

LEELANAU COUNTY BOARD OF COMMISSIONERS ANNUAL SESSION – Tuesday, October 8, 2019

Approved 5/19/2020

Proceedings of the meeting are being recorded (audio and video) 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 William J. Bunek at 7:00 p.m. Today's meeting is being held at the Government Center, 8527 Government Center Drive, Suttons Bay, Michigan.

The Pledge of Allegiance to the Flag of the United States of America was led by Chairman Bunek, followed by a moment of silence.

Roll Call:	District #1	Anthony Ansorge	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 —

- Airport Commission Update:

Kevin Klein, Cherry Capital Airport Director was present before Commissioners. He updated the Commissioners on Airport happenings via a PowerPoint (https://www.leelanau.cc/downloads/tvc_agac_governance_presentation_092419.pdf). Klein reviewed: the Northwestern Regional Airport Commission Goals; Capital Budget; Airport Finance/Operating Budget; Operating Revenues and Operating Expenses; Airport Economic Impact; Passengers numbers for 2019 up 14.1% over 2018; routes and carriers reviewed; Airport projects. Klein responded to questions from Commissioners and extended the invitation to Commissioners to come and visit the Cherry Capital Airport.

- White House Summit Report Commissioner Bunek:

Chairman Bunek reported on his trip to Washington, D.C., that was put on by NACo (National Association of Counties). Bunek reviewed speakers and sessions he attended. The invitees, as well as the speakers, were from Kentucky, Michigan, and Ohio.

- Parks and Recreation Commission Update:

Casey Noonan, Chairman of Parks & Recreation Commission, was present. Noonan commented on the busy year they have had including updating the five-year plan which they are working with Gosling Czubak. Noonan gave an update on: Myles Kimmerly

Park; use of the parks for special events; a new use policy; Veronica Valley Park and an invasive species removal demonstration; grub shack renovation at Old Settlers Park; and the Myles Kimmerly Park tennis courts renovation and working with Glen Lake Community Schools to potentially build eight new tennis courts. County Administrator Chet Janik offered further comments on the potential partnership that would be available with Glen Lake Schools. Noonan responded to questions from Commissioners on a variety of topics and concluded by updating Commissioners on the Poor Farm Barn, and associated garden.

- **Cedar River Marina Project Presentation:**

Commissioner Lautner introduced Cedar residents Ray Pleva and Mary Taylor. A video was displayed regarding the Cedar River Marina Project. Pleva commented that the project was started in 1983, explained what has been done to date, and what are the future plans for the Marina Project and the fund-raising efforts. Pleva responded to questions from Commissioners on a variety of topics.

Approval of Board Minutes —

Executive Board Meeting – September 10, 2019:

#244-10082019 Annual Session

MOTION BY WESSELL THAT THE BOARD OF COMMISSIONERS APPROVE THE EXECUTIVE BOARD MEETING MINUTES OF TUESDAY, SEPTEMBER 10, 2019. SECONDED BY RUSHTON.

Discussion – none.

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

Regular Session – September 17, 2019:

#245-10082019 Annual Session

MOTION BY LAUTNER THAT THE BOARD OF COMMISSIONERS APPROVE THE REGULAR SESSION MINUTES OF TUESDAY, SEPTEMBER 17, 2019. SECONDED BY RUSHTON.

Discussion – none.

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

Executive Board Meeting – October 1, 2019:

#246-10082019 Annual Session

MOTION BY WESSELL THAT THE BOARD OF COMMISSIONERS APPROVE THE EXECUTIVE BOARD MEETING MINUTES OF TUESDAY, OCTOBER 1, 2019. SECONDED BY RENTENBACH.

Discussion – none.

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

Approval of Agenda/Late Additions or Deletions:

Chairman Bunek stated that he has received no requests for additions or deletions.

#247-10082019 Annual Session

MOTION BY LAUTNER THAT THE BOARD OF COMMISSIONERS APPROVE THE AGENDA AS PRESENTED. SECONDED BY WESSELL.

Discussion – none.

