

**LEELANAU COUNTY BOARD OF COMMISSIONERS
REGULAR SESSION – Tuesday, July 16, 2019**

Tentative minutes.

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 William J. Bunek at 7:00 p.m. Today's meeting is being held at the Government Center, 8527 E. Government Center Drive, Suttons Bay, Michigan.

Chairman Bunek waived the Pledge of Allegiance to the Flag of the United States of America as it was recited at the prior meeting.

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 —

Honorable Robert Cooney, Honorable Michael S. Stepka, Chief Judge, and 86th District Court Administrator Carol Stocking were present regarding the Court's Annual Report and to present to the Commissioners.

The Commissioners were thanked for allowing the hiring of Deputy Court Administrator Dawn Wagoner, who has been invaluable. The complete report is on file in the County Clerk's office. Stocking noted several areas of the report including the Michigan Indigent Defense Counsel and their progress with a paperless system. She indicated that caseload statistics are static and that reimbursement of costs is down a bit, but nothing to be concerned about.

Commissioner Ansorge questioned the abstracting from the Leelanau County 86th District Court. Stocking responded that the numbers are lower in Leelanau County and that by missing timely submission on abstracts by even two could affect the percentages to miss the 99% compliance seen in Grand Traverse and Antrim.

Commissioner Lautner questioned and Stocking responded regarding costs being down. Felonies are down, as are misdemeanors so that will impact your revenue.

Commissioner Rushton asked if they could talk about the success of the Specialty Court and Judge Cooney reported on the first two people that have graduated from the Drug Court program, which can take 2.5 – 3 years. He explained the program and the intensive process that the individuals go through. The Sobriety Court has the best success rate in the State for a recidivism rate. Judge Stepka added that the Drug Court is relatively new.

Judge Stepka noted that the Sobriety Court began in 2001 and was begun by then Judge Michael Haley. The statistics are really good, with recidivism around 4%. All of the various courts were reviewed, including the Community Outreach Court and what is involved with the administration of that court and the thought of lifting the individual up and bettering oneself, which is a bit different and assists those that are homeless or about to become homeless – they do not have an active case in the court, but partner with other agencies – if they work for a certain period of time – then they wipe out their past court fees and cancel any bench warrants – the thought is to lift the participants up based on bettering themselves.

Judge Cooney said they are just starting a Veteran’s Treatment Court and there is some training coming up in September with some folks from the National Organization– the main goal is to get them connected with the Veteran’s Affairs office. That is something that they are very excited about. It will be modified to make it work and be effective. It is going to be a good thing.

Commissioner Rushton thanked them for the efforts of the Specialty Courts stating the community reaps the rewards of the work that is being done. We do see a difference in the community for the efforts. It is a huge – just fixing a lot of families and individuals. Stocking added something as small – they are all felons and everyone has jobs. It is hard for felons to get a job and they are all employed and that is meaningful. Stepka said that the Sobriety Court usually has 100 people in it and if they are successful, their charges are reduced to a misdemeanor. This Board has been kind to the Court over the years and they are very appreciative of it and it helps them.

Judge Cooney again thanked Commissioners for approving the Deputy Court Administrator. There is no way Court Administrator Stocking could do it without assistance. When you have 35 employees and as much as is going on, it was essential in order to get everything done and just to maintain the function of the courts to have the Deputy and he explained all that is happening.

The Judges and Court Administrator responded to questions from Commissioners.

Approval of Minutes:
None.

Approval of Agenda / Late Additions or Deletions:

Chairman Bunek commented that he has received one late addition (regarding approving the Settlement Agreement and Mutual Release of Circuit Court Case #19-10317-CZ) and the removal of Action Item #3 – Sheriff’s Office – Renewal of Agreement for Animal Control Services, Grand Traverse Band. The addition of the item will be placed as Action Item #3.

#165-07162019 Regular Session

MOTION BY RUSHTON THAT THE BOARD OF COMMISSIONERS APPROVE THE AGENDA AS AMENDED. SECONDED BY RENTENBACH.

Discussion – none.

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

Public Comment:

None.

Action Items —

Probate & Family Court – Reimbursement Request:

#166-07162019 Regular Session

MOTION BY WESSELL TO APPROVE THE PAYMENTS, TWO REIMBURSEMENT REQUESTS, FROM THERESE LARSON TOTALING \$88.21, AS PRESENTED. SECONDED BY RENTENBACH.

Discussion – none.

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

Probate & Family Court – Bed Rental Agreement, Ottawa County Juvenile Detention Center:

#167-07162019 Regular Session

MOTION BY RENTENBACH THAT THE LEELANAU COUNTY BOARD OF COMMISSIONERS APPROVE THE CONTRACT BETWEEN THE OTTAWA COUNTY JUVENILE DETENTION CENTER AND THE LEELANAU COUNTY FAMILY COURT FOR PLACEMENT OF COURT-ORDERED YOUTH PLACED IN THEIR FACILITY, PENDING COUNSEL REVIEW AND APPROVAL. SECONDED BY SOUTAS-LITTLE.

