

**Leelanau County Board of Commissioners**  
**Regular Session – Tuesday, August 16, 2016**  
*Approved 11/15/16 – Meeting Recorded*

*(Proceedings of the meeting are being recorded and are not the official record of the meeting; the formally approved/accepted written copy of the minutes will be the official record of the meeting.)*

Meeting called to order by Chairman Carolyn Rentenbach at 7:02 p.m. Today's meeting is being held at the Government Center, 8527 E. Government Center Drive, Suttons Bay, Michigan.

At the request of Chairman Rentenbach, the Pledge of Allegiance to the Flag of the United States of America was led by Tim McGuire, Executive Director of MAC (Michigan Association of Counties), followed by a moment of silence.

Roll Call:	District #1 – Tony Ansorte	PRESENT
	#2 – Debra L. Rushton	PRESENT
	#3 – William J. Bunek	PRESENT
	#4 – Ty Wessell	PRESENT
	#5 – Patricia Soutas-Little	PRESENT
	#6 – Carolyn Rentenbach	PRESENT
	#7 – Melinda C. Lautner	PRESENT

Guests present.

Communications, Proclamations, Presentations and Awards:

► Tim McGuire, Executive Director, Michigan Association of Counties was present before Commissioners and was pleased to have the opportunity to be here on such a beautiful day to say hello and engage with Commissioners. Meeting with Commissioners allows him to then go back and update the staff at MAC. McGuire encouraged utilization by Counties of the MAC staff and outlined the different areas of expertise and the say Hello and be here on such a beautiful day. MAC update – congratulations to Leelanau County. You are always a leader in school districts and budget management. There are not many Counties in the state of Michigan that have that opportunity that. You are aggressive payment towards MERS. Your Labor Contracts are resolved and not many Counties can say that. Leelanau County is ahead of the curve. McGuire was very complimentary of the County Administrator and could not say enough nice things. He also spoke about revenue sharing as well as the upcoming MAC conference. McGuire continued with brief comments to update the Commissioners.

► Becky Haase, Enbridge Senior Community Relations Advisor – unable to attend.

Approval of Minutes —

Executive Board Meeting, June 14, 2016:

*#213A-08162016 Regular Session*

**MOTION BY LAUTNER TO APPROVE THE EXECUTIVE BOARD MEETING MINUTES OF JUNE 14, 2016, AS PRESENTED. SECONDED BY WESSELL.**

Discussion – none.

**AYES – 7 (Lautner, Rentenbach, Rushton, Soutas-Little, Wessell, Ansorge, Bunek)**

**NO – 0**

**MOTION CARRIED.**

Regular Session, June 21, 2016:

Next agenda.

Regular Session, July 19, 2016:

Next agenda.

Budget Work Session, June 22, 2016:

*#214-08162016 Regular Session*

**MOTION BY LAUTNER TO APPROVE THE BUDGET WORK SESSION MEETING MINUTES OF JUNE 22, 2016, AS PRESENTED. SECONDED BY WESSELL.**

Discussion – none.

**AYES – 7 (Lautner, Rentenbach, Rushton, Soutas-Little, Wessell, Ansorge, Bunek)**

**NO – 0**

**MOTION CARRIED.**

Budget Work Session, August 8, 2016:

Next agenda.

Special Session, August 9, 2016:

Next agenda.

Executive Board Session, August 9, 2016:

Next agenda.

Agenda Additions or Deletions:

*#215-08162016 Regular Session*

**MOTION BY RUSHTON TO APPROVE THE AGENDA AS PRESENTED. SECONDED BY BUNEK.**

Discussion – none.

**AYES – 7 (Rushton, Soutas-Little, Wessell, Ansorge, Bunek, Lautner, Rentenbach)**

**NO – 0**

**MOTION CARRIED.**

Public Comment:

► John Popa of Bingham Township. Popa commented that he read with interest the article in the *Leelanau Enterprise* by Eric Carlson about the no gun zone and he was disturbed. Courthouse security is one matter; the Government Center, to have that entirely gun free, is an entirely different issue. Popa requested that the Board of

Commissioners not make any foolish decisions to ban all weapons in the Government Center. This is a combination courthouse and government center. You should be concerned about security in a Courthouse, but not banning an individual's Second Amendment Rights. Popa referenced Judge Nelson's comments about Grand Traverse County and he (Popa) happened to be there in 1995, as a Facilities Manager, and explained the process used for security in the Courthouse and what was necessary to be done for the Judges and that was one thing – the Government Center totally a different matter. Popa quoted Judge Nelson from the paper "My fellow judges agree that there is no reason anyone needs a gun in this building;" when elected officials talk like that – you have a whole community of Washington that talks like that. They (the people) don't have to have a reason, we don't need a reason. We have second amendment rights. Popa continued that we don't need elected officials saying how "they" feel or telling us how "we" feel. There are a lot of serious problems in this country and a lot of the problems have to do with elected officials. We don't need to be a totalitarian Country, State, City or County picking away at our First and Second Amendment Rights. We don't need to be searched every time we come in here. Some say you don't need a weapon when you come in here. How do you know whether or not someone has a reason? Popa concluded that we don't have to have a reason, don't make a criminal out of those that want to carry, and don't make a criminal out of us. As to the security, put one more patrol officer at the door and that will be security – they don't need to search people – but it is a deterrent.