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

Public Comment:

► Warren Hutchinson, Bingham Township resident. Hutchinson said he is here tonight to discuss and provide a recommendation on the (Ironman) road closure. He stated he is a retired State Police Detective Lieutenant, and gave his work history and background in civil liabilities. Hutchinson said he is really concerned about road closures. Hutchinson spoke and asked if Commissioners know who they are dealing with – which he stated is (owned) by a conglomerate out of Beijing, China. Hutchinson commented on road closures, the conglomerate of the Ironman, the contract, saying you have to have this investigated properly. He doesn't like the attitude of Trevor Tkach, and asked Commissioners to look into this through the legal process. He thinks the best thing to say is no, not in this County.

► Bruce Price, Lake Leelanau. Price commented on a (proposed) Verizon Tower project. He told Commissioners they should tell Verizon not to put the tower on taxpayer land.

► Dale Schaub, Lake Leelanau. Schaub commented on ethics and government elected officials, saying he felt his first amendment rights were violated by an elected judicial official. He is also concerned about the ethics of this Commission using organizations to promote special interest groups, specifically the Early Childhood Development millage proposal. He spoke about an event he attended recently where the public was invited to attend, passing out information and he was told to leave. More comments followed.

► Steve Mikowski, Lake Leelanau. Mikowski referenced his handout distributed to Commissioners (on file in the County Clerk's office). He spoke in opposition to the Ironman Event and the Early Childhood proposal.

► Brian Keissling, MD, Elmwood Township. Keissling said he works at Munson and participated in the Ironman. He said the Ironman started out as a US business and was bought out by a Chinese company. He provided an overview of nationwide events. There were a lot of hiccups with the inaugural race and there were inconsistencies that need to be worked out. Keissling spoke in favor of the event, adding that the community support was incredible, and thought the Board should hear the other side of it.

► Gery Zemaitis, Leland Township. Zemaitis said that he read a flier about the Early Childhood, and it was an opposing view of what some others have. He had extra (copies) of the flier and went to the Post Office and asked the Postmaster if he could post it on the bulletin board. He goes there nearly every day and then he sees another (flier) promoting a meeting at Suttons Bay High School and the next day he visited the Post Office, his flier is gone. He continued to comment on the fliers, saying by the third day, both fliers are gone. He asked the Postmaster, who told him some other people came in and they were really too much, so he took both fliers down. That is not good; you have to share information. Let's get along. He does not agree with what is being imposed on the County.

Public Budget Hearing:

Chairman Bunek recessed the Statutory Annual Meeting and opened the Public Budget Hearing at 8:32 p.m.

Final Staff Reports – County Clerk Michelle L. Crocker noted the draft 2020 budget was available in her office as was posted and is balanced as directed throughout all meetings. The 2020 Budget is set at \$13,526,898.00, which is a slight decrease from the (approved) 2019 Budget. They did use fund balance forward of \$874,432.00 to balance, which is less used than the previous year, but we did have significant projects this year. Depending on the amount of revenues that do come in, we may not need to dip into the Fund Balance Forward.

Public Comment:

●Steve Mikowski, Lake Leelanau. Mikowski commented on the top line budget.

Commissioner Comment – Commissioner Rushton asked and Clerk Crocker responded the budget information is not currently available on the County website. However, once approved the information will be uploaded. She and her staff are also happy to email out information as well.

There being no further questions from the public, Chairman Bunek closed the Public Budget Hearing at 8:35 p.m. and resumed the Statutory Annual Meeting.

A brief recess taken at 8:35 p.m.

Meeting back to order at 8:42 p.m.

Action Items (continued) —

2020 Budget and 2020 General Appropriations Act Resolution:

#248-10082019 Annual Session

MOTION BY LAUTNER THAT THE BOARD OF COMMISSIONERS APPROVE THE 2020 GENERAL APPROPRIATIONS ACT RESOLUTION #2019-008. SECONDED BY RENTENBACH.

Discussion – none.

