TUESDAY, OCTOBER 27, 2009

Pursuant to law, the Board of Commissioners met on Tuesday, October 27, 2009, at 9:00 a.m. in the Board of Commissioner's Room and were called to order by the Vice Chairperson.

Pledge of Allegiance.

Invocation was given by Ervin Kowalski.

Roll Call was taken by the Clerk and all members reported present except Mr. Hilliard and Mr. O'Shea.

Haik, Kowalski, Krolczyk, Lottie, Rutske

APPROVE MEETING AGENDA

Moved by Lottie, supported by Kowalski to approve the Meeting Agenda.

Motion Carried

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CONSENT AGENDA

Moved by Lottie, supported by Kowalski to approve the Consent Agenda which includes the minutes of the September 15, 2009 Regular Board Meeting and the October 2009 monthly appropriations and fund transfers.

YEAS:	5	Haik, Kowalski, Krolczyk, Lottie, Rutske
NAYS:	0	
ABSENT:	2	Hilliard, O'Shea

Motion Carried

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PUBLIC COMMENT:

Chuck Haemker, Director, Manistee County Library, presented a handout entitled Easement For Overhead Electric Lines. The purpose of the easement is to grant Consumers the right to enter onto Manistee County Property (Manistee County Library property, City of Manistee) to construct, operate, inspect, maintain, replace, improve, remove, and enlarge an overhead electric line on the Easement Area. Discussion followed.

EASEMENT FOR OVERHEAD ELECTRIC LINES

TUESDAY, OCTOBER 27, 2009

Moved by Kowalski, supported by Lottie to approve the document entitled, EASEMENT FOR OVERHEAD ELECTRIC LINES, as amended by the County Prosecuting Attorney, and authorize the Chairperson to sign if the Library Board approves the document at their next meeting.

YEAS:	5	Kowalski, Krolczyk, Lottie, Rutske, Haik
NAYS:	0	
ABSENT:	2	Hilliard, O'Shea

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 September 8, 2009 through October 20, 2009:

General Fund	$263,081.68
District Court Services Fund	834.61
Maintenance of Effort Fund	16,442.23
JAWS of Life Fund	680.11
Bear Lake Improvement Fund	7,210.00
Brownfield Redevelopment-Joslin	63,220.94
Public Improvement Fund	1,400.00
Capital Improvement Fund	6,430.00
Brownfield Site Assessment Grants Fund	6,876.00
Register of Deeds Automation Fund	8,199.47
Health Insurance Fund	262,450.85
Law Enforcement Training Fund	1,600.06
Law Library Fund	1,129.18
Computer Technology Fund	6,083.50
District Court Drug Testing Fund	12.50
MSHDA Home Improvement Grant Fund	16,021.73
EDO CDBG Grant Fund	9,386.78
Community Corrections Fund	517.22
Juvenile Intervention Fund	1,460.70
Child Care Fund	35,169.21
Veteran's Trust Fund	809.09
Airport Fund	44,604.22
Jail Expansion Construction Fund	950.00
County Road Building Debt Fund	38,751.25
Vehicle Fund	7,819.52
Tax Revolving -State Sales Fund	1,578.79
Compensated Services Fund	67,840.12
Total Claimed and allowed October 20, 2009	$870,559.76
Total Payroll for the period 09/08/09 through 10/20/09	$636,065.03

Respectfully Submitted,

TUESDAY, OCTOBER 27, 2009

Ervin Kowalski
Glenn Lottie
Jim Krolczyk

Moved by Kowalski, supported by Lottie to approve the bills and the same be paid in the amount of

$870,559.76.

YEAS: 5 Krolczyk, Lottie, Rutske, Haik, Kowalski

NAYS: 0

ABSENT: 2 Hilliard, O'Shea

Motion Carried

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TREASURER'S REPORT:

Russell Pomeroy, Manistee County Treasurer, presented the Treasurer's Report. The second auction for the 2009 foreclosed properties was held and all four properties were sold. The total proceeds from the two auctions held in July and October is $72,400.00. The proceeds of these sales go into the tax sale fund and are used to pay for a half time position in the Treasurer's Office along with other tax administration expenses such as equipment and supplies. Any excess funds after two years can be transferred to the General Fund.