► Mary Bush, resident of Bingham Township. Bush commented that she would like Commissioners to consider supporting the communications 800 megahertz and the recommendations of the Communications Task Force. Commissioners had professionals go and get the information and get something (radio system) that "we" sorely need so that people can talk to each other from this building to others. We won't have to worry about if my kid is hurt in front of the school and they cannot get a hold of each other. It is the Commissioners job to try and keep us as safe as possible. In the 21<sup>st</sup> Century, there is no reason that parts need to be ordered off of eBay or anything like that. If she has to pay a higher tax, she will. She wants to know that her parents down in Greilickville are safe, that the people at the Sand Dunes are safe – that at a moment's notice someone can talk to someone and doesn't have to work through antiquated equipment. If something happen to one of you here, at home, or on the street, it could be a matter of minutes and you may not have those minutes. She hopes that Commissioners take the recommendations of the professionals that put hours and hours in on this. Bush continued comments, asking Commissioners to not waste time on governmental bureaucracy of a month to do this, a month to do that, etc. – "been there, done that." Don't drag it out. Do it sooner than later. If she (Bush) needs to circulate a petition for support, between 8:00 and midnight, she will do it. This is very important to all citizens of the County and that it be done sooner, rather than later. It is all integrated and needs to be done as a whole, don't piece meal it. It needs to work together and Bush encouraged the Commissioners to take the recommendations of the professionals.

► David McCulloch of Suttons Bay Township. McCulloch commented that he was appalled when the Judge (Nelson) came before Commissioners with the Bailiff and characterized the weapon being carried, off of these premises, as an assault rifle. It was not an assault rifle, it was a hunting rifle and the individual didn't even come on this property. Yet the Bailiff posts a sign on the door saying this is gun free property. That is insane and overstepping his "bounds" and taking away our rights. McCulloch continued that he was appalled that the Judge would support him (the Bailiff) in that. In addition, when the Commissioners spoke up, he (Nelson) said that he would go around you and have a study done in any event. McCulloch wondered if the Judge thought he was the Legislative body. McCulloch continued that he thought that the Judicial, the Executive, and the House and the Senate were separate — maybe not with the Judge, maybe he feels that he can legislate. McCulloch is concerned about "our" rights being taken away because of some overstep by a person that is concerned about someone carrying a hunting rifle. What are we going to do, shut the courthouse down during hunting season? It is the craziest thing that McCulloch has ever heard. McCulloch quoted Ben Franklin, *"Those who would trade a little liberty for a little added security and will lose both"*. McCulloch concluded by asking Commissioners to consider that.

► John O'Neill, of Cedar, Solon Township. O'Neill thanked everyone who was involved in approving the recycling site in Cedar. Although he is not convinced that \$28,000.00 needed to be spent entirely, but he is glad it was approved and there is overwhelming public support. Commissioners do have a challenge now as to fair treatment to the other recycling sites and to have fair and consistent policy/agreements. As to Enbridge #5 - he just found out that the spokesperson lost her husband yesterday and is very sorry to hear that; he has been in situations before where he has worked with people that have strongly disagreeing views, but he does believe that it is important to still be respectful and have a good honest process. O'Neill also quoted Ben Franklin, *"An ounce of prevention is worth a pound of cure,"* and he believes that there is a lot of common sense in that. O'Neill continued that our theory of government is that the powers reside in the people and the power is delegated to the government. We have a constitutional right to address our government for redress of grievances. He continued that he would rather address the government now before anything happens under the Straits of Mackinac than afterwards because although there are plans for remediation, if there is a spill — remediation can never be complete. O'Neill indicated that he studied biology and has followed various oil spills. Remediation cannot ever fully restore the ecosystem. We are the stewards of the greatest body of fresh water in the world and we need to take it seriously. For the idea to gain currency that it is none of our business, is simply wrong thinking. It is our business and our responsibility. Commissioners have the ability to express that concern. It is quite possible that a spill there could affect numerous things – tourism, fishing, streams, ground water – it could be detrimental to the economy as well as the lakes that we pass on to children and grandchildren. He continued that the pipeline is 63 years old and was designed to live 50 years. O'Neill continued that he is sure that the people at Enbridge do not want to see another spill.

Their company did spill 840,000 plus gallons into the Muskegon River and that river will never be the same. He doesn't want people to think of Michigan as a State where people treat the water as casually as something that we don't care about. O'Neill encouraged Commissioners to ask the hard questions when the spokesperson does come and to exercise stewardship.