ROLL CALL: Lautner – YES; Rentenbach – YES; Rushton – YES; Soutas-Little – YES; Wessell – YES; Bunek – YES; Ansorge – YES.

AYES – 7 NO – 0

MOTION CARRIED.

Administrator Janik thanked County Clerk Crocker and her staff for all of their efforts; it has been a long process. People do not realize the budget process starts in May, and they have spent a lot of weekends getting this ready. A lot of work took place behind the scenes, with Crocker, Chief Deputy County Clerk Jennifer Zywicki and Account Clerk Johanna Novak. Commissioner Lautner added, and on time – as always.

Resolution #2019 - 008

**LEELANAU COUNTY
2020 GENERAL APPROPRIATIONS ACT RESOLUTION**

A resolution to appropriate monies and adopting the 2020 Leelanau County Budget including: the General Fund budget and the several Special Revenue Fund budgets.

It being the finding and opinion of the Leelanau County Board of Commissioners:

WHEREAS, the Uniform Budgeting and Accounting Act, Public Act 621 of 1978, requires that each local unit of government adopt a balanced budget for all required funds; and

WHEREAS, county offices, the courts, county departments, and others have submitted requests for a county appropriation in the 2020 budget; and

WHEREAS, the Board of Commissioners Executive Board has had under consideration the taxes for the local units of government and the budgetary needs of various county departments and other budgetary units; and

WHEREAS, the Board of Commissioners has taken into consideration the fact that there are certain required functions of county government or operations which must be budgeted at serviceable levels in order to provide statutory and constitutionally required services and programs; and

WHEREAS, the Board of Commissioners annually adopts a balanced budget and authorizes appropriations subject to the conditions set forth in its annual General Appropriations Act Resolution; and

WHEREAS, the budget contains anticipated revenues and expenditures from certain grant programs, which will also require approval of agreements with granting agencies at various times during the fiscal year; and

WHEREAS, the Board of Commissioners Executive Board, after considerable deliberation, has recommended adoption of the budgets and reports attached to and made part of this Appropriations Act.

In recognition of the above listed findings and opinions:

THEREFORE BE IT RESOLVED, that the attached 2020 Leelanau County General Fund Operating Budget, the 2020 Special Revenue Fund Budgets, and the 2020 Budget Rules, as set forth in the Board of Commissioners Executive Board Recommended Budget, is hereby adopted on a basis consistent with Leelanau County's budget process and subject to all county policies regarding the expenditure of funds and the conditions set forth in this resolution.

BE IT FURTHER RESOLVED, the Leelanau County Board of Commissioners appropriates monies supported by various 2020 revenues and to authorize expenditures within the lump sum Activity Level totals for each of the various General and Special funds.

BE IT FURTHER RESOLVED, that the adopted budget is based on current estimates of revenues and expenditures, and that the Board of Commissioners may find it necessary to adjust budgeted revenues and expenditures from time to time during the year, provided the budget remains in a balanced state.

BE IT FURTHER RESOLVED, the Leelanau County Board of Commissioners, for purposes of the Truth in Budgeting Act, establishes a levy of 4.2693 mills, of which 3.4542 mills are allocated operational purposes, .4970 mills are voted road funds¹, and .3181 are voted senior services.²

BE IT FURTHER RESOLVED, that all county elected officials and county department heads shall abide by the 2020 Budget Rules, as adopted and amended by this Board and that the budgeted funds are appropriated contingent upon compliance with all approved county policies and procedures; and

BE IT FURTHER RESOLVED, that the 2020 Authorized Staffing Levels contained in the budget shall limit the number of permanent employees who can be employed in all departments, offices, and the courts, and no funds are appropriated for any permanent position or employee not on the approved 2020 Authorized Staffing Levels.

BE IT FURTHER RESOLVED, the Board of Commissioners authorizes the use of budgeted funds as herein governed by the 2020 Authorized Vehicle Levels for the purchase of vehicles and necessary equipment.

¹ Road Commission Millage renewal was approved by voters at the August 7, 2018, Primary Election.

² .320 is the approved December 1, 2018, rate.

