

Kalkaska County Board of Commissioners  
Regular Monthly Meeting  
December 14, 2011  
(UNAPPROVED)

Meeting called to order by Chair Michael Cox at 4:00 PM, Circuit Court Room, Kalkaska County Governmental Center. Roll call of Commissioners: Present-Michael Cox, Tony Martini, Stuart McKinnon, David Ritter, Carroll Sexton and Craig Wood. Absent-Debra Kimball.

Pledge of Allegiance given by all. Invocation by Pastor Bob Saxton, Wilderness Christian Assembly.

**Call for Conflict:** None.

**Approval of Agenda:**

Chair advised of inquiries regarding attorney proposals and insurance bids, resolution from County Road Commission for review regarding disbanding road commissions, POAM pending and 80/20 medical for review. **Motion** by McKinnon to approve agenda with addition of aforementioned items. Supported by Sexton. 6 yeas. 0 nays. 1 absent. **Carried.**

**Approval of Minutes:**

**Motion** by McKinnon to approve Regular Meeting Minutes of 11-9-2011. Supported by Wood. 6 yeas. 0 nays. 1 absent. **Carried.** **Motion** by Sexton to approve Resumption Meeting Minutes of 11-9-2011 (11-21-2011). Supported by McKinnon. 6 yeas. 0 nays. 1 absent. **Carried.** **Motion** by McKinnon to approve Resumption Meeting Minutes of 11-9-2011 (12-2-2011). Supported by Sexton. 6 yeas. 0 nays. 1 absent. **Carried.**

**Public Input:**

Diane Britton, Kalkaska Horse Project: Provided Board with 2011 End of Year Report and check for \$487.79 per annual Agreement. Agreement for 2012 presented for approval. **Motion** by Wood to approve 2012 Letter of Agreement with Kalkaska Parks and Recreation and Kalkaska Horse Project. Supported by McKinnon. 6 yeas. 0 nays. 1 absent. **Carried.**

Pat Whiteford: Addressed Board regarding concerns should Board impose the 80/20 health care expense for employees.

Marsha Cole: Addressed Board with continued harassment concerns of Maple Valley property owners in Coldsprings Township, police reports are not conclusive and concern that law enforcement is not assisting.

Marlene Drys: Inquired as to Sheriff advising that family members would not be granted PPO's.

Daryl Drys: Reported letter regarding harassment complaints Board previously agreed to send him was not received. (Board advised they would follow up.)

**Public Input Con't:**

Bonnie Gaylord: Advised Board of concern with accuracy of Axe report relative to patrol mileage, accident statistics and law enforcement calls.

Doug Koronka: Addressed Board of impact and hardship of 80/20 health care for county employees, requesting Board consider other options as other counties have.

Robert Dryden: Reserved time.

Renee Morrison: Addressed Board regarding concern for employee's income and hardship of 80/20 health care option.

Kirk Metzger: Addressed Board requesting consideration for government employee's and necessity of government functions, that county staff has made prior sacrifices.

Robert Dryden: Addressed Board of concern that other entities have faced same hardships with decreased benefits.

David Suhy: Addressed Board of his concern that he will need to look elsewhere for employment given wages and burden of 80/20 medical if implemented.

Harry Shipp: Addressed Board of concern for hardship on employees if 80/20 health care implemented, past sacrifices made that this Board may not be familiar with.

**Appointments:**

Sheriff Dave Israel: Inquired of any concerns with December report (copy filed with Clerk). Requested approval of Community Corrections Contract which provides funding for programs. **Motion** by Sexton to approve Community Corrections Contract. Supported by McKinnon. Roll call vote: Sexton, yes; McKinnon, yes; Martini, yes; Ritter, yes; Wood, yes; Cox, yes. Kimball, absent. 6 yeas. 0 nays. 1 absent. **Carried.** Sheriff addressed the sad passing of employee Dwayne Johnston. **Motion** by McKinnon to lift hiring freeze for replacement of work crew supervisor employee. Supported by Wood. 6 yeas. 0 nays. 1 absent. **Carried.**

