalski presented the Physical Resources Committee Report of January 16, 2009.

PURCHASE JAIL SECURITY SYSTEM

Moved by Rutske, supported by Kowalski to approve that the Jail Security System be purchased from

SimplexGrinnell at a cost of $217,565 and that the Chairman be authorized to sign the contract; and that

the Board of Commissioners grant the Physical Resources Committee the power to act in making a

decision on the purchase of a generator once the bids have been closely reviewed.

YEAS: 7 Kowalski, Krolczyk, Lottie, O'Shea, Rutske, Haik, Hilliard

NAYS: 0

Motion Carried

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MANISTEE COUNTY VEHICLE

Moved by Kowalski, supported by Krolczyk to approve that the 2001 Ford Expedition (VIN #B72614) be sold to Bruce Schimke for $600.

YEAS: 7 Krolczyk, Lottie, O'Shea, Rutske, Haik, Hilliard, Kowalski

NAYS: 0

Motion Carried

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ALCOHOL HIGHWAY SAFETY EDUCATION & VICTIM IMPACT PANEL PROGRAMS

Moved by Kowalski, supported by Haik to approve that Dawn Stefanski of Open Door Assessments LLC and Wanda Joseph and Victim Impact Panels be allowed to use the Commissioners Room for the Alcohol Highway Safety Education and Victim Impact Panel Program, and that the Chair be authorized to sign the room use agreement.

YEAS: 7 Lottie, O'Shea, Rutske, Haik, Hilliard, Kowalski, Krolczyk

NAYS: 0

Motion Carried

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Moved by Rutske, supported by Haik to accept the Physical Resources Committee Report of January 16, 2009.

Motion Carried

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TUESDAY, JANUARY 20, 2009

Adjourn at the Call of the Chair.

_____CLERK