The second delinquent tax notices for 2008 taxes were sent out on August 31st, 2009. The Treasurer's Office mailed out 1,773 notices which is a 1.1% increase over last year. For the 2007 taxes for which we will be foreclosing on this spring, we still have 414 parcels not paid. That is an 80% increase from last year.

On October 1st, Manistee County became an Opt-In county for the PRE audits. The state did them last year. It is much better for the residents of Manistee County to have the audits done at a local level.

The Treasure's Office will be printing tax bills next month.

The Treasurer is working on finalizing everything for the 08/09 fiscal year to close out the books and get ready for the audit. The audit field work will take place November 9th through November 13th.

YEAR END FINANCIAL STATEMENTS FY 2008/2009

Moved by Rutske, supported by Lottie to give the Ways & Means Committee power to act on the year end

financial statements FY 2008/2009.

YEAS: 5 Lottie, Rutske, Haik, Kowalski, Krolczyk

NAYS: 0

ABSENT: 2 Hilliard, O'Shea

Motion Carried

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AMENDATORY OPERATIONS CONTRACT/MANISTEE COUNTY TRANSPORTATION, INC.

Richard Strevey, General Manager, Manistee County Transportation, Inc., appeared before the Board to request consideration of a resolution which approves the Amendatory Operations Contract commencing October 1, 2009 through September 30, 2010. This is an extension of the operations contract which has

been in existence since the organization was formed.

CONTRACT RESOLUTION

WHEREAS Manistee County Transportation, Inc. does hereby approve the Amendatory Contract and recommends its approval to the Manistee County Board of Commissioners.

BE IT FURTHER RESOLVED that B. Allan O'Shea, Chairperson of the Board of Commissioners, Marilyn Kliber, Clerk of the County of Manistee, Roger Cody, President of the Board of Directors of Manistee County Transportation, Inc. and Richard Strevey, General Manager of Manistee County Transportation, Inc. be authorized to execute this contract for and on behalf of the Manistee County Board of Commissioners and Manistee County Transportation, Inc.

AND WHEREAS, this resolution shall also approve execution of project authorizations for any programs designated by Manistee County Transportation, Inc. and Manistee County and/or Project Authorization for any amount determined by Manistee County Transportation, Inc and Manistee County with the Michigan Department of Transportation which are issued under Master Agreement Number 2007-0250.

THEREFORE, be it resolved that Richard Strevey, General Manager of Manistee County Transportation, Inc. be authorized to enter into and execute on behalf of Manistee County Transportation, Inc and Manistee County all such project authorizations with the Michigan Department of Transportation for passenger transportation related services for the Agreement period.

Moved by Lottie, supported by Rutske to approve the Amendatory Operations Contract for Manistee County Transportation, Inc. from October 1, 2009 through September 30, 2010 by adopting the above Contract Resolution.

YEAS:	5	Rutske, Haik, Kowalski, Krolczyk, Lottie
NAYS:	0	
ABSENT:	2	Hilliard, O'Shea

Motion Carried

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Moved by Kowalski, supported by Lottie to table the request that the Board recommend one (1) individual to serve on the MCTI Board of Directors for a three (3) year term from December 10, 2009 through December 9, 2012. The recommendation will be considered at the November Board Meeting on November 17th, 2009.

Motion Carried

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WAYS & MEANS COMMITTEE REPORT/OCTOBER 20TH, 2009

TUESDAY, OCTOBER 27, 2009

Ervin Kowalski presented the Ways & Means Committee Report of October 20th, 2009.

SNOW PLOWING 2009/2010 WINTER SEASON

Moved by Kowalski, supported by Krolczyk to accept the bid of Forbes Sanitation & Excavation, Inc. to provide snow plowing for the County Courthouse parking lot and accept the bid of G.O. Lawn Care Services to provide snow plowing for the Sheriff's Department parking lot for the 2009/10 winter season.

YEAS:	5	Haik, Kowalski, Krolczyk, Lottie, Rutske
NAYS:	0	
ABSENT:	2	Hilliard, O'Shea

Motion Carried

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FY 2010 JUVENILE ACCOUNTABILITY BLOCK GRANT

Moved by Rutske, supported by Kowalski to approve that the County Board of Commissioners authorize the Director of Youth Services to submit the FY 2010 Juvenile Accountability Block Grant to the State of Michigan.