► Steve Mikowski, Lake Leelanau. Mikowski commented about closing the Saint Lawrence Seaway and bring it into its original format also. He left some documents with Commissioners and as we move on to "utopia," he noted that "Ineptocracy – A political system of government where the incompetent are elected by the unproductive in return for goods and services redistributed from the competent and productive, until the former so outnumber the latter that the system collapses." We are not too far from that right now. Mikowski also commented on his handout from the July/August CATO Institute–2016 CATO Policy Report – "Organic farming is one of the hottest trends in the United States, with consumers scrambling to buy anything stamped 'USDA Organic.'" The study by the CATO Policy includes the statement: "This government-perpetrated farce is just one of the many tales of regulation gone awry" of things that are labeled organic and are they really.

Review of Financials:  
No Questions.

## Action Items —

### Secondary Road Patrol Grant Application:

*#216-08162016 Regular Session*

**MOTION BY WESSELL TO ALLOW THE SHERIFF'S OFFICE TO APPLY FOR THE FY 2016 SECONDARY ROAD PATROL GRANT AND IF APPROVED ALLOW THE SHERIFF'S OFFICE TO PARTICIPATE IN THIS GRANT. SECONDED BY LAUTNER.**

Discussion – none.

**AYES – 7 (Wessell, Anson, Bunek, Lautner, Rentenbach, Rushton, Soutas-Little)  
NO – 0 MOTION CARRIED.**

### OWI Enforcement Grant Application:

*#217-08162016 Regular Session*

**MOTION BY LAUTNER TO ALLOW THE SHERIFF'S OFFICE TO APPLY FOR FY 2017 OFFICE OF HIGHWAY SAFETY PLANNING GRANT FUNDING FOR OWI ENFORCEMENT AND IF ACCEPTED PARTICIPATE IN THE FY 2016 OHSP GRANT. SECONDED BY SOUTAS-LITTLE & RUSHTON.**

Discussion – none.

**AYES – 7 (Lautner, Rentenbach, Rushton, Soutas-Little, Wessell, Anson, Bunek)  
NO – 0 MOTION CARRIED.**

Emergency Management – FY 2016 Emergency Management Performance Grant:  
*#218-08162016 Regular Session*

**MOTION BY WESSELL TO ALLOW THE CHAIRMAN OF THE BOARD OF COMMISSIONERS TO SIGN THE FY 2016 EMPG WORK AGREEMENT, AS WELL AS THE RELATED DOCUMENTS, INCLUDING QUARTERLY REPORTS. SECONDED BY RUSHTON & SOUTAS-LITTLE.**

Discussion – none.

**AYES – 7 (Wessell, Ansonge, Bunek, Lautner, Rentenbach, Rushton, Soutas-Little)  
NO – 0  
MOTION CARRIED.**

Communication Task Force Update:

Matt Ansonge, Emergency Management / 9-1-1 Director was present and commented that he hoped that the supplemental information he provided last Friday in response to Commissioners' questions was helpful. Director Ansonge asked if there were any additional questions at this time?

*#219-08162016 Regular Session*

**MOTION BY BUNEK TO ACCEPT THE REPORT FROM THE COMMUNICATIONS TASK FORCE AS PRESENTED AND FURTHER WAIVE THE COUNTY BIDDING REQUIREMENTS FOR THE COUNTY RADIO UPGRADE PROJECT AS THIS HAS BEEN BID/CONTRACTED BY THE STATE OF MICHIGAN AND FURTHER WAIVE THE BIDDING REQUIREMENTS FOR THE NEXTGEN 9-1-1 PROJECT DUE TO COMPATIBILITY ISSUES AND AUTHORIZE EMERGENCY MANAGEMENT/9-1-1 DIRECTOR MATT ANSONGE TO PROCEED WITH THE INITIAL PURCHASE AS OUTLINED IN THE AMOUNT OF \$3,318,000.00 WITH THE \$2,950,000.00 FOR RADIO UPGRADES UTILIZING MOTOROLA'S LEASE-PURCHASE OVER A TEN YEAR PERIOD (OPTION 1) WITH REPAYMENT BEGINNING IN YEAR ONE. FUNDS TO BE TRANSFERRED FROM DTR FOR \$368,000.00 IN 2016, AND 2017 TRANSFER FROM DTR FUND #516 THE AMOUNT DUE PURSUANT TO THE FIRST PAYMENT DUE TO MOTOROLA. FURTHER THAT ALTERNATE FUNDING OPTIONS CONTINUE TO BE EXPLORED FOR FUTURE PAYMENTS, INCLUDING BUT NOT LIMITED TO: COST SHARING WITH LOCAL UNITS, 9-1-1 SURCHARGE, MILLAGE, BOND PROPOSAL AND GRANTS. SECONDED BY WESSELL.**

Discussion – Commissioner Bunek commented that he has thought about this, other people have been involved; he has reviewed the information, and believes that this needs to be forwarded on. He still has concerns about the amount of money and the funding, but doesn't feel that the County has much choice. Although reluctant, Bunek does feel the County needs to move forward.

