

Leelanau County Board of Commissioners
Annual Session – Tuesday, October 12, 2021
Tentative Minutes

Proceedings of the meeting are being recorded (audio and video) and can be viewed at the following link:
<https://www.leelanau.gov/meetingdetails.asp?MAId=2213#video>

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.

Prayer:

Arlene Kashata, Tribal Elder, Grand Traverse Band of Ottawa and Chippewa Indians opened the meeting with prayer.

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

Roll Call:	District #1	Rick Robbins	PRESENT
	#2	Debra L. Rushton	PRESENT
	#3	William J. Bunek	PRESENT
	#4	Ty Wessell	PRESENT
	#5	Patricia Soutas-Little	PRESENT
	#6	Gwenne Allgaier	PRESENT
	#7	Melinda C. Lautner	PRESENT

Approval of Minutes:

Chairman Bunek stated that he would like to do consider all of the minutes except the last two the Executive Board meeting minutes of September 14, 2021, and October 5, 2021.

Commissioner Soutas-Little commented on the Special Session meeting minutes of August 10, 2021, on the first large paragraph, line five NITA should be NTIA and she would like that correction made.

No other corrections noted.

#236-10122021 Annual Session

MOTION BY LAUTNER THAT THE LEELANAU COUNTY BOARD OF COMMISSIONERS APPROVE THE MINUTES OF THE: REGULAR SESSION, JUNE 15, 2021; REGULAR SESSION, JULY 20, 2021; REGULAR SESSION, AUGUST 17, 2021; REGULAR SESSION, SEPTEMBER 21, 2021; COMMITTEE OF THE WHOLE, SEPTEMBER 23, 2021; SPECIAL SESSION, AUGUST 10, 2021, AS AMENDED/CORRECTED; CLOSED SESSION, AUGUST 18, 2021; CLOSED SESSION, SEPTEMBER 9, 2021; CLOSED SESSION, OCTOBER 5, 2021. SECONDED BY ALLGAIER.

Discussion – none.

AYES – 7 (Lautner, Robbins, Rushton, Soutas-Little, Wessell, Allgaier, Bunek)

NO – 0

MOTION CARRIED.

Approval of Agenda:

#237-10122021 Annual Session

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

Discussion – none.

AYES – 7 (Wessell, Allgaier, Bunek, Lautner, Robbins, Rushton, Soutas-Little)

NO – 0

MOTION CARRIED.

Public Comment:

The following guests spoke in person at the meeting:

John Popa; Pierce Getsinger; Ann Schlueter; Paul Christopherson; Laura Tarsa; Charlene Verschaeve (also distributed comments).

The following individuals sent in email correspondence for public comment:

(Alphabetical order) Christi Bardenhagen; Jennie Berkson; Sara Boys; Jim Carpenter; Dean and Dorian Creighton; Allan Dalzell; Bette Donahue; Darlene Doorlag; David Edelstein; John Fletcher; Maureen Fletcher – 2 emails; Janis Frazee, RN, MSN, WHNP-BC; Ellen Fred; Brooke Hazael-Massieux; Alison Heins; Rod and Sue Jones; Kasson Township Tech Advisory Committee; Barbara Kelly; Jacquelyn C. Kendall; Dean Manikas; Kathy Marciniak BSN, RN; Bob Martel; Sue and Rich Miller; Russ Packard; Megan and Peter Raphael; Diane Rehak; Carolyn (Peachy) Rentenbach – 2 emails; Rebecca Reynolds; Whitney Roberts; Jack and Kathleen Snedeker; Thomas Thibault; Mary Tonneberger; Robert Underhill; James P. Varley, DDS; Christine Verdon; Jill Wellman; Susan Wheadon; Barbara Wilson, Ruth Winter – 2 emails; Charlene Verschaeve (handed out at meeting);

The emails can be found at the following link:

<https://www.leelanau.gov/meetingdetails.asp?MAId=2213#handouts>

Public Budget Hearing —

Chairman Bunek recessed the Annual Session at 7:34 p.m. and opened the Public Budget Hearing:

Staff updates: Opening comments by Administrator Janik and commented on the major effort by County Clerk Michelle Crocker and Chief Deputy County Clerk Jennifer Zywicki to complete all of this. Crocker began with a general overview of the proposed 2022 budget and Zywicki completed the presentation and responded to questions.

The following individuals addressed the Board of Commissioners: John Fletcher; Ann Schlueter; Michelle L. Crocker; Laura Tarsa; John O'Neill; Jackie Anderson; John Hunter; Karen Zemaitis; and Gary Zemaitis.