YEAS:	5	Kowalski, Krolczyk, Lottie, Rutske, Haik
NAYS:	0	
ABSENT:	2	Hilliard, O'Shea

Motion Carried

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TRANSFER FUNDS/VICTIM SERVICES UNIT

TUESDAY, OCTOBER 27, 2009

Moved by Kowalski, supported by Lottie to approve transferring $1,000 from the Sheriff's Contingency Surplus Fund #216 000 380.013 to Trust and Agency Account #701 000 246.000 "Victim Services Unit".

YEAS:	5	Krolczyk, Lottie, Rutske, Haik, Kowalski
NAYS:	0	
ABSENT:	2	Hilliard, O'Shea

Motion Carried

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FAIR BOARD PURCHASE PROPERTY

Moved by Lottie, supported by Kowalski to approve that the County Board of Commissioners authorize the Fair Board's request for the County to purchase from Onekama Marine 4 lots (lots 38, 39, 40, 41) located in Section 36 of the D. Hugh Kenny Subdivision in Onekama Township for the terms as negotiated by the Fair Board, using the $50,000 previously appropriated to the Fair Board for property acquisition.

YEAS:	5	Lottie, Rutske, Haik, Kowalski, Krolczyk
NAYS:	0	
ABSENT:	2	Hilliard, O'Shea

Motion Carried

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Moved by Rutske, supported by Kowalski to approve that the remaining funds in the Fair Board property acquisition account will be placed in the Fair Board general fund.

YEAS:	5	Rutske, Haik, Kowalski, Krolczyk, Lottie
NAYS:	0	
ABSENT:	2	Hilliard, O'Shea

Motion Carried

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NORTHWEST MICHIGAN COUNCIL OF GOVERNMENTS AND HUMAN SERVICES COLLABORATIVE BODY APPROPRIATIONS FY 2009/10

Moved by Lottie, supported by Kowalski to approve the FY 2009/10 $4,174 appropriation to the

Northwest Michigan Council of Governments and the $2,500 appropriation to the Human Services Collaborative Body.

YEAS:	5	Haik, Kowalski, Krolczyk, Lottie, Rutske
NAYS:	0	
ABSENT:	2	Hilliard, O'Shea

Motion Carried

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PAYMENT UNUSED ACCUMULATED VACATION & PERSONAL HOURS

Moved by Kowalski, supported by Lottie to approve the payment of unused accumulated vacation and personal hours to Clifford Porterfield in the amount of $734.80.

YEAS:	5	Kowalski, Krolczyk, Lottie, Rutske, Haik
NAYS:	0	
ABSENT:	2	Hilliard, O'Shea

Motion Carried

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PAYMENT NORTHERN MICHIGAN SUBSTANCE ABUSE SERVICES, INC. FY 2008/09

Moved by Kowalski, supported by Rutske to approve the payment of $25,444 from the FY 2008/09 budget to Northern Michigan Substance Abuse Services, Inc., which is the designated regional substance abuse coordinating agency serving Manistee County.

YEAS:	5	Krolczyk, Lottie, Rutske, Haik, Kowalski
NAYS:	0	
ABSENT:	2	Hilliard, O'Shea

Motion Carried

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CORRESPONDENCE/GREAT LAKES RENEWABLE ENERGY ASSOCIATION

Moved by Krolczyk, supported by Lottie to approve the correspondence drafted by the County

Controller/Administrator to the Great Lakes Renewable Energy Association, requesting its audited financial statements for the past and most recent Energy Fairs and the correspondence is to be signed by each of the County Commissioners.

Motion Carried

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APPORTIONMENT REPORT FOR 2009

Kendra Rohdy, Equalization Director, appeared before the Board to present the 2009 Apportionment Report. A copy of the 2009 Apportionment Report was presented to the Commissioners. Discussion followed.

Moved by Lottie, supported by Kowalski to approve the Manistee County 2009 Apportionment Report as prepared and presented by the Equalization Department, and that the millage rates within the report be ordered levied on the taxable value of the respective taxing jurisdictions.