Commissioner Ansonge commented that he doesn't have a problem with the Task Force recommendation; but he would have liked to see more discussion on consolidation. When Wexford County went out and they have \$1.2 million in 9-1-1 expenditures, they cut their bill in half considering consolidation. If they can do it, why can't Leelanau? If they can do it, why can't we. Commissioner Ansonge said he would have preferred more

options be looked at. The Task Force did what they were asked to do. Brief comments on consolidation and he knows that he is coming in to the process late.

Commissioner Rushton commented that right from the beginning this Board was told that they were going to be spending \$800,000.00 on this project and supported the upgrade request. The project ballooned once the Task Force got together and thought that the County would fund it all. She understands that it is the best scenario because of the cost; however we are implementing a new program. That cost of the new program is the inventory aspect of this whole thing. For the course of the 10 years, the County, with this proposal, will be required to provide radios for any new firefighter that comes on board to a station or as she understands the maintenance program would be covered under warranty or maintenance. Rushton continued that she has a real issue not having some sort of program set up, like with the vehicles – that puts money back in the fund, so that we can purchase more cars. How do we continue to fund a radio system if it is to be perpetual? Once we get 10 years down the road, how will this be funded? She believes that there needs to be some sort of a buy-in from the local jurisdictions, especially for maintenance costs. It is going to increase every year and that is some of her issues. She understands some of the agencies. Communication is more important to a firefighter than a fire truck. Rushton concluded that communication is critically important to a firefighter, but she has her reservations.

Commissioner Soutas-Little commented the Task Force did what they were asked. They were asked to look out 10 years and that drives up the price. She does not believe that this can be done piece meal. She looks at this in two parts. There was a Task Force that rendered an expert opinion of what was needed, how much they needed and when they need it; that is what they did. Soutas-Little said she is extremely comfortable with the report/recommendation of the Task Force. The Commissioners' job is to figure out how to fund this and make the necessary projects. Soutas-Little thanked Director Ansonge for all of his work and the Task Force for doing an excellent job.

Commissioner Lautner commented that she agrees with most of what Commissioner Soutas-Little said. We do appreciate what the Task Force did. Fire fighting and rescue is what they do. This is a County program and some years ago the County received a grant to purchase radios and they were disbursed among the departments. The County is responsible for 9-1-1 across the street and that was what the initial thought was. What has added to the cost is radios for all the departments in the County. Does the County buy for everyone; do the jurisdictions buy for themselves or some portion of them? The County is not county-wide fire. Do the departments have some responsibility for any of this? How will the items be worked out? Lautner would like to see those details. Comments continued.

Commissioner Wessell commented in response – that sharing resources with other jurisdictions was discussed.

Commissioner Bunek commented that he is very concerned with the funding and is leery and does feel pressured into making the decision. He didn't want to make a decision last week to put this on the ballot; it was too premature for his comfort. He would recommend that a Committee be established to come up with options and look at some options a little more thoroughly to recommend to the Board. He doesn't want to overburden the fire departments.

Chairman Rentenbach commented that she doesn't think the funding would be a responsibility of the Task Force as much as it would be of perhaps the County Treasurer. Commissioner Bunek was thinking of a three Commissioner committee.

Commissioner Ansoerge commented that if Commissioners go ahead and approve this tonight without deciding on how to pay for it, he believes that you are taking the option of a surcharge or a millage from the people. Discussion between Commissioner Ansoerge and Commissioner Bunek regarding funding time frames and election cycles.

Commissioner Ansoerge commented that this is going to be paid for out of the existing budget; Commissioner Bunek clarified that for this year only. Commissioner Ansoerge continued that you are approving something with no funding mechanism determined and offered further comments on funding.

Brief discussion amongst Commissioners, Chairman called all discussion to be directed to the Chairman.

Commissioner Lautner commented that she is almost ready to move forward on this and does understand the urgency. Lautner would like to see this come back next month with an agreement with the fire departments for the mic fee and the policy on inventory, which was suggested by Commissioner Rushton. Lautner wants to see that and then she can be happy with it. Lautner wants to see these things before she moves on and votes for this. If Director Ansoerge can come back with that in September, mic fee, and the only other thing – but not limited to – pursuing the per household legislation. Brief comments ensued with Director Ansoerge responding to questions about delivery of equipment for 9-1-1, as well as the radios, as well as the vendor.

Commissioner Rushton said it might be easier to look at an annual fee for the mics instead of a per unit fee.

Commissioner Bunek wanted clarification that the word "not" was in the motion – including but not limited to – concurrence with Commissioner Bunek. Clerk replied that she thought that he did state the word "not", and it would be included.

Director Ansoerge responded to further questions regarding a mic fee.

**AYES – 6 (Bunek, Lautner, Rentenbach, Rushton, Soutas-Little, Wessell)**

**NO – 1 (Ansoerge)**

**MOTION CARRIED.**

Solid Waste Council – Amendment to Policy on Use of P.A. 69 Funds:

*#220-08162016 Regular Session*

**MOTION BY BUNEK TO APPROVE THE POLICY ON P.A. 69 FUNDS AS SUBMITTED. SECONDED BY LAUTNER.**

Discussion – none.