County Treasurer Gwen Gehrcke: Reported on County investments (copy filed with Clerk), requested approval of Resolution to borrow against delinquent taxes. **Motion** by McKinnon to approve Resolution 2011-08, To Borrow Against Anticipated Delinquent 2011 Real Property Taxes. Supported by Martini. Discussion. Roll call vote: McKinnon, yes; Martini, yes; Ritter, yes; Sexton, yes; Wood, yes; Cox, yes, Kimball, absent. 6 yeas. 0 nays. 1 absent. **Carried.**

**RESOLUTION TO BORROW AGAINST ANTICIPATED DELINQUENT  
2011 REAL PROPERTY TAXES  
KALKASKA COUNTY BOARD OF COMMISSIONERS  
RESOLUTION NUMBER; 2011-08  
DECEMBER 14<sup>TH</sup>, 2011**

At a regular meeting of the Kalkaska County Board of Commissioners for Kalkaska County, Kalkaska, Michigan, held in the County Governmental Building located at 605 N. Birch Street, Kalkaska, Michigan on the 14th day of December, 2011:

Present: Craig Wood, Stuart McKinnon, Antonio Martini, Carroll Sexton, David Ritter, Michael Cox  
Absent: Debra Kimball

The following was offered by Stuart McKinnon and supported by Antonio Martini.

**WHEREAS**, the Board of Commissioners of the County of Kalkaska (the "County") has heretofore adopted a resolution establishing the Kalkaska County Delinquent Tax Revolving Fund (the "Fund") pursuant to Section 87b of Act No. 206, Public Acts of Michigan, 1893, as amended ("Act 206"); and

**WHEREAS**, the purpose of the Fund is to allow the Kalkaska County Treasurer (the "County Treasurer") to pay from the Fund any or all delinquent real property taxes that are due and payable to the County and any school district, intermediate school district, community college district, city, township, special assessment district, the State of Michigan or any other political unit for which delinquent tax payments are due; and

**WHEREAS**, it is hereby determined to be necessary for the County to borrow money and issue its notes for the purposes authorized by Act 206, particularly Sections 87c, 87d and 87g thereof; and

**WHEREAS**, it is estimated that the total amount of unpaid 2011 delinquent real property taxes (the "delinquent taxes") outstanding on March 1, 2012, will be approximately \$\_\_\_\_\_, exclusive of interest, fees and penalties.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the County of Kalkaska, State of Michigan, as follows:

Authorization of Borrowing

1. Pursuant to and in accordance with the provisions of Act 206, Public Acts of Michigan, 1893, as amended, and especially Sections 87c, 87d and 87g thereof, the County shall borrow the sum of not to exceed Two Million Five Hundred Thousand Dollars (\$2,500,000.00) and issue its notes (the "notes") therefore for the purpose of continuing the Fund for the 2011 tax year. The exact amount to be borrowed shall not exceed the amount of delinquent taxes outstanding on March 1, 2012, exclusive of interest, fees and penalties. The County Treasurer shall designate the exact amount to be borrowed after

the amount of the 2011 delinquent taxes outstanding on March 1, 2012, or the portion of the 2011 delinquent taxes against which the County shall borrow, has been determined.

#### Note Details

2. Pursuant to provisions of applicable law and an order of the County Treasurer, which order is hereby authorized, the notes may be issued in one or more series; shall be known as "General Obligation Limited Tax Notes, Series 2012" with a letter designation added thereto if the notes are issued in more than one series; shall be in fully registered form in denominations not exceeding the aggregate principal amounts for each maturity of the notes; shall be sold for not less than 98% of the face amount of the notes; shall bear interest at fixed or variable rates not to exceed the maximum interest rate permitted by applicable law; shall be dated, payable as to interest and in principal amounts, be subject to redemption in whole or in part prior to maturity, including any redemption premiums, and be subject to renewal, at such times and in such amounts, all as shall be designated in the order of the County Treasurer. Notes or portions of notes called for redemption shall not bear interest after the redemption date, provided funds are on hand with the note registrar and paying agent to redeem the same. Notice of redemption shall be given in the manner prescribed by the County Treasurer, including the number of days' notice of redemption and whether such notice shall be written or published, or both. If any notes of any series are to bear interest at a variable rate or rates, the County Treasurer is hereby further authorized to establish by order, and in accordance with law, a means by which interest on such notes may be set, reset or calculated prior to maturity, provided that such rate or rates shall at no time be in excess of the maximum interest rate permitted by applicable law. Such rates may be established by reference to the minimum rate that would be necessary to sell the notes at par; by a formula that is determined with respect to an index or indices of municipal obligations, reported prices or yields on obligations of the United States or the prime rate or rates of a bank or banks selected by the County Treasurer; or by any other method selected by the County Treasurer, or by such other method as determined by the County Treasurer.