Discussion – none.

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

Area Agency on Aging of Northwest Michigan (AAANM) – Fiscal Year 2020 Annual

Implementation Plan Resolution:

#168-07162019 Regular Session

MOTION BY WESSELL THAT THE LEELANAU COUNTY BOARD OF COMMISSIONERS APPROVE LEELANAU COUNTY RESOLUTION #2019-005 – FISCAL YEAR 2020-2022 MULTI-YEAR PLAN OF THE AREA AGENCY ON AGING OF NORTHWEST MICHIGAN, PENDING COUNSEL REVIEW AND APPROVAL. SECONDED BY SOUTAS-LITTLE.

Discussion – none.

Roll Call: Wessell – YES; Ansorge – YES; Bunek – YES; Lautner – YES; Rentenbach – YES; Rushton – YES; Soutas-Little – YES.

AYES – 7 NO – 0

MOTION CARRIED.

**Leelanau County Resolution #2019-005
Fiscal year 2020-2022 Multi-Year Plan
Of the Area Agency on Aging of Northwest Michigan**

At the Regular Session meeting of the Leelanau County Board of Commissioners, the Board of Commissioners gave consent to the following action:

Be it resolved that the Leelanau County Board of Commissioners have reviewed the Fiscal Year 2020-2022 Multi Year Plan of the Area Agency on Aging of Northwest Michigan and believe that the plan addresses the needs of the aging population in Region 10.

Be it further resolved that the Leelanau County Board of Commissioners approves the Fiscal Year 2020-2022 Multi Year Plan of the Area Agency on Aging of Northwest Michigan.

► Commissioner Lautner questioned why the Renewal Agreement for Animal Control Services was removed from the agenda and Chairman Bunek stated that the Grand Traverse Band asked that it be removed pending further review.

Sheriff's Office – Settlement Agreement of Lawsuit, Cook v. Leelanau County Sheriff's Office:

#169-07162019 Regular Session

MOTION BY RUSHTON THAT THE LEELANAU COUNTY BOARD OF COMMISSIONERS APPROVES THE SETTLEMENT AGREEMENT AND MUTUAL RELEASE IN CIRCUIT COURT CASE NO. 19-10317-CZ, DAVID W. COOK V. LEELANAU COUNTY SHERIFF'S OFFICE, ET AL, AS PRESENTED. SECONDED BY WESSELL.

Discussion – Commissioner Lautner requested a recap of the events that led to the situation. Morgan responded and detailed the chain of events as well as the settlement.

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

Register of Deeds – Waiver of Insurance Requirement Policy for Corporate Service Company (CSC):

#170-07162019 Regular Session

MOTION BY LAUTNER THAT THE LEELANAU COUNTY BOARD OF COMMISSIONERS WAIVES THE BOARD POLICY REGARDING THE INSURANCE REQUIREMENTS FOR CORPORATE SERVICE COMPANY (CSC). SECONDED BY RUSHTON.

Discussion – none.

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

Register of Deeds – Online Fee Schedule:

#171-07162019 Regular Session

MOTION BY WESSELL THAT THE LEELANAU COUNTY BOARD OF COMMISSIONERS APPROVE THE NEW PROPOSED FEE STRUCTURE FOR ONLINE COPIES FOR THE REGISTER OF DEEDS OFFICE EFFECTIVE WHEN THE NEW SOFTWARE AND WEBSITE GO LIVE. SECONDED BY RUSHTON.

Discussion – Commissioner Soutas-Little said she appreciates that the Register of Deeds Dorothy Miller is present, as she had a couple of questions to which Miller responded.

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

IT – ESRI (GIS Software) Maintenance Agreement Renewal:

#172-07162019 Regular Session

MOTION BY ANSON THAT THE LEELANAU COUNTY BOARD OF COMMISSIONERS APPROVE THE RENEWAL OF THE MAINTENANCE AGREEMENT BETWEEN LEELANAU COUNTY AND ESRI IN THE AMOUNT OF \$5,475.81, WITH FUNDS TO COME FROM THE DATA PROCESSING FUND #636. SECONDED BY LAUTNER.

Discussion – none.

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

IT – Dell Back-Up Server Maintenance Renewal:

#173-07162019 Regular Session

MOTION BY RUSHTON THAT THE LEELANAU COUNTY BOARD OF COMMISSIONERS PURCHASE AN EXTENDED MAINTENANCE AGREEMENT WITH DELL FOR THE DATA BACKUP SERVER AND STORAGE DEVICE FOR AN ADDITIONAL TWO YEARS AT A COST OF \$4,466.23, WITH FUNDS TO COME FROM DATA PROCESSING FUND #636. SECONDED BY RENTENBACH.

