

1. A Regular Meeting of the Monroe County Board of Commissioners was held in the City of Monroe on Tuesday, October 25, 2011, the meeting was called to order by Chairman Frederick at 7:00 p.m. Roll call by Clerk as follows:

PRESENT

David Hoffman  
Stephen Bell  
Daniel Donahue  
William Sisk

Jerry Oley  
Mary O'Neill  
Jason Sheppard  
LaMar Frederick

ABSENT

Henry Lievens  
(excused)

A quorum being present, the Board proceeded to transact business.

2. Commissioner David C. Hoffman led the Pledge of Allegiance.
3. Vickie Koczman, Deputy Clerk, Monroe County Board of Commissioners led the Opening Prayer.
4. Motion by Commissioner Bell to approve the Agenda for the Tuesday, October 25, 2011, Regular Meeting as presented. Supported by Commissioner Hoffman. Roll call by Clerk as follows:

AYES

David Hoffman  
Stephen Bell  
Daniel Donahue  
William Sisk

NAY

Jerry Oley  
Mary O'Neill  
Jason Sheppard  
LaMar Frederick

ABSENT

Henry Lievens  
(excused)

Motion carried.

5. Motion by Vice-Chairman Sisk to approve the Minutes for the Tuesday, October 11, 2011, Regular Meeting and waive the reading of the minutes. Supported by Commissioner O'Neill.

Motion carried.

6. The following items were listed under Consent Agenda:

A. Finance Committee Report (10/11/11)

1. The Finance Committee recommends to the full board to tentatively approve the Agreement between the Monroe County Health Department and Michigan Community Dental Clinics, Inc., to expand the Health Department's dental services for Medicaid eligible children and adults subject to Legal Counsel's review.

B. Finance Committee Report (10/25/11)

1. The Finance Committee recommends to the full board to approve the 10/26/11 Accounts Payable Current Claims Report in the amount of \$464,119.08.
2. The Finance Committee recommends to the full board to adopt the 2011 Apportionment Report based on the 2011 taxable value of \$5,690,411,236 and the 2011 grand levy of \$205,676,808.25.

C. Approval of Non-Claims Against the County:

1. Check Register dated 10/14/11 in the amount of \$8,554,090.11.
2. Check Register dated 10/21/11 in the amount of \$713,537.64.

Motion by Commissioner Bell to approve the Consent Agenda as presented. Supported by Commissioner Sheppard. Roll call by Clerk as follows:

AYES

NAY

ABSENT

David Hoffman  
Stephen Bell  
Daniel Donahue  
William Sisk

Jerry Oley  
Mary O'Neill  
Jason Sheppard  
LaMar Frederick

Henry Lievens  
(excused)

Motion carried.

- 7. Consideration of accepting the Monroe County Historical Society's proposal to transfer the entire contents, control and operations of the existing Monroe County Historical Museum Gift Shop to the County of Monroe, free of charge and consideration with an estimated value of the gift shop contents is in excess of \$30,000.

Chairman Frederick suggested accepting the Monroe County Historical Society's proposal and noted if the Board opts to accept their proposal, he will send them a letter stating same.

Motion by Vice-Chairman Sisk to accept the Monroe County Historical Society's proposal to transfer the entire contents, control and operations of the existing Monroe County Historical Museum Gift Shop to the County of Monroe, free of charge and consideration with an estimated value of the gift shop contents is in excess of \$30,000. Supported by Commissioner Hoffman. Roll call by Clerk as follows:

AYES

NAY

ABSENT

David Hoffman  
Stephen Bell  
Daniel Donahue  
William Sisk

Jerry Oley  
Mary O'Neill  
Jason Sheppard  
LaMar Frederick

Henry Lievens  
(excused)

Motion carried.

- 8. Consideration of approving proposed amendments to County Policy 411 – Health Care Benefits effective January 1, 2012.