YEAS:	5	Lottie, Rutske, Haik, Kowalski, Krolczyk
NAYS:	0	
ABSENT:	2	Hilliard, O'Shea

Motion Carried

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Moved by Kowalski, supported by Rutske to accept the Ways and Means Committee Report of October 20, 2009.

Motion Carried

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BOARD OF CANVASSERS APPOINTMENTS

TUESDAY, OCTOBER 27, 2009

Two (2) individuals, one (1) Democrat and one (1) Republican, will be considered for a four (4) year term on the Manistee County Board of Canvassers beginning November 1, 2009 and expiring October 31, 2013.

VOTE: REPUBLICAN PARTY APPOINTMENT

Pat Kamaloski	4	Karen Carlson	0	Kristine Philpot	1

DEMOCRATIC PARTY APPOINTMENT

Jennifer L. Tetzlaff	4	Lynda A. Vidas	1	Nancy Adamski	0

Pat Kamaloski was appointed to the Board of Canvassers for a four (4) year term of office beginning November 1, 2009 and ending on October 31, 2013. Pat was an applicant for the Republican Party.

Jennifer L. Tetzlaff was appointed to the Board of Canvassers for a four (4) year term of office beginning November 1, 2009 and ending on October 31, 2013. Jennifer was an applicant for the Democratic Party.

POLICY COMMITTEE REPORT/OCTOBER 2, 2009

Carl Rutske presented the Policy Committee Report of October 2, 2009.

MANISTEE COUNTY RECOGNITION BANQUET

Moved by Rutske, supported by Kowalski to approve that because of the serious budget constraints faced by the County, the 2009 Employee Recognition Banquet take place on the same day as the December County Board Meeting (Tuesday, December 15, 2009) at the First Congregational Church with the Board supplying pizza and beverages for the same and that the lunch hour be extended by one-half hour that day, or from 12:00 Noon to 1:30 P.M.

YEAS:	5	Rutske, Haik, Kowalski, Krolczyk, Lottie
NAYS:	0	
ABSENT:	2	Hilliard, O'Shea

Motion Carried

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EDUCATION EXPENSES/JULIE MODJESKI

Moved by Rutske, supported by Kowalski to approve to reimburse Julie Modjeski for up to $4,120.00 for

the July 2009 term 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:	5	Haik, Kowalski, Krolczyk, Lottie, Rutske
NAYS:	0	
ABSENT:	2	Hilliard, O'Shea

Motion Carried

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Moved by Rutske, supported by Lottie to approve to reimburse Julie Modjeski for up to $3,630.00 for the May 2009 term 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:	5	Kowalski, Krolczyk, Lottie, Rutske, Haik
NAYS:	0	
ABSENT:	2	Hilliard, O'Shea

Motion Carried

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Moved by Lottie, supported by Kowalski to accept the Policy Committee Report of October 2, 2009.

Motion Carried

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LITTLE RIVER BAND OF OTTAWA INDIANS PRESENT BOOK ON TRIBAL HISTORY ENTITLED "OUR PEOPLE, OUR JOURNEY"

Jay Sam, Tribal Historical Department Director and Glenn Zaring, Director of the Office of Public Affairs for the Little River Band of Ottawa Indians appeared before the Board to present each County Commissioner with a hard copy of a recently published book on tribal history entitled "Our People, Our Journey".

PERSONNEL COMMITTEE REPORT/OCTOBER 13, 2009

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

TUESDAY, OCTOBER 27, 2009

SHERIFF ADMINISTRATION STAFF/ADDITIONAL VACATION DAYS

Moved by Rutske, supported by Lottie to approve that the Sheriff administration staff receive additional vacation days the same as the POLC Union staff.

YEAS:	5	Krolczyk, Lottie, Rutske, Haik, Kowalski
NAYS:	0	
ABSENT:	2	Hilliard, O'Shea

Motion Carried

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MERS APPLICATION/ADDITIONAL CREDITED SERVICE

Moved by Rutske, supported by Lottie to approve the MERS Application for additional credited service for Marcia Bond, Administrative Support Supervisor, with the understanding that there is no cost to the County for the same.