**AYES – 7 (Bunek, Lautner, Rentenbach, Rushton, Soutas-Little, Wessell, Ansorge)**

**NO – 0**

**MOTION CARRIED.**

**Policy of the Leelanau County Solid Waste Council for Use of P.A. 69 Funds**

*Approved by Solid Waste Council January 3, 2012*

*Approved by the Leelanau County Board of Commissioners January 17, 2012*

*Amended by the Solid Waste Council March 5, 2013*

*Approved by the Leelanau County Board of Commissioners April 16, 2013*

*Amended by the Solid Waste Council September 16, 2014*

*Approved by the Leelanau County Board of Commissioners October 14, 2014*

*Amended by the Solid Waste Council July 12, 2016*

*Approved by the Leelanau County Board of Commissioners August 16, 2016*

**Background**

A county, by resolution of the county board of commissioners of the county, may impose a surcharge on households within the county of not more than \$4.00 per month or \$50.00 per year per household (P.A. 69 of 2005) for waste reduction programs and for the collection of consumer source separated materials for recycling or composting including, but not limited to, recyclable materials, as defined in part 115 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.11501 to 324.11550, household hazardous wastes, tires, batteries, and yard clippings. The county may include commercial businesses as entities to be subject to the surcharge approved by the voters.

"Commercial businesses" means businesses engaged in the sale, lease, or exchange of goods, services, real property, or any other thing of value. Commercial businesses do not include wholesale businesses engaged in the manufacturing of goods or materials or the processing of goods or materials. With the approval of the county and after providing notice to the municipality or township in which the business is located, a business may agree to be part of an interlocal agreement established under P.A. 69, and shall be subject to the terms and conditions of the agreement.

A surcharge is a mandatory charge and may be collected by any reasonable billing method approved by the county, including, but not limited to, as part of billings for property taxes, water and sewage usage, or other services provided by the county to households and commercial businesses within the county.

The revenues collected for this program are held with the County Treasurer and are used solely for programs consistent with PA451 of 1994. The Solid Waste Council advises the Leelanau County Board of Commissioners in determining annual budgets for the program.

**1. Authorized Use of Funds:**

1. Contractual services
2. Maintenance/Repair of county-owned equipment and supplies.
3. Solid Waste Disposal fees, fuel and transportation ONLY ASSOCIATED with a contract.
4. Projects or purchases pre-approved in the annual budget.
5. Salaries, wages, or other personnel costs
6. Office supplies, postage, telephone
7. Printing and program materials, including advertisements in the local newspapers.
8. Travel expenses
9. Professional Memberships and publications
10. Locally conducted meetings and workshops
11. Training
12. Programs and services such as: recycling, tire collection, battery collection, litter control, composting, hazardous materials, etc.
13. Equipment such as: educational, litter receptacles, recycling, source reduction, and reuse equipment, audiovisual, safety, and the renting of such equipment.
14. Cleanup supplies
15. Repairs found to be necessary by the Solid Waste Council to address the functioning of recycling at the sites. Such repairs will be considered on a case-by-case basis. Proposed repairs must be:
  - a. submitted in writing by the owner of the property where the recycling containers are situated,
  - b. include at least two (2) estimated costs for the repair, and
  - c. written request for reimbursement.

Reimbursement must be approved by the Solid Waste Council, and may be required to be approved by the County Board of Commissioners. Under no circumstances will reimbursement be approved for any work done prior to the steps outlined in 15 above.

**2. Unauthorized Uses of Funds:**

1. For any project or item that does not comply with the County's budgetary rules.
2. For any project or item which exceeds the maximum amount which can be approved by a department head, or county administrator, unless approved by the County Board of Commissioners.
3. For any project or item not directly related to the County's recycling programs.
4. Reimbursement of any costs related to one of the recycling sites or county programs, unless covered by an Agreement or Contract.

**3. Fund Balance**

**1. Uses:**

Funds being sought from the **Fund Balance** shall be used for the following purposes:

**First:** To balance the annual budget of Fund 230 whenever annual expenses exceed annual revenue;

**Second:** To cover unbudgeted expenses for maintenance/repair of county-owned equipment such as recycling containers and signs.

**2. Excluded uses:**

Funds being sought from the **Fund Balance** shall be used for any of the Authorized Uses listed in Section 1 of this Policy. All other uses are Excluded.

**4. Minimum Fund Balance**

1. At a minimum, the County will start the next Fiscal Year with a minimum **Fund Balance** of \$60,000.
2. If the minimum **Fund Balance** is less than \$60,000, the Solid Waste Council will review and make recommendation to the County Board on the Fee amount under P.A. 69 of 2005. The County Board may elect to increase the Fee up to the maximum allowed by the vote of the citizens on Nov. 2, 2010.
3. If the minimum **Fund Balance** is greater than \$60,000, the Solid Waste Council will review and make recommendation to the County Board on the Fee amount under P.A. 69 of 2005. The County Board may elect to decrease the Fee, or allow additional expenditures to lower the balance.

**5. Waiver of Policy**

The County Board of Commissioners retains the right to ‘waive’ any portion of this Policy, as it deems appropriate, consistent with statutory requirements.