Discussion none.

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

Brownfield Redevelopment Authority Vacancy:

#174-07162019 Regular Session

MOTION BY SOUTAS-LITTLE THAT THE LEELANAU COUNTY BOARD OF COMMISSIONERS APPOINT JOHN ARENS TO FILL A VACANCY ON THE BROWNFIELD REDEVELOPMENT AUTHORITY BOARD, TERM TO EXPIRE DECEMBER 31, 2020. SECONDED BY RENTENBACH.

Discussion – none.

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

Parks & Recreation Commission – Grub Shack Contractor Recommendation:

#175-07162019 Regular Session

MOTION BY WESSELL THAT THE BOARD OF COMMISSIONERS APPROVE THE AGREEMENT BETWEEN J. SCHICHEL CONSTRUCTION AND LEELANAU COUNTY FOR THE REMODELING AND EXPANSION OF THE OLD SETTLERS PARK GRUB SHACK, PENDING COUNSEL REVIEW AND APPROVAL, IN THE AMOUNT OF \$27,550.00 WITH FUNDS TO COME FROM THE PARKS AND RECREATION BUDGET. SECONDED BY LAUTNER.

Discussion – Commissioner Rushton asked about the donations that were allocated to. Commissioner Lautner responded that in the original motion of the Parks and Recreation they were only going to allocate up to \$10,000.00; however, no donations have come forward. Parks and Recreation thought it was important to go ahead and fix and expand the building. She continued that the worst-case scenario would be that Parks and Recreation would pay the full amount, although there is thought that it would still receive donations. Discussion ensued.

Commissioner Wessell responded that this expenditure is in the budget up to the amount stated and this is the first priority of spending the money. Commissioner Ansorge stated that he doesn't remember this item as being specifically allocated. Wessell responded that he spoke with Administrator Chet Janik and that it wasn't specifically designated for this in the budget, but it was allocated and this was a top priority. Discussion on when the funds will be expended. Discussion on the parks 2019 budget and 2020 budget as well as items purchased on one year and paid for in the next. Discussion ensued relative to what should be done.

AYES – 4 (Wessell, Lautner, Rentenbach, Soutas-Little)
NO – 3 (Ansorge, Bunek, Rushton)

MOTION CARRIED.

Administration – Annual MERS Conference Delegates:

#176-07162019 Regular Session

MOTION BY RUSHTON THAT THE LEELANAU COUNTY BOARD OF COMMISSIONERS APPOINTS ADMINISTRATOR CHET JANIK AS THE OFFICER DELEGATE TO ATTEND THE 73RD ANNUAL MERS CONFERENCE AND APPOINT MICHELLE CROCKER AS THE ALTERNATE OFFICER DELEGATE AT A COST OF \$175.00 PER PERSON. FUNDS TO COME FROM BOARD OF COMMISSIONERS TRAVEL LINE ITEM #101-100-101-860-000 AND BOARD OF COMMISSIONERS EDUCATION LINE ITEM #101-100-101-960-000. SECONDED BY WESSELL.

Discussion – none.

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

MOTION CARRIED.

Review of Financials:

Commissioner Lautner questioned CMP vests replacement and questioned the spending threshold and the DOJ Grant, she would like more information. She also questioned the Leelanau Conservancy and the purchase of the plans and what project is this for. Evans offered comment. Discussion ensued. More information to be provided.

Committee Reports, Recommendations, and Resolutions:

► Commissioner Wessell commented as a point of information, the Northern Lakes Community Mental Health Authority is having their monthly meeting in Leelanau County next month on the third Thursday (August 15, 2019, 2:15 – 4:45 p.m.) at the Leelanau County Government Center. They have never come to Leelanau County and he requested that they come here should there be any Commissioners or residents that wish to attend.

Public Comment:

None.

Commissioner Comments:

None.

Approval of Financials:

Claims and Accounts:

#177-07162019 Regular Session

MOTION BY LAUTNER THAT THE LEELANAU COUNTY BOARD OF COMMISSIONERS APPROVES CLAIMS AND ACCOUNTS IN THE AMOUNT OF \$225,048.64. SECONDED BY RUSHTON.

Discussion – none.

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

MOTION CARRIED.

Post Audit Claims and Accounts:

#178-07162019 Regular Session

MOTION BY LAUTNER THAT THE LEELANAU COUNTY BOARD OF COMMISSIONERS APPROVAL OF POST AUDIT CLAIMS AND ACCOUNTS IN THE AMOUNT OF \$1,374,895.60. SECONDED BY RUSHTON.

Discussion – none.

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

Adjourn:

Chairman Bunek adjourned the meeting at 7:52 p.m.

William J. Bunek, Chairman
Leelanau County Bd of Commissioners

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