Motion by Commissioner Donahue to approve proposed amendments to County Policy 411 – Health Care Benefits effective January 1, 2012. Supported by Commissioner Bell. Roll call by Clerk as follows:

AYES

NAY

ABSENT

David Hoffman  
Stephen Bell  
Daniel Donahue  
William Sisk

Jerry Oley  
Mary O'Neill  
Jason Sheppard  
LaMar Frederick

Henry Lievens  
(excused)

Motion carried.

- 9. Consideration of approving proposed amendments to County Policy 442 – Retiree Health Care Plan and Retiree Health Care Fund effective January 1, 2012.

Motion by Commissioner Sheppard to approve proposed amendments to County Policy 442 – Retiree Health Care Plan and Retiree Health Care Fund effective January 1, 2012. Supported by Commissioner Hoffman. Roll call by Clerk as follows:

AYES

NAY

ABSENT

David Hoffman  
Stephen Bell  
Daniel Donahue  
William Sisk

Jerry Oley  
Mary O'Neill  
Jason Sheppard  
LaMar Frederick

Henry Lievens  
(excused)

Motion carried.

10. Discussion of establishing a process for citizens to address the Board during Citizens Time.

Chairman Frederick suggested members remit their proposals and noted Citizens Time is not the time for debate and if the process is amended, the rules would be posted outside the Board's meeting rooms.

Chairman Frederick suggested proposed changes be remitted by the last week of November.

Commissioner Oley suggested having two Citizen's Time. He stated citizens have the right to say their peace.

11. Discussion of appeal of the abused animal case.

Chairman Frederick reported the Prosecutor's Office will no longer prosecute the case and Lennard, Graham & Goldsmith were asked to step in and prosecute the case further for a cost of \$4,000 - \$15,000.

Commissioner Oley stated the disposition is clear, he is not willing to spend taxpayer money to move forward and the animals should be released to someone that is willing to take care of them.

Chairman Frederick noted the Board needs to decide whether or not to send its legal counsel into the "fray"; it's ultimately the Sheriff's decision to move forward and if he is interested in moving forward with the case, funds would be appropriated from the Sheriff's Office budget.

Commissioner Donahue questioned the liability to the county should the animals be released to those that want them.

Thomas Graham, Lennard, Graham & Goldsmith stated to appeal or not to appeal is the Sheriff's decision and if no further action is taken, there is not much liability to the county.

Commissioner Donahue questioned the timeline for someone to pick up the dogs.

Mr. Graham noted first there needs to be an order entered would could take 1-2 weeks and the appeal process could take approximately 21 days.

Commissioner Donahue suggested the animal groups consider adopting other animals that are at Animal Control.

Commissioner Sheppard stated he does not want to see any more money spent on the case and if the Sheriff wants to appeal the case, the money should come out of the Sheriff's budget.

Commissioner O'Neill stated she does not want to see any more taxpayers money spent on the case and suggested the case run its course.

Motion by Commissioner Oley to not involve legal counsel in the animal abuse appeal case and if the Sheriff opts to appeal the case, legal funds shall be appropriated from the Sheriff's Office budget. Supported by Commissioner O'Neill. Roll call by Clerk as follows:

AYES

NAY

ABSENT

David Hoffman  
Stephen Bell  
Daniel Donahue  
William Sisk

Jerry Oley  
Mary O'Neill  
Jason Sheppard  
LaMar Frederick

Henry Lievens  
(excused)

Motion carried.

12. Old Business –

- A. Proposed changes to the Solid Waste Hauler Licensing and Waste Generator Fee Ordinance and Solid Waste Funding Resolution – referred to Physical Resources Committee.
- B. Electronic monitoring and video arraignment program – referred to Judiciary, Law Enforcement & Public Safety Committee. Staff met with Sheriff Crutchfield and Chief Judges and they are in support and interested in video arraignment. Judge Vitale was invited to give an updated report on the pilot video courtroom program in December of 2011.
- C. Employee cell phone and social internet usage – referred to staff; October 25, 2011.