#### Payment of Principal and Interest

3. The principal of and interest on the notes shall be payable in lawful money of the United States from such funds and accounts as provided herein. Principal shall be payable upon presentation and surrender of the notes to the note registrar and paying agent when and as the same shall become due, whether at maturity or earlier redemption. Interest shall be paid to the owner shown as the registered owner on the registration books at the close of business on such date prior to the date such interest payment is due, as is provided in the order of the County Treasurer. Interest on the notes shall be paid when due by check or draft drawn upon and mailed by the note registrar and paying agent to the registered owner at the registered address, or by such other method as determined by the County Treasurer.

#### Note Registrar and Paying Agent

4. The County Treasurer shall designate, and may enter into an agreement with, a note registrar and paying agent for each series of notes that shall be the County Treasurer or a bank or trust company that is qualified to act in such capacity under the laws of the United States of America or the State of Michigan. The County Treasurer may from time to time designate a similarly qualified successor note registrar and paying agent. Alternatively, the County Treasurer may serve as note registrar and paying agent if so designated by written order of the County Treasurer.

Disposition of Note Proceeds

5. The proceeds of the sale of the notes shall be deposited into a separate account in the Fund and shall be used to continue the Fund. The County Treasurer shall pay therefrom and from unpledged funds in the Fund, uncommitted funds in the County General Fund and/or any other legally available funds, if the notes are sold at a discount, the full amount of the delinquent tax roll against which the County has borrowed, delivered as uncollected by any tax collector in the County and that is outstanding and unpaid on or after March 1, 2012, in accordance with the provisions of Act 206. If the notes are sold at a premium, the County Treasurer shall determine what portion of the premium, if any, shall be deposited in the 2012 Collection Account established in Section 6 hereof.

2012 Collection Account

6. There is hereby established as part of the Fund an account (hereby designated the "2012 Collection Account") into which account the County Treasurer shall place delinquent taxes against which the County has borrowed, and interest thereon, collected on and after March 1, 2012, all County property tax administration fees on such delinquent taxes, after expenses of issuance of the notes have been paid, any premium as determined pursuant to Section 5 hereof, and any amounts received by the County Treasurer from the County, the State of Michigan and any taxing unit within the County, because of the uncollectibility of such delinquent taxes. The foregoing are hereby established as funds pledged to note repayment. The County Treasurer shall designate the delinquent taxes against which the County shall borrow for each series of notes.

Note Reserve Fund

7. There is hereby authorized to be established by the County Treasurer a note reserve fund for the notes (the "2012 Note Reserve Fund") if the County Treasurer deems it to be reasonably required as a reserve and advisable in selling the notes at public or private sale. The County Treasurer is authorized to deposit in the 2012 Note Reserve Fund from proceeds of the sale of the notes, unpledged moneys in the Fund, uncommitted funds in the County General Fund and/or any other legally available funds, an amount not exceeding ten percent (10%) of the face amount of the notes.

Security for Payment of Notes

8. All of the moneys in the 2012 Collection Account and the 2012 Note Reserve Fund, if established, and all interest earned thereon, relating to a series of notes are hereby pledged equally and ratably as to such series to the payment of the principal of and interest on the notes and shall be used solely for that purpose until such principal and interest have been paid in full. When moneys in the 2012 Note Reserve Fund, if established, are sufficient to pay the outstanding principal of the notes and the interest accrued thereon, such moneys may be used to retire the notes. If more than one series of notes is issued, the County Treasurer by order shall establish the priority of the funds pledged for payment of each such series. In such case the County Treasurer may establish sub-accounts in the various funds and accounts established pursuant to the terms of this resolution as may be necessary or appropriate.