BE IT FURTHER RESOLVED, that an appropriation is not a mandate to spend, but shall limit the amount which may be spent for such purposes as are defined by the Board of Commissioners and which shall be limited to the 2020 calendar year.

BE IT FURTHER RESOLVED, that any county department, agency, board, commission or unit of government that accepts a County appropriation shall do so, subject to the understanding that they will be subject to an inspection and/or audit by the Leelanau County Board of Commissioners or its designee.

BE IT FURTHER RESOLVED, that the County Administrator is hereby re-appointed as Chief Administrative Officer, pursuant to the Uniform Budget and Accounting Act, with power to administer those duties in connection with the County budget, to prepare, present, and monitor the annual operating budget jointly with the Accounting Department, County Clerk, and County Treasurer, and other duties as may be from time to time delegated to the Office of Administrator by this Board; and

BE IT FURTHER RESOLVED, that, in the event the United States Government or State of Michigan fails to provide certain revenue transfer payments as required by law and/or contractual agreements between the United States Government or State of Michigan and Leelanau County, the specific programs funded by such state revenue transfer payments shall bear the full impact of such revenue reduction. In the event the United States Government or State of Michigan defaults or otherwise fails to provide general, unrestricted revenue transfer payments, the Board, upon the recommendation of the Executive Board of the Leelanau County Board of Commissioners, shall allocate said revenue reduction in its legislative judgment. The Leelanau County Board of Commissioners cannot, and will not, absorb the program costs created by revenue transfer payment defaults by the United States Government or State of Michigan.

Road Closure Discussion:

Commissioner Ansong stated this is a Road Closure issue; it is not an Ironman issue, it is not a Traverse City tourism issue. He has talked with multiple people on this and they were following the information as provided to them; unfortunately, they had bad information. The real problem comes down to the MDOT (Michigan Department of Transportation) and the MSP (Michigan State Police). The roads were closed, MDOT's own process – they have the forms, the law, and everything that should have been done on their own website, and it was not followed. Moving forward, there needs to be an answer as to whether or not the process is going to be followed next year. There is a race in 2020 and it is sold out. The route is subject to change and we do not know how that will shake out. His focus is on the process and the road closures. He understands that there is some concern and there should be another effort to talk to MDOT and/or the MSP in an attempt to resolve this. There is time to do that, if people still feel the need to do it. Ansong continued that in his opinion the information is out there – MDOT's own process was not followed. We could attempt to talk to them again if Commissioners feel there is a need to do that. Ansong said he feels that there is a

need to follow the process and the law. It wasn't done and he is open to the discussion. He is open to asking the Attorney General (AG) to investigate this or look into it – it seems pretty black and white.

Commissioner Rushton commented that she did not attend the end of the event meeting and asked if some of the conversation could be shared. Were there other communities concerned with road closures or a contract between the Ironman company and whomever – we don't have any of that information. We don't know if there was an arrangement prior to what the law states. Commissioner Ansorge asked Janik to comment. Janik indicated that there were other jurisdictions present, including Benzie County, Long Lake Township (of Grand Traverse County), the Traverse City DDA (Downtown Development Authority) – all had issues or concerns with the race/process. The Leelanau County Road Commission was there and had previously passed a resolution because three county roads were closed and they did not follow the process; a request to close the roads had not been made. As outlined in (MCL [Michigan Compiled Laws]) 247.322, if a county road is closed, it has to be a local unit of government that approaches the County Road Commission. If it is a state road, a government entity needs to approach MDOT. The information is black and white. This also covers partial closures.