*This policy will be reviewed annually by the Solid Waste Council, and submitted to the County Board of Commissioners if determined that the Policy should be amended.*

Solon Township Recycling Site:

*#221-08162016 Regular Session*

**MOTION BY LAUTNER TO APPROVE THE AGREEMENT BETWEEN LEELANAU COUNTY AND SOLON TOWNSHIP FOR A COUNTY RECYCLING PROGRAM SITE, AS AMENDED, AND AUTHORIZE THE CHAIRMAN TO SIGN THE AGREEMENT. SECONDED BY SOUTAS-LITTLE.**

Discussion – Commissioner Ansorge commented that he just wants to make sure that Commissioners are aware of what is coming at “you” down the road and the associated consequences when you approve this. Every site is going to be coming here, looking you in the face and there is one already coming. Commissioner Ansorge said he does not think it is a wise policy to do things piecemeal. If you are going to support something, it should be the same in all locations and he will not support this.

Commissioner Lautner appreciates Commissioner Ansorge’s remarks; but she wants to point out, if you look at where the Cedar site is and how it was settled – it is surrounded by a swamp. This was created by not being able to find another site that was palatable or another site period. This was it and it is an environmentally sensitive site. It is still on top of a swamp with logs down there. The site drove the cost and it is not necessarily anything the Township wanted to do. The Township said that if the site it going to be there, it has to be done right. There is no danger at this site of a bin

sinking and it will be easier now to keep clean and pristine. With the fencing they think that will keep the debris from flying out and having township residents and the Township Board going down to clean it up. It is heavily used and while it is being monitored more often, there is still often overflow. This is a benefit to the recycling program, for every resident that chooses to use the site, and not so much for the Township, although the site is appreciated. The Cedar Chamber approved unanimously the support of keeping the site there because it does drive some business to the local businesses in Cedar and that has not been lost in all of this.

Commissioner Rushton commented she can appreciate Commissioner Lautner's comments as she represents Cedar; however, she agrees with Commissioner Ansorge in that Elmwood Township was not treated with the same kindness when they requested a \$33,000.00 improvement to the site and they are the number one site. Elmwood walked away with very little in funds and all of a sudden one site is more important than another and that is why she will not support this. There has to be a uniform treatment of all sites or the County should look at buying our own site.

Commissioner Bunek stated he will not support this either. Bunek indicated that he did go to the meetings with Elmwood Township when they were considering fixing up the recycling site and they really had some serious issues with the parking lot. Elmwood Township wanted to pave it and the County wanted to use gravel and that is where the \$11,000.00 came from because that was the maximum the County was willing to pay to put gravel in. In the case of Solon Township, they (Solon Township) did an engineering study without even getting the County's approval and then they (Solon Township) give us a bill, and then they decide they are going to do it and then they want even more money and now they want a camera and other items. Bunek concluded that he felt the County was being told what they wanted to do and they were not working with the County. The amount is out of line for the second most or maybe third used site.

Chairman Rentenbach commented that for the greater good of recycling, she is respectful of the other Commissioner comments and she will support this. The Solid Waste Council needs to be asked to develop a policy that will work for all. Each site is unique and that needs to be taken into consideration.

**AYES – 4 (Lautner, Rentenbach, Soutas-Little, Wessell)**

**NO – 3 (Bunek, Rushton, Ansorge)**

**MOTION CARRIED.**

Senior Services – Comfort Keepers:

*#222-08162016 Regular Session*

**MOTION BY LAUTNER TO APPROVE ALLOWING LEELANAU COUNTY SENIOR SERVICES TO AMEND THE AGREEMENT WITH RLK INVESTMENTS, INC., ALSO KNOWN AS COMFORT KEEPERS, TO INCLUDE TRANSPORTATION FOR MEDICAL APPOINTMENTS AT THE HOURLY RATE OF \$25.00 PLUS \$0.54 PER MILE BEGINNING AUGUST 16, 2016. SECONDED BY RUSHTON.**

Discussion – none.

**AYES – 7 (Lautner, Rentenbach, Rushton, Soutas-Little, Wessell, Ansonge, Bunek)  
NO – 0  
MOTION CARRIED.**

Senior Services – Munson Home Health:

*#223-08162016 Regular Session*

**MOTION BY BUNEK TO APPROVE LEELANAU COUNTY SENIOR SERVICES TO AMEND THE AGREEMENT WITH MUNSON HOME HEALTH TO INCLUDE TRANSPORTATION FOR MEDICAL APPOINTMENTS AT THE HOURLY RATE OF \$25.00 WITH A MINIMUM OF TWO HOURS BEGINNING AUGUST 16, 2016. SECONDED BY WESSELL.**

Discussion – none.