Additional Security

9. Each series of notes, in addition, shall be a general obligation of the County, secured by its full faith and credit, which shall include the County's limited tax obligation, within applicable constitutional and statutory limits, and its general funds. The County budget shall provide that if the pledged delinquent taxes and any other pledged amounts are not collected in sufficient amounts to meet the payments of principal and interest due on each series of notes, the County, before paying any other

budgeted amounts, will promptly advance from its general funds sufficient moneys to pay that principal and interest. The County shall not have the power to impose taxes for payment of the notes in excess of constitutional or statutory limitations. If moneys in the 2012 Collection Account and the 2012 Note Reserve Fund, if established, are not sufficient to pay the principal of and interest on the notes, when due, the County shall pay the same in accordance with this section, and may thereafter reimburse itself from the delinquent taxes collected.

Release of Pledge of 2012 Collection Account

10. Upon the investment of moneys in the 2012 Collection Account in direct non-callable obligations of the United States of America in amounts and with maturities that are sufficient to pay in full the principal of and interest on the notes when due, any moneys in the 2012 Collection Account thereafter remaining may be released from such pledge created pursuant to Section 8 hereof and may be used to pay any or all delinquent real property taxes that are due the County and any school district, intermediate school district, community college district, city, township, special assessment district, the State of Michigan or any other political unit to which delinquent tax payments are due for any year or for any other purpose permitted by law.

Sale of Notes

11. The County Treasurer is hereby authorized to offer the notes at public or private sale as determined by order of the County Treasurer and to do all things necessary to effectuate the sale, delivery, transfer and exchange of the notes in accordance with the provisions of this resolution. Notes of one series may be offered for sale and sold separately from notes of another series. If the notes are to be sold publicly, sealed proposals for the purchase of the notes shall be received by the County Treasurer for such public sale to be held at such time as shall be determined by the County Treasurer and notice thereof shall be published in accordance with law, once in *The Bond Buyer* or the *Detroit Legal News*, both of which are hereby designated as being a publication printed in the English language and circulated in this State that carries as a part of its regular service, notices of sale of municipal bonds. Such notice shall be in the form prescribed by the County Treasurer.

The County Treasurer is hereby authorized to cause the preparation of an official statement for the notes for the purpose of enabling compliance with SEC Rule 15c2-12 (the "Rule") and to do all other things necessary to enable compliance with the Rule. After the award of the notes, the County will provide copies of a final official statement (as defined in paragraph (e)(3) of the Rule) on a timely basis and in reasonable quantity as requested by the successful bidder or bidders to enable such successful bidder or bidders to comply with paragraph (b)(4) of the Rule and the rules of the Municipal Securities Rulemaking Board.

Continuing Disclosure

12. The County Treasurer is hereby authorized to execute and deliver in the name and on behalf of the County (i) a certificate of the County to comply with the requirements for a continuing disclosure undertaking of the County pursuant to subsection (b)(5) or (d)(2) of the Rule, as applicable, and (ii) amendments to such certificate from time to time in accordance with the terms of such certificate (the certificate and any amendments thereto are collectively referred to herein as the "Continuing Disclosure Certificate"). The County hereby covenants and agrees that it will comply with and carry out

all of the provisions of the Continuing Disclosure Certificate. The remedies for any failure of the County to comply with and carry out the provisions of the Continuing Disclosure Certificate shall be as set forth therein.

Execution and Delivery of Notes

13. The County Treasurer is hereby authorized and directed to execute the notes for the County by manual or facsimile signature and the County Treasurer shall cause the County seal or a facsimile thereof to be impressed or imprinted on the notes. Unless the County Treasurer shall specify otherwise in writing, fully registered notes shall be authenticated by the manual signature of the note registrar and paying agent. After the notes have been executed and authenticated, if applicable, for delivery to the original purchaser thereof, the County Treasurer shall deliver the notes to the purchaser or purchasers thereof upon receipt of the purchase price. Additional notes bearing the manual or facsimile signature of the County Treasurer and upon which the seal of the County or a facsimile thereof is impressed or imprinted may be delivered to the note registrar and paying agent for authentication, if applicable, and delivery in connection with the exchange or transfer of fully registered notes. The note registrar and paying agent shall indicate on each note that it authenticates the date of its authentication. The notes shall be delivered with the approving legal opinion of Dickinson Wright PLLC.

Exchange and Transfer of Fully Registered Notes

14. Any fully registered note, upon surrender thereof to the note registrar and paying agent with a written instrument of transfer satisfactory to the note registrar and paying agent duly executed by the registered owner or his or her duly authorized attorney, at the option of the registered owner thereof, may be exchanged for notes of any other authorized denominations of the same aggregate principal amount and maturity date and bearing the same rate of interest as the surrendered note.