Royce Maniko, Administrator/Chief Financial Officer distributed a draft copy of County Policy 429 - Electronic Communications and noted the policy will be placed on the next Regular Board agenda for consideration.

- D. Consideration of amending Section 14 of County Policy 448 – Courthouse Facility Security Screening to include the Prosecuting Attorneys and Board of Commissioners – referred to Judiciary, Law Enforcement & Public Safety Committee. Meeting scheduled for November 9, 2011.
- E. Historical Museum – 2012 operation options – millage proposal
- F. Proposed MSU Extension Memorandum of Agreement and outcome of retaining Agriculture and Natural Resources Educator position. – December 13, 2011. Board opted to have administrative staff negotiate with Mr. Ned Burkey and bring back their recommendations.

Chairman Frederick stated Mr. Burkey will no longer be employed after November 1<sup>st</sup> and Mr. Burkey has suggested he perform his current job as an independent contractor, an LLC and requested he be reimbursed for his services in the amount of \$30,000 for his wages and another \$3,000 for travel time in 2012; he would work out of his home.

Vice-Chairman Sisk stated the farming community asks little from the Board and Mr. Burkey has an impact on the farming community.

Motion by Vice-Chairman Sisk to approve Mr. Burkey partnering with Monroe County and the farming community as an independent contractor effective January 31, 2012 through December 31, 2012 not to exceed \$30,000 for his wages and \$3,000 for his travel allowance. Supported by Commissioner Bell.

Commissioner Oley questioned how Mr. Burkey will account for his expenditures.

Chairman Frederick stated the contract will be brought back to the Board for final approval and the contract will address the accountability process.

Roll call by Clerk as follows:

AYES	NAY	ABSENT
David Hoffman	Jerry Oley	Henry Lievens
Stephen Bell	Mary O’Neill	(excused)
Daniel Donahue	Jason Sheppard	
William Sisk	LaMar Frederick	

Motion carried.

- G. Retiree Health Care Plan/Trust - Dykema Gossett preparing revision for the Board to consider at a future meeting.

Chairman Frederick stated the documents will be delivered to the Board next week and discussed in November.

13. Chairman Frederick noted a problem has arisen with the Health Department Dental Clinic proposal; it was Michigan Community Dental Clinics, Inc., understanding that the County would appropriate funds for the clinic. He also noted if they should decide to vacate the building, the County would be left with a problem.

14. Citizens Time –

Trina Stillwagon, Monroe County SPCA stated the animal case is a placement issue, asked the Board to promote moving the case along and noted she is interested in all animals and being banned from the Animal Control facility.

Ned Burkey, Ida Township thanked the Board for their support and his current job description focusing on natural resources.

Dorothy Navarre, Bates Lane spoke regarding having citizens time at the beginning and end of the agenda when she was a commissioner and the importance of giving citizens an opportunity to speak during the discussion of an agenda item.

Joanne Dixon, Garden City offered her services to the county.

Jon Soboda thanked the Board and noted the animal abuse case has been going on too long.

15. Administrator's Report –

Royce Maniko, Administrator/Chief Financial Officer reported the following:

The Thursday, October 27, 2011, budget workshop is cancelled and a Special Finance Committee meeting has been scheduled for Tuesday, November 1, 2011, at 6:00. He noted the Board will not meet on Tuesday, November 8<sup>th</sup>, but will meet on Tuesday, November 15, 2011, where a public hearing will be held prior to adopting the 2012 budget.

16. Members Time –

Commissioner O'Neill thanked Commissioner Bell for hosting a meeting to discuss the Road Commission and distributing surveys to municipalities.

Commissioner Hoffman requested a Lantern Tour revenue report.

17. Motion by Commissioner Sheppard to adjourn. Supported by Commissioner Hoffman.

Motion carried.

18. The meeting was adjourned at 7:49 p.m.



R. LaMar Frederick, Chairman



Sharon D. Lemasters, Monroe County Clerk