Motion Carried

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

Motion Carried

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PUBLIC SAFETY COMMITTEE REPORT/OCTOBER 2, 2009

Ed Haik presented the Public Safety Committee Report of October 2, 2009.

STUDY SESSION/SPECIAL MEETING

Moved by Rutske, supported by Kowalski to approve that a Board Study Session be scheduled for the

purpose of discussing proposed Capital Improvement Projects at the jail. It will be held on Tuesday, December 1, 2009 at 10:00 a.m. at the jail. A Special Meeting is scheduled for Tuesday, December 1, 2009 at 1:30 p.m. in the Board of Commissioner's Room for the purpose of considering bids for the P.A. 69 recycling service in Townships that have agreed to participate in the program.

Motion Carried

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Moved by Kowalski, supported by Lottie to accept the Public Safety Committee Report of October 2, 2009.

Motion Carried

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GREEN TEAM/RECYCLING COMMITTEE REPORT/OCTOBER 2, 2009

Carl Rutske presented the Green Team/Recycling Committee Report of October 2, 2009.

No Action Items.

Items Not Requiring Board Action:

1. Manistee County has signed up for EPA Region 5's Community Climate Change Initiative.
2. Manistee County participated in NACo's National County Government Week.
3. H1N1 vaccinations will be available for first responders at the end of the month.
4. Courthouse Security project discussed.
5. New generator at the Jail is working fine.

Moved by Lottie, supported by Kowalski to accept the Green Team/Recycling Committee Report of October 2, 2009.

Motion Carried

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MANISTEE COUNTY TECHNOLOGY/INFORMATION COMMITTEE REPORT

OCTOBER 22, 2009

Glenn Lottie presented the Manistee County Technology Committee Report of October 22, 2009.

PURCHASE DISTRICT COURT COMPUTER

Moved by Lottie, supported by Rutske to approve that the 85th District Court purchase a computer to

operate the digital court recording equipment in District Court courtroom, to be paid from the District Court's FY 2009/10 budget.

YEAS:	5	Lottie, Rutske, Haik, Kowalski, Krolczyk
NAYS:	0	
ABSENT:	2	Hilliard, O'Shea

Motion Carried

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PURCHASE 20 COMPUTERS

Moved by Lottie, supported by Kowalski to accept Quote #508960625 to purchase twenty (20) computers from Dell for a total purchase price of $18,576 (with free shipping), to be paid from the Technology Fund.

YEAS:	5	Rutske, Haik, Kowalski, Krolczyk, Lottie
NAYS:	0	
ABSENT:	2	Hilliard, O'Shea

Motion Carried

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PURCHASE PROCESS SERVER AND TWO DATA STORAGE SERVERS

Moved by Lottie, supported by Rutske to approve the purchase of a processing server from Super Micro at a cost of approximately $3,500 (initial quote was for $3,400), and to purchase two (2) data storage servers from Super Micro at a cost of approximately $3,980 each or $7,960 for two (2) contingent upon the funds being budgeted in the Technology Fund for FY 2009/10.

YEAS:	5	Haik, Kowalski, Krolczyk, Lottie, Rutske
NAYS:	0	
ABSENT:	2	Hilliard, O'Shea

Motion Carried

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PURCHASE ACCUCOMP SERVICES & SOFTWARE AND

A SERVER & HARDWARE FROM CDW-G

TUESDAY, OCTOBER 27, 2009

Moved by Lottie, supported by Kowalski to accept the quote from Accucomp Computers of $6,975 for services and software and authorize the purchase of the server/hardware from CDW-G to run the Accucomp software at a cost not to exceed $1,121.17, to be paid from the Technology Fund.

YEAS:	5	Kowalski, Krolczyk, Lottie, Rutske, Haik
NAYS:	0	
ABSENT:	2	Hilliard, O'Shea

Motion Carried

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EXTEND WARRANTIES/COMPUTERS

Moved by Lottie, supported by Rutske to accept the quote from Dell for $687.80 to extend the warranties on a computer in the 85th District Court and a server in the data center, to be paid from the Technology Fund.