Each note shall be transferable only upon the books of the County, which shall be kept for that purpose by the note registrar and paying agent, upon surrender of such note together with a written instrument of transfer satisfactory to the note registrar and paying agent duly executed by the registered owner or his or her duly authorized attorney.

Upon the exchange or transfer of any note, the note registrar and paying agent on behalf of the County shall cancel the surrendered note and shall authenticate, if applicable, and deliver to the transferee a new note or notes of any authorized denomination of the same aggregate principal amount and maturity date and bearing the same rate of interest as the surrendered note. If, at the time the note registrar and paying agent authenticates, if applicable, and delivers a new note pursuant to this section, payment of interest on the notes is in default, the note registrar and paying agent shall endorse upon the new note the following: "Payment of interest on this note is in default. The last date to which interest has been paid is [place date]."

The County and the note registrar and paying agent may deem and treat the person in whose name any note shall be registered upon the books of the County as the absolute owner of such note, whether such note shall be overdue or not, for the purpose of receiving payment of the principal of and interest on such note and for all other purposes, and all payments made to any such registered owner, or upon his or her order, in accordance with the provisions of Section 3 hereof shall be valid and effectual to satisfy and

discharge the liability upon such note to the extent of the sum or sums so paid, and neither the County nor the note registrar and paying agent shall be affected by any notice to the contrary. The County agrees to indemnify and save the note registrar and paying agent harmless from and against any and all loss, cost, charge, expense, judgment or liability incurred by it, acting in good faith and without negligence hereunder, in so treating such registered owner.

For every exchange or transfer of notes, the County or the note registrar and paying agent may make a charge sufficient to reimburse it for any tax, fee or other governmental charge required to be paid with respect to such exchange or transfer, which sum or sums shall be paid by the person requesting such exchange or transfer as a condition precedent to the exercise of the privilege of making such exchange or transfer.

The note registrar and paying agent shall not be required to transfer or exchange notes or portions of notes that have been selected for redemption.

#### Book Entry System

15. At the option of the County Treasurer and notwithstanding any provisions of this resolution to the contrary, the County Treasurer is hereby authorized to enter into an agreement with a custodian or trustee for the purpose of establishing a "book entry" system for registration of notes to be fully registered. Pursuant to the provisions of such agreement, the notes may be registered in the name of the custodian or trustee for the benefit of other persons or entities. Such agreement shall provide for the keeping of accurate records and prompt transfer of funds by the custodian or trustee on behalf of such persons or entities. The agreement may provide for the issuance by the custodian or trustee of certificates evidencing beneficial ownership of the notes by such persons or entities. For the purpose of payment of the principal of and interest on the notes, the County may deem payment of such principal and interest, whether overdue or not, to the custodian or trustee as payment to the absolute owner of such note. Pursuant to provisions of such agreement, the book entry system for the notes may be used for registration of all or a portion of the notes and such system may be discontinued at any time by the County. The note registrar and paying agent for the notes may act as custodian or trustee for such purposes.

#### Issuance Expenses

16. Expenses incurred in connection with the issuance of the notes, including without limitation any premiums for any insurance obtained for the notes, note rating agency fees, travel and printing expenses, fees for agreements for lines of credit, letters of credit, commitments to purchase the notes, remarketing agreements, reimbursement agreements, purchase or sales agreements or commitments, or agreements to provide security to assure timely payment of the notes, fees for the setting of interest rates on the notes and bond counsel, financial advisor, paying agent and registrar fees, all of which are hereby authorized, shall be paid by the County Treasurer from County property tax administration fees on the delinquent taxes, from any other moneys in the Fund not pledged to the repayment of notes and general funds of the County that are hereby authorized to be expended for that purpose.