Chairman Bunek closed the Budget Hearing at 8:12 p.m. and resumed the Annual Session.

Communications, Proclamations, Presentations –

Land Acknowledgment – Commissioner Allgaier read the following Land Acknowledgment: We stand here on Turtle Island, our precious earth, this beautiful land of Michigan, cherish and maintained for generations by the Anishinaabe people. We wish to recognize those whose traditional land we are gathered upon today as the land on which the Grand Traverse Band of Ottawa and Chippewa Indians have resided for thousands of years. To recognize the land is an expression of gratitude and appreciation to those whose territory you reside on, and a way of honoring the Indigenous people who have been living and working on the land from time immemorial (existing since beyond the reach of memory). It is important to understand the long-standing history that has brought us to reside on the land, and to seek to understand our place within that history. We thank the Anishinaabe people for allowing us be here today.

Northern Lakes Community Mental Health Agency Update:

Joanie Blamer, Interim Chief Executive Officer. Blamer gave an overview of all of the services and the information can be found at the following link:

<https://www.leelanau.gov/meetingdetails.asp?MAId=2213#handouts>

Blamer shared Ashley's story who is a Peer Support person and read her statement about the road she has traveled.

Commissioner Wessell commented that Ms. Blamer has been working with one of the Judges, the Sheriff, and others for additional services.

Brief recess called for and resumed at 8:42 p.m.

Leelanau County Towers – Towers Bid Update:

Emergency Management/9-1-1 Director Matt Ansoerge present via Zoom and Administrator Janik referenced the memo sent on the tower bids and the results. Both bids came in more expensive than anticipated. The Maple City Tower is Belmont Industries and they no longer support that and the price is therefore inflated due to it being unsupported. Ansoerge spoke on life expectancy of the tower and his recommendation is not to move forward at this time with the update as planned. Ansoerge continued with comments and explanation. Ansoerge responded to questions.

Senior Services – Acceptance of Bay Area Senior Advocates (BASA) Donation:

#238-10122021 Annual Session

MOTION BY RUSHTON THAT THE LEELANAU COUNTY BOARD OF COMMISSIONERS ACCEPT CONTRIBUTIONS FROM THE BAY AREA SENIOR ADVOCATES FOR SENIOR SUPPORT TOTALING \$2,500.00 AND BE PLACED INTO LEELANAU COUNTY SENIOR SERVICES' BASA GRANT ACCOUNT #281.000.000.678.000. SECONDED BY WESSELL.

Discussion – none.

AYES – 7 (Rushton, Soutas-Little, Wessell, Allgaier, Bunek, Lautner, Robbins)

NO – 0

MOTION CARRIED.

Equalization – Approval of the Leelanau County Apportionment Report, L-4402:
#239-10122021 Annual Session

MOTION BY LAUTNER THAT THE LEELANAU COUNTY BOARD OF COMMISSIONERS APPROVE THE COUNTY APPORTIONMENT REPORT (L-4402). SECONDED BY ALLGAIER.

Discussion – none.

ROLL CALL: Lautner – YES; Robbins – YES; Rushton – YES; Soutas-Little – YES; Wessell – YES; Allgaier – YES; Bunek – YES.

AYES – 7 NO – 0

MOTION CARRIED.

Administration – Approval of the 2022 Appropriations Act Resolution and the 2022 Budget Rules:

Administrator Janik said that the adoption of the 2022 Appropriations Resolution is boiler plate language and includes everything that was in the 2022 proposed budget. Janik complimented Chief Deputy County Clerk Zywicki on her earlier presentation.

#240-10122021 Annual Session

MOTION BY LAUTNER THAT THE LEELANAU COUNTY BOARD OF COMMISSIONERS APPROVE THE 2022 APPROPRIATIONS ACT RESOLUTION (RESOLUTION #2022-013) AND THE 2022 BUDGET RULES. SECONDED BY RUSHTON.

ROLL CALL: Lautner – YES; Robbins – YES; Rushton – YES; Soutas-Little – NO; Wessell – NO; Allgaier – NO; Bunek – YES.

AYES – 4 NO – 3

MOTION CARRIED.