Janik continued – overall, the discussion was fairly positive with the exception of the MDOT – one did the speaking and said they were receptive to the idea. They basically said that their interpretation of the law was different than Janik's interpretation of the state statute; the MSP said that there would be more dialogue – the person that came to the 9-1-1 meeting was very apologetic and noted there were internal issues. He was upfront and did agree that changes needed to be made. Many of the MSP Troopers (at the event) were from outside of the area and here for the first time – they did not know the roads or the side roads. They were put in an awkward position. Janik said he had requested Trevor Tkach's attendance at the last meeting, which he attended. Janik said he had also asked Tkach if he could set up a meeting between MDOT before tonight's meeting but was unable to do so; however, he was able to speak with MDOT this afternoon. Janik said he had asked if MDOT could guarantee that the law would be followed in 2020 as outlined, and he did not get a commitment from them. Tkach did say he feels like the "water boy" because it is really the City of Traverse City that approved the event. Obviously Tkach had played a major part of it. There is a lot of dialogue going on for next year's race. The question is will MDOT commit to following the law as outlined, and Janik has not been able to talk with them directly. More comments followed on the difficulty in setting up a meeting with MDOT.

Commissioner Rushton stated that MDOT's response is of concern to her; they do not interpret the law as it is written, and they may have a valid point; we do not know that. She would like to see the issue resolved before we get to next year's race so it can be successful for this County as well as other counties. Clarification needs to be obtained so we know how it should be for both sides and you would think that they would want

the same thing. Janik offered comment – regardless of where the race is, a road will be used and there is a process that needs to be followed.

Janik continued; as Commissioner Ansong had stated, it is not an Ironman issue – the law is pretty clear. Locally, when Northport roads closed for the “Uncaged” event, they went through the process. Janik gave other examples, and then cited several processes that need to be followed for road closures. The Road Commission needs to be involved.

Commissioner Ansong commented that it is MDOTs own process – it is very detailed. All that stuff, how can people or ambulances can get through – it is all part of a traffic control plan and if that had been in place things would have gone a lot smoother.

Commissioner Wessell said he likes the shift in discussion around road closures and not about Ironman. There were problems and he doesn't want an immediate resolution submitted to the Attorney General. We have 11 months before the next event and if we get through the first part of the year and there are no answers, then yes, let's seek legal help. But right now, sit down with these people. He said he doesn't think we need to go to the attorney general. He has read the resolution and he agrees with most of it. He thinks that we need to figure this out and not drive a nail with a sledgehammer.

Commissioner Lautner dissented, saying this is exactly what is needed. Her concern is that if this is set aside, we won't be involved in the process. You can call it a road closure issue, but if this is the MO (Modus Operandi) for this organization, then expect the same MO (for next year's event). She thinks it wasn't followed for a reason – the race as successful as it is, it is not bigger than the law. That is our first step, does the County have that first leg to start on. (Next year's Ironman Event) is sold out – they are having the race. If they don't have a place to do it, that is not the County's problem. Our situation is the road; we still need those answers. It was just too big. It is very important we find that answer or solution to ensure that everything will run as it was we were told it was going to run – the ambulances would have been able to get out of the County and people would have been able to get out of the County. If we don't move forward, we won't find out where the breakdown happened unless we do.

Commissioner Rentenbach commented that there have been a lot of positive conversations about this and it is known that we are taking this seriously, that the rules were not followed and should have been. She questions many of the other events in the County, whether they be running races, festivals, such as Empire Beer and Hops – she doesn't know if they are following the procedures. She doesn't know if it is necessary at this point to contact the AG. We are having positive conversations and we will be able to resolve this before we are imposed upon again and they may change the route so it doesn't even come through Leelanau County.

Chairman Bunek asked how can we get a guarantee the rules will be followed? How do we go about that so our County doesn't get cut off again? What can we do to ensure

that doesn't happen again? If lives are put in danger next year, that is on the County. We have an opportunity now to do something. It seems that the Road Commission and the townships should be acting on this and he doesn't see anyone acting on this and that is what worries him. He doesn't want to be told that we waited too long.