#### Replacement of Notes

17. Upon receipt by the County Treasurer of satisfactory evidence that any outstanding note has been mutilated, destroyed, lost or stolen, and of security or indemnity complying with applicable law

and satisfactory to the County Treasurer, the County Treasurer may execute or authorize the imprinting of the County Treasurer's facsimile signature thereon and thereupon, and if applicable, a note registrar or paying agent shall authenticate and the County shall deliver a new note of like tenor as the note mutilated, destroyed, lost or stolen. Such new note shall be issued and delivered in exchange and substitution for, and upon surrender and cancellation of, the mutilated note or in lieu of and in substitution for the note so destroyed, lost or stolen in compliance with applicable law. For the replacement of authenticated notes, the note registrar and paying agent shall, for each new note authenticated and delivered as provided above, require the payment of expenses, including counsel fees, which may be incurred by the note registrar and paying agent and the County in the premises. Any note issued under the provisions of this Section in lieu of any note alleged to be destroyed, lost or stolen shall be on an equal basis with the note in substitution for which such note was issued.

#### Chargebacks

18. For any principal payment date of the notes on or after January 1, 2015, the delinquent taxes on property foreclosed and sold pursuant to the provisions of Act 206 and against which the County has borrowed shall, if necessary to ensure full and timely payment of principal of and interest on the notes when due, be charged back to the taxing jurisdictions in such manner as determined by the County Treasurer. The proceeds of such chargebacks shall be deposited in the 2012 Collection Account as security for payment of the notes as described in Section 8 hereof. The provisions of this section shall not limit the authority of the County Treasurer under the laws of the State of Michigan to charge back delinquent taxes under other circumstances or at other times.

#### Purchase of Notes by County

19. All or any portion of the notes may be purchased or otherwise acquired by the County if the County Treasurer by order deems such purchase or acquisition to be in the best interest of the County. In such case, the County Treasurer is authorized to take such actions to effectuate the purchase or acquisition, including without limitation entering into an agreement to purchase or repurchase the notes. The purchase or other acquisition of notes by or on behalf of the County does not cancel, extinguish or otherwise affect the notes and the notes shall be treated as outstanding notes for all purposes of this resolution until paid in full.

#### Issuance of Refunding Notes

20. The County shall refund all or part of the notes authorized hereunder and/or notes previously issued by the County to continue the Fund for prior tax years if and as authorized by order of the County Treasurer through the issuance of refunding notes (the "Refunding Notes") in an amount to be determined by order of the County Treasurer. Proceeds of the Refunding Notes may be used to redeem such notes and to pay issuance expenses of the Refunding Notes as authorized and described in Section 16 hereof. The County Treasurer shall have all the authority with respect to the Refunding Notes as is granted to the County Treasurer with respect to the notes by the other Sections hereof, including the authority to select a note registrar and paying agent, to apply to the Michigan Department of Treasury for approval to issue the Refunding Notes, if necessary, to cause the preparation of an official statement and to do all other things necessary to sell, execute and deliver the Refunding Notes. The Refunding Notes shall contain the provisions, shall be payable as to principal and interest and shall be secured as set forth herein and as further ordered by the County Treasurer. The Refunding Notes may be sold as a separate

issue or may be combined in a single issue with other obligations of the County issued pursuant to the provisions of Act 206 as shall be determined by the County Treasurer. The County Treasurer is authorized to prescribe the form of Refunding Note and the form of notice of sale, if any, for the sale of Refunding Notes.

Form of Notes

21. The notes shall be in the form approved by the County Treasurer, which approval shall be evidenced by the County Treasurer’s execution thereof.

After discussion, the vote was:

**YEAS: McKinnon, Martini, Sexton, Wood, Ritter, Cox**

**NAYS: None**

**ABSENT: Kimball**

**ABSTAIN: None**

A sufficient majority having voted therefore, the Resolution to Borrow Against Anticipated Delinquent 2011 Real Property Taxes was adopted.

**RESOLUTION DECLARED ADOPTED**

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Michael Cox, Chairperson  
Kalkaska County Board of Commissioners

STATE OF MICHIGAN     )  
  )ss  
COUNTY OF KALKASKA    )

I, the undersigned, the duly qualified and acting Clerk of the County of Kalkaska, State of Michigan, do hereby certify that the foregoing is a true and complete copy of proceedings taken at a regular meeting of the Board of Commissioners of said County, held on the 14<sup>TH</sup> day of December, 2011, insofar as the same relate to the Resolution to Borrow Against Anticipated Delinquent 2011 Real Property Taxes, the original of which is on file in my office. Public notice of said meeting was given pursuant to and in compliance with Act No. 267, Public Acts of Michigan, 1976, as amended.