- Commissioner Soutas-Little commented that even if there were a personnel problem and there doesn't seem to be. If there were, this is not good business practice on how you address personnel issues to create two new departments, that is not what you do. She continued that she has stated previously and questioned previously what are the fiscal problems that are creating this move. There has been no objective/quantifiable documentation in removing this information from the Clerk's office. There has been no spot analysis done and no data provided. In 2022 a new Administrator will be hired. Why would this Board not leave this administrative decision to a new Administrator rather than saddle that individual with a decision that he/she may not want to address in this manner. She continued that she suggested the funds be moved to contingency and held until a new Administrator is hired and he/she can make their own administrative decision as to how that individual would want to move this forward. Soutas-Little is saddened that this has passed and she hopes consideration will be given to moving those dollars later on and hold off on hiring new people for those departments or physically establishing those departments until we have a new Administrator. This is not a Board policy issue.

- Commissioner Allgaier, in addition to Commissioner Soutas-Little, said she believes the job of the Commissioners is policy. There has been a great team built here, and an excellent job has been done. The Administrator honors the employees and the Commissioners have just slapped the employees in the face, and she deeply regrets the impact that this has had in this County in the sense of being a team. The Commissioners job is to facilitate serving the people of this County. Allgaier continued with comments and regrets the action and it does not honor the employees.

- Commissioner Wessell commented that he does not want to summarize everything that he has said over the last four-five months. He has been opposed to the process, opposed to the purpose, opposed to the cost, opposed to the way the staff was treated, opposed to the way we have treated and not included the Administrator, the Clerk, or the accounting people in the process of discussion. Opposed that a problem has not been identified. He continued that he is opposed that four people at this table have admitted publicly no function for the HR function on a full-time basis. The due diligence on the planning process has not been done and he has never been involved in a process where you don't identify the problem and then don't involve the people and then identify the cost. This was approved prior to known cost, still have no notion of a problem, still haven't involved the County Clerk, and still have not involved the Administrator. Wessell has asked the Administrator as to how this will be implemented and the Administrator cannot tell him how and the Chairman (Bunek) also cannot say how this will be implemented.

Resolution #2021 - 013

LEELANAU COUNTY 2022 GENERAL APPROPRIATIONS ACT RESOLUTION

A resolution to appropriate monies and adopting the 2022 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 2022 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:

NOW, THEREFORE, BE IT RESOLVED, that the attached 2022 Leelanau County General Fund Operating Budget, the 2022 Special Revenue Fund Budgets, and the 2022 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 2022 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 4.4105 mills, of which 3.3986 mills are allocated operational purposes, .4958 mills are voted road funds, .3173 are voted senior services¹, and .1988 are voted Early Childhood.²

BE IT FURTHER RESOLVED, that all county elected officials and county department heads shall abide by the 2022 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 2022 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 2022 Authorized Staffing Levels.

BE IT FURTHER RESOLVED, the Board of Commissioners authorizes the use of budgeted funds as herein governed by the 2022 Authorized Vehicle Levels for the purchase of vehicles and necessary equipment.

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 2022 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

¹ Road Commission Millage renewal and Senior Services renewal were approved by voters at the August 4, 2020, Primary Election.

² As approved during the November 5, 2019, General Election.

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.

Administration – Resolution Authorizing the Creation and Hiring of Human Resources Director and Finance Director positions reporting to the County Administrator:

Administrator Janik said it was reviewed by the Attorney and the CPA. Janik read the Resolution as prepared and wanted to make sure that it is understood that it creates the two positions – Human Resources Director and Finance Director positions – Janik gave further explanation on job descriptions, transfer of duties, etc.

#241-10122021 Annual Session

MOTION BY WESSELL TO SEPARATE THE ISSUE. SECONDED BY SOUTAS-LITTLE.

Discussion – Chairman Bunek called on for a vote of the motion to separate. Clerk requested clarification on who seconded the motion, and Bunek responded Commissioner Soutas-Little.

ROLL CALL: Wessell – YES; Allgaier – YES; Bunek – NO; Lautner – NO; Robbins – NO; Rushton – NO; Soutas-Little – YES.

AYES – 3 NO – 4

MOTION FAILS.

- Commissioner Wessell commented that he doesn't know what a full-time HR Director is going to do; he continued that Chairman Bunek has also stated to him that he also does not know what a Human Resources Director will do full-time. Wessell continued that he has asked the County Administrator the same and he (Janik) has stated that he does not know what a full-time HR Director will do here and perhaps he (the Administrator) can contact the Townships to see if they would like some support. Wessell asked why would we approve these positions knowing that we don't have those answers and knowing that we don't need the positions knowing that we have \$200,000.00 that we could use in services or give in tax relief. Wessell continued with comments and he is worried about what happens when the Clerk and current Finance Director are no longer doing that job. We have had excellent audit reports and questioned if anyone at the table has asked the County Clerk what she thinks and is it a risk. Wessell asked Clerk Crocker if this was a risk and what her views are.