Commissioner Soutas-Little questioned Commissioner Ansorte if he feels it is necessary to go to the AG or if he is looking for a solution – a meeting of the minds to ensure there is a process and it is followed, identified and agreed to. Ansorte commented they heard the concerns about the process. He did not get any warm/fuzzy feelings from MDOT or the MSP that anything would change. It doesn't mean it won't, but he did not get that impression it was very short shrift and they didn't want to address the issue at all. The meeting was to identify problems, not solve problems. He cannot blame anyone for not wanting to address the problems, as the purpose was to raise those issues. He does not know where the County goes next if we do not ask for someone to resolve this and, in his opinion, the AG is the correct office to make that interpretation as it involves two state agencies. That is where the County would go to get that addressed – he does have a bias, as he was negatively impacted personally. If you want to wait another month and authorize the Administrator to get a resolution from MDOT and the State Police, and he can go along with that.

Janik said he has not personally talked to any MDOT official outside of the meeting. Janik said he can personally contact those people prior to the November meeting and see if he can get assurances, they will follow the law, he will report back to the Board. If not, you can decide at that time (how to move forward). They start meetings for the 2020 races in January 2020, and Janik said he is happy to contact the MDOT director and the regional MSP director and set up a meeting and get their assurances and report back next month.

Commissioner Soutas-Little said she would also like clarification as to their interpretation and do they see this.

Commissioner Lautner commented two things – in wanting to move forward if this is the method of operation for this organization, have they been doing this wherever they go and have there been other instances where there have been the same problems we had. She would also like Janik to check with the fire chiefs as to the ambulance that was not allowed to cross the highway with a cardiac patient onboard and could not get to NorthFlight.

Commissioner Wessell said he would like to put it off for a month and in November if we don't have a solution, then move forward and obtain help from the AG.

Commissioner Rentenbach concurred, saying if it is necessary to go with a resolution and go to the Attorney General – if it is necessary to go with the resolution – if we get

some concurrence from MDOT and MSP, then she would feel comfortable not doing that.

#249-10082019 Annual Session

MOTION BY ANSORGE THAT THE BOARD OF COMMISSIONERS AUTHORIZE THE ADMINISTRATOR TO CONTACT THE MICHIGAN DEPARTMENT OF TRANSPORTATION (MDOT) AND THE MICHIGAN STATE POLICE (MSP) AND TO GATHER ADDITIONAL INFORMATION, INCLUDING ANY ADDITIONAL INFORMATION THAT CAN BE GATHERED FROM OUR LOCAL PEOPLE, AS WELL AS INFORMATION FROM MDOT AND MSP FOR DISCUSSION AT THE NEXT EXECUTIVE BOARD MEETING. SECONDED WESSALL.

Discussion – none.

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

Planning & Community Development – Out-of-State Travel:

#250-10082019 Annual Session

MOTION BY LAUTNER THAT THE LEELANAU COUNTY BOARD OF COMMISSIONERS APPROVE OUT-OF-STATE TRAVEL FOR PLANNING AND COMMUNITY DEVELOPMENT DIRECTOR TRUDY GALLA TO ATTEND THE BROWNFIELD 2019 CONFERENCE, DECEMBER 10 - 14 IN LOS ANGELES, CALIFORNIA, WITH THE AMOUNT NOT TO EXCEED \$2,000.00; FUNDS TO COME FROM THE PLANNING BUDGET. SECONDED BY RENTENBACH.

Discussion – none.

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

#251-10082019 Annual Session

MOTION BY LAUTNER THAT THE LEELANAU COUNTY BOARD OF COMMISSIONERS APPROVE OUT-OF-STATE TRAVEL FOR BROWNFIELD MEMBER KATHY EGAN TO ATTEND THE BROWNFIELD 2019 CONFERENCE, DECEMBER 10 - 14 IN LOS ANGELES, CALIFORNIA, WITH THE AMOUNT NOT TO EXCEED \$2,000.00; FUNDS TO COME FROM THE BROWNFIELD BUDGET. SECONDED BY RENTENBACH.

Discussion – none.

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

Probate/Family Court – Overlap Request:

#252-10082019 Annual Session

MOTION BY RUSHTON THAT THE LEELANAU COUNTY BOARD OF COMMISSIONERS APPROVE THE PROBATE COURT WITH UP TO A THREE-WEEK PERIOD OF OVERLAP/TRAINING FOR THE NEW PROBATE REGISTER. SECONDED BY SOUTAS-LITTLE.