\_\_\_\_\_  
Deborah Hill, Clerk  
County of Kalkaska

Gehrcke advised Board Civic Center would not be needed for county vet clinic due to local animal hospitals holding clinics.

Ginny Coulter, MSHDA: Provided Board with proposal for housing program (Copy filed with Clerk). Discussion. **Motion** by McKinnon for Board Secretary to draft Proposal to forward to MSHDA, to be overseen by County Affairs. Supported by Wood. 6 yeas. 0 nays. 1 absent. **Carried.** Consensus for County Affairs to follow up with advertising.

Patrick Dewey, Dewey Insurance: Provided Board with insurance options for employee's, recommendation for 3<sup>rd</sup> party agent for HRA reviews at same cost as current provider. Discussion. **Motion** by Sexton to hire Dewey Insurance Agency as agent for all employee medical. Supported by Martini. Discussion. Roll call vote: Sexton, yes; Martini, yes; McKinnon, yes; Ritter, yes; Wood, yes; Cox, yes. Kimball, absent. 6 yeas. 0 nays. 1 absent. **Carried.**

Chair called for break at 5:05 PM.

Chair called meeting back into session at 5:15 PM.

#### **Appointment's Cont:**

Gerald Gaultier, Boardman Township Supervisor: Requested Board to review ownership of small parcel of Perch Lake Property believed to be owned by the county, (in addition to previous parcel transferred to Boardman Township), needed to improve public beach area, ownership needed for grants. Directed to County Affairs to contact Title Co for transfer, immediate need for grant deadlines.

#### **Committee Appointments:**

Chair addressed vacancy on Road Commission with sad passing of Margaret Custer. **Motion** by McKinnon for Board to advertise for vacancy on Kankaska County Road Commission. Supported by Martini. 6 yeas. 0 nays. 1 absent. **Carried.** (Chair will forward request to Board Secretary)

#### **Approval of Bills:**

**Motion** by Wood to approve Post Approved Bills of \$237,429.31, General Fund Bills of \$153,719.73, Kaliseum Fund Bills of \$4,253.93, Payroll #23 of \$144,590.32, Payroll #24 of \$145,711.98, Payroll #25 of \$25,504.97 and Commissioners Per-Diem (\$975.00) and Salary (\$3,200.00) of \$4,175.00. Supported by McKinnon. Roll call vote: Wood, yes; McKinnon, yes; Martini, yes; Ritter, yes; Sexton, yes; Cox, yes. Kimball, absent. 6 yeas. 0 nays. 1 absent. **Carried.**

#### **Unfinished Business:**

Policy and Procedure Manual Review, consensus County Affairs to continue to review.

Chair called for review of Road Commission request for Weighmaster revenue. Court Administrator advised not an issue with the court. Discussion, current amount of money involved estimated at \$1500-\$2000, concern with excessive enforcement to obtain funds and effect on General Fund if loss revenue. Consensus to table for review.

#### **Committee Reports:**

**Finance:** Wood addressed review of multiple 2012 proposed budgets following requests changes, advised of necessity to address 80/20 health care to allow for budget approval on 12-28-2011. Discussion including options of 80/20, hard cap (take no action) or opting out; requirement addressed

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annually; maintaining 2011 hours if no action taken (hard cap); consensus for Finance to meet again to discuss effects on budget with hard cap consideration. (Discussion, Finance to meet 12-16-2011 at 4:00 PM.)

### **Public Input:**

Robert Dryden: Provided Board with copy of statute regarding wages and fringe benefits. (Copy filed with Clerk).

**Finance Con't: Motion** by Wood to approve Controller to pay all accounts payable up to December 2011. Supported by Sexton. 6 yeas. 0 nays. 1 absent. **Carried. Motion** by Wood to approve health insurance Option 3 in Priority Health care coverage. Supported by McKinnon. 6 yeas. 0 nays. 1 absent. **Carried.** Wood advised of request from Prosecutor for reimbursement of 2011 salary for Prosecutor and Chief Assistant to 2010 salary. Discussion, consensus table to 12-16-2011 meeting, Chair to communicate further with county counsel. Wood requested review of Controllers request for unused sick leave reimbursement, need for policy and review of options submitted, Finance recommending Option 3 submitted in October. Discussion. Wood advised current retirees should be compensated as past practice. **Public Input**-inquiry regarding amount of money for consideration. Discussion, consensus to review with county counsel prior to decision.