**AYES – 7 (Bunek, Lautner, Rentenbach, Rushton, Soutas-Little, Wessell, Ansonge)  
NO – 0  
MOTION CARRIED.**

Prosecuting Attorney – Title IV-E Grant Agreement:

*#224-08162016 Regular Session*

**MOTION BY SOUTAS-LITTLE TO APPROVE THE TITLE IV-E AGREEMENT BETWEEN LEELANAU COUNTY AND THE MICHIGAN DEPARTMENT OF HEALTH AND HUMAN SERVICES (MDHHS) TO REIMBURSE THE COUNTY FOR ABUSE AND NEGLECT CASES AT A RATE OF \$20,000.00 A YEAR FOR A FIVE-YEAR PERIOD BEGINNING OCTOBER 1, 2016, THROUGH SEPTEMBER 30, 2021. SECONDED BY BUNEK & RUSHTON.**

Discussion – none.

**AYES – 7 (Soutas-Little, Wessell, Ansonge, Bunek, Lautner, Rentenbach, Rushton)  
NO – 0  
MOTION CARRIED.**

Probate/Family Court – Annual Plan and Budget for the Child Care Fund:

*#225-08162016 Regular Session*

**MOTION BY RUSHTON TO APPROVE THE CHILD CARE FUND ANNUAL PLAN AND BUDGET FOR LEELANAU COUNTY, FISCAL YEAR OCTOBER 1, 2016, THROUGH SEPTEMBER 30, 2017, IN THE AMOUNT OF \$601,600.00. SECONDED BY SOUTAS-LITTLE.**

Discussion – none.

**AYES – 7 (Rushton, Soutas-Little, Wessell, Ansonge, Bunek, Lautner, Rentenbach)  
NO – 0  
MOTION CARRIED.**

Register of Deeds – Approval of State-mandated Change in Recording Fees:

*#226-08162016 Regular Session*

**MOTION BY WESSELL TO APPROVE THE CHANGE IN THE RECORDING FEES IN THE REGISTER OF DEEDS OFFICE PURSUANT TO MCL 600.2567 AS AMENDED TO \$30.00 PER DOCUMENT AND AN ADDITIONAL \$3.00 PER LIBER AND PAGE ASSIGNED OR DISCHARGE IN EXCESS OF ONE. SECONDED BY LAUTNER.**

Discussion – none.

**AYES – 7 (Wessell, Ansonge, Bunek, Lautner, Rentenbach, Rushton, Soutas-Little)  
NO – 0  
MOTION CARRIED.**

Administration – Myles Kimmerly Barn:

*#227-08162016 Regular Session*

**MOTION BY RUSHTON TO INVESTIGATE, OR LOOK INTO, SELLING THE BARN THAT IS LOCATED AT MYLES KIMMERLY PARK, TO ALSO LOOK INTO DEMOLISHING THE BARN OR THE POSSIBILITY OF UTILIZING THE BARN AS A BURN OPPORTUNITY FOR THE LOCAL FIRE DEPARTMENTS FOR PRACTICE. SECONDED BY WESSELL.**

Discussion – Administrator Janik commented that he wanted to make sure he was clear on this, that he will go out for a request for proposals that will be generic and then the Board of Commissioners can make a decision as to how to proceed. Commissioner Lautner commented that she made a pitch for raising it, taking out the unusable foundation, and setting it back down. It has some awfully big doors to store a boat. Commissioner Rushton commented that she thought that the Parks and Recreation Commission had discussed this, as well as the cost of a new building instead of repairing the foundation and that it was more cost effective to erect a pole building than make the needed repairs. Commissioner Bunek verified Commissioner Rushton's comments.

**AYES – 6 (Rushton, Soutas-Little, Wessell, Ansonge, Bunek, Rentenbach)  
NO – 1 (Lautner)  
MOTION CARRIED.**

Administration – Grand Traverse Band 2% Allocation Awards:

Administrator Janik reported on the awards from the 2% Allocation. Two, of the eight submitted for consideration, were approved by the Grand Traverse Band. The Solid Waste Council requested \$12,000.00 and received \$12,000.00 to purchase recycling containers. The second award was for Probate/Family Court. They had requested \$29,000.00 and were awarded \$10,000.00 for Leelanau Christian Neighbors (LCN). There is no need for a contract with LCN, he met with Family Court Administrator Joe Povolito, Chief Staff Accountant Jen Zywicki, and the County Attorney at Cohl, Stoker & Toskey as payment will be stay in the County budget and be paid out on a case by case basis as requested by the Court Administrator. Commissioner Rushton questioned if we are subcontracting for services and Janik responded no. So there is no need for a contract. Commissioner Lautner questioned if the LCN will recommend people to Probate Court and this should save money from the County's budget. Commissioner

Bunek said that his understanding after speaking with the Court Administrator is that it is for people who are involved with the Court; this will help supplement their needs.

*#228-08162016 Regular Session*

**MOTION BY WESSELL TO ACCEPT THE GRAND TRAVERSE BAND 2% ALLOCATION FUNDS AS AWARDED: SOLID WASTE COUNCIL – RECYCLING CONTAINER PURCHASE, \$12,000.00; PROBATE/FAMILY COURT – LCN NEIGHBORHOOD MINISTRY, \$10,000.00 (OF A \$29,000.00 REQUEST). SECONDED BY SOUTAS-LITTLE.**

Discussion – none.