Discussion – none.

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

Register of Deeds – Additional Software License Request, Tyler Technologies:

#253-10082019 Annual Session

MOTION BY LAUTNER THAT THE LEELANAU COUNTY BOARD OF COMMISSIONERS APPROVE THE PURCHASE OF AN ADDITIONAL SOFTWARE LICENSE FROM TYLER TECHNOLOGIES, INC., FOR THE REGISTER OF DEEDS OFFICE IN THE AMOUNT OF \$2,750.00; FUNDS TO COME FROM THE AUTOMATION FUND #256.000.000.970.000. SECONDED BY RUSHTON.

Discussion – none.

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

Equalization –Leelanau County Apportionment Report, L-4402:

Equalization Director Laurie Spencer was present to present the Apportionment Report, L-4402 (https://www.leelanau.cc/downloads/2019_apportionment_10082019_opt.pdf) to the County Board of Commissioners. Spencer reviewed the entire report with Commissioners beginning with a Letter to the Board followed by: 2019 Top Ten Owners; Top Ten Statistics Reports (5); Townships (11); City (1); Villages (3); Schools (5); Taxable Value Since 1994; 2019 Revenue Sources by Property Classification (Real); 2019 Revenue Sources by Property Classification (Personal); 2019 Revenue Sources by Property Classification (Real/Personal); Map of Top Ten Owners by Taxable Value; Miscellaneous Exempt Class; Leelanau County Rank in State for 2019 by Taxable Value; and L-4402 Apportionment Report. Spencer responded to multiple questions from Commissioners.

#254-10082019 Annual Session

MOTION BY RENTENBACH THAT THE LEELANAU COUNTY BOARD OF COMMISSIONERS APPROVES THE COUNTY APPORTIONMENT REPORT (L-4402). SECONDED BY WESSELL.

Discussion – none.

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

Benzie/Leelanau District Health Department Digitization Software:

#255-10082019 Annual Session

MOTION BY LAUTNER THAT THE LEELANAU COUNTY BOARD OF COMMISSIONERS APPROVES \$25,000.00 FOR THE PURPOSE OF DIGITIZATION THE BENZIE/LEELANAU DISTRICT HEALTH DEPARTMENT RECORDS FOR LEELANAU COUNTY. SECONDED BY RENTENBACH.

Discussion – none.

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

Parks and Recreation Commission – Approval of Public Hearing for Public Input on the Five-Year Recreation Plan:

#256-10082019 Annual Session

MOTION BY WESSELL THAT THE LEELANAU COUNTY BOARD OF COMMISSIONERS SET A PUBLIC HEARING DATE FOR PUBLIC INPUT ON THE FINAL DRAFT OF THE 2020-2024 LEELANAU COUNTY FIVE-YEAR PARKS, RECREATION, GREENWAYS, AND OPEN SPACE PLAN FOR TUESDAY, DECEMBER 10, 2019, AT 9:30 A.M. SECONDED BY SOUTAS-LITTLE.

Discussion – none.

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

County Clerk – Attorney Client/Privilege Letter:

#257-10082019 Annual Session

MOTION BY WESSELL THAT THE LEELANAU COUNTY BOARD OF COMMISSIONERS WAIVE THE ATTORNEY/CLIENT PRIVILEGE AND RELEASE THE ATTORNEY/CLIENT PRIVILEGE LETTER OF SEPTEMBER 20, 2019, REGARDING THE COUNTY CREDIT CARD ISSUE AS A PART OF THE FOIA REQUEST. SECONDED BY SOUTAS-LITTLE.

Discussion – none.