**Personnel:** Sexton reported Zoning Administrator requested upgrade of Assistant to allow more service to public in absence of Administrator. Discussion, increase in wage may affect union negotiations. Assistant Hendricks advised Board she obtained additional training to allow added service. **Motion** to approve Classification #4 for Zoning Assistant. Supported by Martini. Discussion. Roll call vote: Sexton, yes; Martini, yes; McKinnon, no; Ritter, no; Wood, yes; Cox, no. Kimball, absent. **Motion (tied) failed.** Sexton advised discussion of Controller duties in conjunction with Clerk and Treasurer with no recommendation for review.

**County Affairs:** McKinnon reported progress with Soil Conservation and MSU relative to County Policy and Procedures, including duties of Controller position and general procedures for appointed employees, requested if they should proceed; consensus to proceed. McKinnon requested consideration for technology committee given upgrade of computer system and need for telephone revision, instead of Board committee.

**Public Input:** Sue Vowels addressed Board regarding concern of inconsistencies of spending with added legal counsel and information from Axe report.

**Health and Welfare:** No report.

**Public Works:** Martini reported Soil Conservation timbering on Walker Road completed; discussion regarding need for telephone upgrade, to include with technology committee; complaint with Building Inspector addressed and shelving/storage completed.

**Judiciary/Public Safety:** No report.

**Recycling:** No report.

### **Sub-Committees:**

**Kaliseum:** Report filed.

**Parks and Recreation:** Mark Randolph reported on progress of trails between Kalkaska and Grand Traverse with public forum to be held in January at Parks and Rec meeting to include State of Michigan.

**EDC:** No report.

**Conservation District:** Randolph reported 8000 trees planted in fall; 2 department head meetings held with focus on future needs including communication and technology.

**Commission on Aging:** No report.

**Community Mental Health:** No report.

**Correspondence and Resolutions:**

Zoning Administrator November 2011 report. (Copy filed with Clerk).

Copy of letter from EDC to Village regarding support of Downtown Redevelopment Proposal.

**Motion** by McKinnon at request of Commission on Aging to waive electrical permit fee for updating wiring for new steamer and other electrical wiring (contingent upon site review plan by Construction Codes). Supported by Wood. Discussion, McKinnon advised that Construction Codes requested that when fees are waived it needs to include verification that no site review plan is needed as it is a direct county expenditure. 6 yeas. 0 nays. 1 absent. **Carried.**

**New Business:**

Chair advised of memo from Clerk setting 2012 Reorganizational Meeting of Kalkaska County Board of Commissioners for 1-3-2012 at 4:00 PM.

**Other Business:**

Chair addressed review of attorney proposals, consensus to review at Reorganizational meeting.

Chair requested for negotiation committee continued communication with POAM, consensus to continue.

Chair advised request from Road Commission regarding County Board of Commissioners overseeing Road Commissions, Road Commission requesting BOC not to oversee.

McKinnon provided Board with letter from Michigan State Police following concerns of restructuring/coverage of law enforcement from MSP in Kalkaska County. (Copy filed with Clerk)

**Public Input:**

Bonnie Gaylord: Addressed Board of concern with cost of Axe report, expenses, what amount of fund balances exist, what prior balances were and if public can request copy of budgets; also concern that Axe report needs to include Controller and Treasurer report; advised Board that taxes are current for funding of patrol, concern with inconsistencies in Axe report.

Sue Vowels: Requested Board to review whether cost effective for 2 separate law firms compared to one; advised Board request for Zoning employee upgrade should be considered/compared to Equalization travel approval for upgrade and need for available information from Zoning.

JoAnn DeGraaf: Advised Board of need for respectful consideration of communication from public attending meeting/public input, suggesting preliminary guidelines should be noted at beginning of each meeting.

Eric Hendricks: Addressed Board regarding whether SEV information is available now.

**Motion** by McKinnon to adjourn to call of the Chair at 6:45 PM. Supported by Wood. 6 yeas. 0 nays. 1 absent. **Carried.**

Respectfully submitted:

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Deborah Hill, Kaskaska County Clerk and  
Clerk of Board of Commissioners

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Michael Cox, Chairman of  
Kaskaska County Board of Commissioners

These minutes are not official until they are approved at the next regular Board of Commissioners meeting.