**AYES – 7 (Wessell, Anson, Bunek, Lautner, Rentenbach, Rushton, Soutas-Little)  
NO – 0  
MOTION CARRIED.**

Amendment and Transfers:

None.

Claims and Accounts:

*#229-08162016 Regular Session*

**MOTION BY LAUTNER TO APPROVE CLAIMS AND ACCOUNTS IN THE AMOUNT OF \$78,607.92. SECONDED BY BUNEK.**

Discussion – none.

**AYES – 7 (Lautner, Rentenbach, Rushton, Soutas-Little, Wessell, Anson, Bunek)  
NO – 0  
MOTION CARRIED.**

Post Audit Claims and Accounts:

*#230-08162016 Regular Session*

**MOTION BY LAUTNER TO APPROVE POST AUDIT CLAIMS AND ACCOUNTS IN THE AMOUNT OF \$1,641,561.27. SECONDED BY BUNEK.**

Discussion – none.

**AYES – 7 (Lautner, Rentenbach, Rushton, Soutas-Little, Wessell, Anson, Bunek)  
NO – 0  
MOTION CARRIED.**

Special Reports by Staff, Commissioners, Elected Officials, and Affiliated Agencies:

► Commissioner Rentenbach commented on the passage of the Radios and will meet with Director Matt Anson and determine on how to move forward with this. This is also a topic for Thursday's meeting with the Task Force.

Commissioner Comments – Reports on Committee/Commission Appointments:

► Commissioner Anson commented that he realizes that the topic has been brought up in the past by previous Boards, but he would like to revisit the topic of a consent agenda. He knows that there has been some opposition to this based on the opportunity of the public to participate and what Elmwood Township does is allow the public to also remove things from the consent agenda and he would suggest that Commissioners do that as well. A lot of time is spent on approving items that could be handled via a consent agenda. He would like to ask that this be considered.

Public Comment:

► Bruce Price of Lake Leelanau. Price commented that he believes in recycling and agrees for the first time with two Republicans – Commissioners Ansgore and Rushton. If the recycling site at the County Health Department is on a temporary basis and they kick you out, the only other spot is the old Schaub farm where curbs were needed. Price continued that if you get kicked out, remember we will be asking you for curbs and gutters. The other thing he is trying to figure out is all of these conservatives on the Board and we get a new Treasurer who decided to cause problems with one of the offices next to him and take over duties because he can. If you remember, he stated “because I can”. So far it is \$20,000.00 for a special audit and then he wants to forgive \$900,000.00 for the district, which is funny since Commissioner Bunek is running for re-election in the same district and he (Bunek) tried to get it through first thing in your last meeting without any consensus or discussion he wanted to get it right out and vote. The same Commissioner that opposes 2% money wants full control and wants to take a whole lot of money away from all of us. He was also the same Commissioner to make the motion to spend over \$3 million and the logic doesn’t fit in with the Republican thinking. Price is not saying it isn’t need, he just requested some common sense and logic.

► Gwenne Allgaier of Cleveland Township. Allgaier commented that she hopes that all of the timbers on the Myles Kimmerly Barn can be saved and resold if necessary as opposed to being burned. She likes the idea of being able to save the old timbers.

► Mary Bush of Bingham Township. Bush thanked Commissioners for the bi-partisan vote to support the 9-1-1 radios so that this can get started. She commented that she is confident that Commissioners will come up with a funding mechanism and if it means another millage, and she has to give up a night of dinner out to support it, she will.

► Steve Mikowski of Lake Leelanau. Mikowski questioned if anyone has sat down with American Waste and asked them what it would cost per container or ton to take care of the recycling sites. It would be nice to see if someone would sit down and talk about this with American Waste. The private sector is way more ahead of the game; we are always about ten years behind the game. Mikowski also wanted to confirm the estimated cost for the radio system. He had heard it was \$800,000.00. Chairman Rentenbach responded initially there was discussion for around \$800,000.00, but the project expanded. Mikowski stated there is a weakness in the process, and the way we go about these things. He appreciates those on the Board who really question the process and question the methodology of acting and making decisions before a policy is in place, and we have not understood what we are going to pay for it. This is a lot of money, and he is not sure if this is a normal way of operating in the County, or if there is a weakness in our responsibility and accountability process. It seems that a little bit of polishing would be helpful to make the best possible decisions. We need to be careful we do not put everything in a “utopian” form, since we do not live in utopia.

**Adjourn:**

*#231-08162016 Regular Session*

**MOTION BY WESSELL TO ADJOURN. SECONDED BY SOUTAS-LITTLE.**

**AYES – 7 (Wessell, Ansorge, Bunek, Lautner, Rentenbach, Rushton, Soutas-Little)**

**NO – 0**

**MOTION CARRIED.**

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Carolyn Rentenbach, Chairman  
Leelanau County Board of Commissioners

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Michelle L. Crocker, Leelanau County Clerk  
Clerk, Leelanau County Board of Comm.