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

County Clerk – Non-Union Uniform/Gun Allowance Request:

#258-10082019 Annual Session

MOTION BY ANSORGE THAT THE LEELANAU COUNTY BOARD OF COMMISSIONERS APPROVE THE UNIFORM AND GUN ALLOWANCE FOR THE FOLLOWING NON-UNION PERSONNEL THROUGH PAYROLL WITH APPROPRIATE TAXES WITHHELD (IF RECEIPTS ARE NOT PROVIDED):

**SHERIFF \$100.00 GUN/\$575.00 UNIFORM FOR A TOTAL OF \$675.00;
UNDERSHERIFF \$100.00 GUN/ \$575.00 UNIFORM FOR A TOTAL OF \$675.00;
COURT BAILIFF \$150.00 UNIFORM; 2 COURT BAILIFFS AT \$50.00 EACH;
EXPENSES FROM #101.225.301.703.742.000.**

MARINE DEPUTIES: 1 SENIOR OFFICER AT \$150.00; 3 JUNIOR OFFICERS AT \$100.00 EACH FOR A TOTAL OF \$300.00; EXPENSES TO COME FROM #101.225.301.703.742.000. SECONDED BY WESSELL.

Discussion – none.

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

Administration – Solutions for You Contract Renewal:

#259-10082019 Annual Session

MOTION BY RENTENBACH THAT THE LEELANAU COUNTY BOARD OF COMMISSIONERS WAIVES THE BOARD POLICY ON BID REQUIREMENTS AND RENEW AN AGREEMENT BETWEEN LEELANAU COUNTY AND SOLUTIONS FOR YOU, LLC. SECONDED BY SOUTAS-LITTLE.

Discussion – Administrator Janik indicated that Counsel has reviewed and approved the contract. Commissioner Lautner questioned if this is the contract for cleaning of the Courthouse and Chairman Bunek questioned if it also includes the Law Enforcement Center and Janik affirmed, saying it includes a 1.5% yearly increase.

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

Review of Financials:

None.

Committee Reports, Recommendations, and Resolutions:

None.

Special Reports by Staff, Commissioners, and Affiliated Agencies:

► Commissioner Wessell said he had attended the Northern Lakes Community Mental Health meeting this week and he was asked to remind Commissioners to complete the survey for the November meeting.

Public Comment:

► Steve Mikowski, Lake Leelanau. Mikowski offered comment on the issue of the road closure. The responsible party for the event should prepare a simplified report of the issues, problems caused, and possible solutions and then it would be easier to make a decision.

Commissioner Comments:

► Commissioner Wessell said he had the opportunity to attend the Indigenous Peoples Day ceremony, and as they were introducing the program, it was his please to say the resolution was approved 7-0 and they were appreciative.

Approval of Financials –
Amendments & Transfers:

#260-10082019 Annual Session

MOTION BY LAUTNER TO RECOMMEND TO THE LEELANAU COUNTY BOARD OF COMMISSIONERS APPROVAL OF BUDGET AMENDMENTS NUMBERS #19-012 AND #19-013. SECONDED BY WESSELL.

Discussion – none.

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

#261-10082019 Annual Session

MOTION BY LAUTNER TO RECOMMEND TO THE LEELANAU COUNTY BOARD OF COMMISSIONERS APPROVAL OF FUND TRANSFER #19-005. SECONDED BY WESSELL.

Discussion – none.

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

NO – 0

MOTION CARRIED.

Miscellaneous Fund Transfers and Amendments:

None.

Claims and Accounts:

#262-10082019 Annual Session

MOTION BY LAUTNER THAT THE LEELANAU COUNTY BOARD OF COMMISSIONERS APPROVES CLAIMS AND ACCOUNTS IN THE AMOUNT \$1,110,773.14. SECONDED BY RENTENBACH.

Discussion – none.

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

NO – 0

MOTION CARRIED.

Post Audit Claims and Accounts:

#263-10082019 Annual Session

MOTION BY LAUTNER THAT THE LEELANAU COUNTY BOARD OF COMMISSIONERS APPROVES POST AUDIT CLAIMS AND ACCOUNTS IN THE AMOUNT OF \$3,521,037.29. SECONDED BY RENTENBACH AND WESSELL.

Discussion – none.

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

NO – 0

MOTION CARRIED.

Adjournment:

Meeting adjourned by Chairman Bunek at 9:36 p.m.

William J. Bunek, Chairman
Leelanau County Board of Commissioners

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