LEELANAU COUNTY BOARD OF PUBLIC WORKS Regular Quarterly Meeting – Tuesday, July 5, 2022

Tentative minutes

Proceedings of the meeting are being recorded (audio and video). The video of the meeting can be found at the following link: <u>http://leelanau.gov/meetingdetails.asp?MAId=2367</u>

Call to Order:

Meeting called to Order by Chairman Garth Greenan at 11:01 a.m. Today's meeting is being held at the Government Center, 8527 E. Government Center Drive, Suttons Bay, Michigan.

Pledge of Allegiance:

The Pledge of Allegiance to the United States of America was dispensed with as it was recited previously.

<u>Roll Call</u> :	Road Commissioner Jim Calhoun	PRESENT
	Road Commissioner Garth Greenan	PRESENT
	Road Commissioner Bob Joyce	PRESENT
	Road Commissioner Greg Mikowski	PRESENT
	Road Commissioner John Popa	PRESENT

Approval of Agenda – Additions or Deletions:

Road Commissioner Popa asked to add discussion of the make-up of the Board of Public Works under New Business. Chairman Greenan stated this item will be added as the first item under New Business.

MOTION BY JOYCE TO ACCEPT THE AGENDA AS AMENDED. SECONDED BY MIKOWSKI.

Discussion – none. AYES – 5 (Joyce, Mikowski, Popa, Calhoun, Greenan) NO – 0

MOTION CARRIED.

Approval of Minutes – February 16, 2022, and April 5, 2022: MOTION BY JOYCE TO APPROVE THE FEBRUARY 16, 2022, AND APRIL 5, 2022, MEETING MINUTES AS WRITTEN. SECONDED BY MIKOWSKI. Discussion – none. AYES – 5 (Joyce, Mikowski, Popa, Calhoun, Greenan) NO – 0 MOTION CARRIED.

Public Comment: None.

<u>Communication Items</u>: None.

Old Business: None. New Business:

Discussion of the Make-up of the Board of Public Works (BPW): Road Commissioner Popa said he would like to discuss the current organization of the Board of Public Works and reviewed the handout he provided to board members. Link to the handout can be seen at the following: http://leelanau.gov/downloads/bpw_handout_07052022.pdf.

Popa said he approached the Board of Commissioners several years ago once the Northport sewer project was completed and believes Administrator Janik has a past legal opinion regarding the necessary members for the Board of Public Works as well. Popa pointed out that the first page of the handout shows the MCL excerpt stating the County Drain Commissioner shall be one of the members.

Discussion continued between board members regarding the necessary makeup and possible changes to the Board of Public Works.

Popa reviewed his bullet points for the reorganization of the Board of Public Works and then read his written recommendation/motion that said: The present make-up of the BPW shall be changed and the Drain Commissioner is to assume all duties of the BPW, after legal review.

Popa then said he would like this presented to Commissioners at the Executive Board meeting in July by Chairman Greenan after Administrator Janik gets a legal review.

Chairman Greenan said he would like to see the legal review from Janik, or a new one, before presenting to the board. Greenan said in concept he agrees with Popa but legally there has to be one represented as the County has pledged its full faith in credit for the cost of the Northport Sewer System.

Road Commissioner Joyce said he agrees to see what the legal opinion is.

MOTION BY POPA TO RECOMMEND TO THE LEELANAU COUNTY BOARD OF COMMISSIONERS THAT THE PRESENT MAKE-UP OF THE BOARD OF PUBLIC WORKS SHALL BE CHANGED AND THE DRAIN COMMISSIONER WILL ASSUME ALL DUTIES OF THE BOARD OF PUBLIC WORKS, AFTER LEGAL REVIEW. SECONDED BY MIKOWSKI.

Discussion – Road Commissioner Calhoun stated he would rather wait for the legal review and feels to get this to the Board in July would be a rush.

ROLL CALL: Popa – YES; Calhoun – NO; Greenan – NO; Joyce – NO; Mikowski – YES.AYES – 2NO – 3RECOMMENDATION FAILS.

MOTION BY JOYCE TO RECOMMEND TO THE LEELANAU COUNTY BOARD OF COMMISSIONERS THAT A LEGAL REVIEW BE DONE REGARDING THE REORGANIZATION OF THE BOARD OF PUBLIC WORKS. SECONDED BY CALHOUN.

Discussion – Road Commissioner Calhoun requests this be done in a timely manner. Chairman Greenan stated that he feels it's important that if they are talking about eliminating their positions from this board then they have sufficient time to evaluate what they are doing and the legality. Greenan said he will request from the Administrator that this be done in a timely manner.

ROLL CALL: Joyce – YES; Mikowski – YES; Popa – YES; Calhoun – YES;Greenan – YES.AYES – 5NO – 0RECOMMENDATION PASSES.

Road Commissioner Popa said if it is necessary to have to present something to the Board of Commissioners that the BPW member is eligible to get reimbursed per the County Policy.

MOTION BY POPA TO REQUEST THAT MILEAGE AND PER DIEM REIMBURSEMENT BE GIVEN TO ANY BOARD OF PUBLIC WORKS MEMBER THAT IS REQUESTED TO ATTEND A COUNTY BOARD OF COMMISSIONERS MEETING.

Motion fails due to lack of second.

Public Comment: None.

Board Member Comment: None.

<u>Adjournment</u>: Motion to adjourn by Joyce. Seconded by Calhoun.

Chairman Greenan adjourned the meeting at 11:06 a.m.

Garth Greenan, Chairman Leelanau County Board of Public Works Alison Middleton, Administrative Deputy Clerk for Michelle L. Crocker, Leelanau County Clerk