YEAS:	5	Krolczyk, Lottie, Rutske, Haik, Kowalski
NAYS:	0	
ABSENT:	2	Hilliard, O'Shea

Motion Carried

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Moved by Lottie, supported by Kowalski to accept the Manistee County Technology/Information Committee Report of October 22, 2009.

Motion Carried

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ENERGY EFFICIENCY FOR LOCAL GOVERNMENTS

TUESDAY, OCTOBER 27, 2009

Matt McCauley, Director of Regional Planning and Community Development for the Northwest Michigan Council of Governments, appeared before the Board to present a Renewables and Energy Efficiency Grant received by NWMCOG on behalf of the ten county region. The grant provides Manistee County with up to $8,000 for an energy audit or equivalent service, plus up to $40,000 for energy equipment and services. A proposed resolution was also presented to the Board which outlines the County Board's commitment to the program. Discussion followed.

RESOLUTION OF AGREEMENT FOR THE
RENEWABLES AND ENERGY EFFICIENCY FOR
LOCAL GOVERNMENTS PROGRAM

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 27th day of October, 2009.

PRESENT: 5 Haik, Kowalski, Krolczyk, Lottie, Rutske

ABSENT: 2 Hilliard, O'Shea

The following resolution was offered by Kowalski and seconded by Rutske:

WHEREAS, Manistee County is committed to pursuing greater energy cost savings through energy efficiency improvements; and

WHEREAS, Manistee County is a named beneficiary in a grant awarded by the Michigan Public Service Commission, effective October 1, 2009 through September 30, 2011, to implement the Renewables and Energy Efficiency for Local Governments Program to assist in the procurement and finance of energy audits, equipment and services for renewable energy and energy efficient systems at local government facilities; and

WHEREAS, the Renewables and Energy Efficiency for Local Governments Program will make available up to $8,000 for an energy audit or equivalent service and up to $40,000 for procurement of energy equipment and services for renewable energy and energy efficiency systems at Manistee County facilities;

NOW, THEREFORE, BE IT RESOLVED, that Manistee County agrees to appoint a volunteer Green Energy Team of a least five members to work with the Board to gather data on energy use, set goals, develop an action plan for making energy improvements, communicate results to the Board and public, participates in an energy audit or equivalent service at a value of up to $8,000 and procure equipment and services at a value of up to $40,000; agrees to authorize one member of the Green Energy Team to act as a point of contact for issues of general administration to the Renewables and Energy Efficiency for Local Governments Program; and agrees to establish an energy savings account where half of utility bill savings can be deposited and designated for future energy investments.

Moved by Kowalski, supported by Rutske to adopt the Resolution of agreement for the renewables and energy efficiency for local governments program.

TUESDAY, OCTOBER 27, 2009

YEAS:	5	Lottie, Rutske, Haik, Kowalski, Krolczyk
NAYS:	0	
ABSENT:	2	Hilliard, O'Shea

Motion Carried

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AREA AGENCY ON AGING OF NORTHWEST MICHIGAN

ANNUAL REPORT FISCAL YEAR 2008

Gregory E. Piaskowski, Executive Director of the Area Agency on Aging of Northwest Michigan, appeared before the Board to present the Agency's Annual Report for Fiscal Year October 1, 2007 through September 30, 2008. Handouts entitled Area Agency on Aging of Northwest Michigan Annual Report Fiscal Year 2008, Area Agency on Aging of Northwest Michigan Funding Report FY 2008 Manistee County, and Snowbirds, Michigan Needs You to be Counted as a Michigander for the 2010 Census were presented to the Board. Discussion followed.

PA 69 RECYCLING INTERLOCAL AGREEMENT/FILER TOWNSHIP

Moved by Rutske, supported by Lottie to approve the PA 69 Recycling Interlocal Agreement for Filer Township as presented to the Board.

Motion Carried

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REQUEST FOR PROPOSALS/RECYCLING DROP-OFF SERVICES

Mary Pitcher, Recycling Coordinator, Alliance for Economic Success, appeared before the board and presented a handout entitled, REQUEST FOR PROPOSALS, RECYCLING DROP-OFF SERVICES, issued by Manistee County and the Alliance for Economic Success. Discussion followed.

Adjourn at the Call of the Chair.

_____CLERK