County Clerk Crocker responded that no one has asked her about risk and there is no plan. Crocker continued that she has spoken and posed questions to the Administrator regarding different issues and how/who will handle what and he does not know, because there is no plan. Your finances should be your pride and joy. You have no plan and you have not involved the players; it may be intentional and it could be, you have not included the players that are doing the work. She continued that this is a dangerous road you are traveling. Crocker is very concerned for the County. She continued, can the shift be made, absolutely, and she believes that Commissioners are choosing the wrong way to handle this and the end result will be on the Commissioners.

Chairman Bunek commented that words are being put in his mouth.

#242-10122021 Annual Session

MOTION BY RUSHTON THAT THE LEELANAU COUNTY BOARD OF COMMISSIONERS APPROVE LEELANAU COUNTY RESOLUTION #2021-014 – THE RESOLUTION AUTHORIZING THE CREATION AND HIRING OF A HUMAN RESOURCES DIRECTOR AND FINANCE DIRECTOR POSITIONS REPORTING TO THE COUNTY ADMINISTRATOR. SECONDED BY ROBBINS.

Discussion - Comments by Lautner about speculations, accusations, and some untruths also. She continued that there has been a lot of unfortunate dings. Lautner continued that her position on this is it has been said that the only reason given for this is personnel and that is a lie. She continued that she has stated her reasons for doing this and either people are not listening to her or are lying. Fiscal problems are not the issue, there has been talk about how we should have worked as a team and she could not agree more. Lautner knows what her reasons were for supporting this and her reason was for sustainability of this County. In May – there have been five months to get a plan implemented and all it has been fighting from the very beginning instead of looking, talking. Lautner continued that no one has called her, including the Clerk. Lautner continued that she had fully expected to be sitting in the Clerk's office in May as she had no idea the Clerk was out-of-town, so that is how she expected this to go forward as adults. From the very beginning, Commissioners were warned not to talk to the Clerk because the Clerk was building a case to sue the County. That kind of ties the Commissioners hand, doesn't it. Lautner continued that she communicated through the Administrator and she said she asked Janik multiple times if the Clerk was ready to talk and he would continually say no, just wait. Janik knows that Lautner and Crocker have been good friends over the years so she respected Janik's answer. Lautner continued with comments regarding budget practices and conservative. It is not known if the HR will be full-time or part-time and that is the same with the Finance Director and this can all be figured out. There could be revenue to help balance costs. There is work to do. Lautner continued that the County has had a very good situation here and an excellent team. The Audits have been great and she has no complaints about any of that. Lautner continued that the problem is that we have one person handling three departments. If that person wins the lottery and walks out the door tomorrow, we are not prepared and even if we were prepared, how fair is that. That workload has built over the years and to expect anyone in the future to carry that much work load, is too much to ask. Yes there has been overtime and weekends. Why does anyone have to work weekends at the County other than 24/7 departments. It doesn't matter if the person minds or not, it is not fair. Comments continued.

Commissioner Robbins wanted to clear up about \$30,000.00 in overtime; it may be \$9,000 - \$13,000. Robbins agrees with Commissioner Lautner and we should have been working as a team and we haven't. Robbins said that he had two Commissioners last week contact him and one said I understand what you are doing and why; the other one said I have a plan and can get you a 7-0 vote. He wasn't going to talk to either one as he was previously accused of an unfounded OMA. Another big reason that we haven't been talking is because of what Lautner said and it came from Commissioner Soutas-Little that had said she hoped that Crocker had a good Attorney.

Commissioner Soutas-Little responded to Commissioner Robbins remarks.

Commissioner Robbins continued that the Clerk can leave anytime and the next Clerk may not want to do this. The next Administrator may not want to do this and now is the time to start this.

Discussion between Commissioner Robbins and Allgaier regarding the retirement date of the Administrator.

Commissioner Allgaier commented on the topic and a proper process.

Commissioner Wessell commented that what Commissioners should have been doing since Administrator Janik announced that he would be leaving some time next year was discussing what we need in the next Administrator and where does that fit with Finance and HR and none of that has been done. All that has been done is micromanage the job of the Administrator and Clerk. A+ audits, no personnel problems, policies being followed, why create the positions and then do the Administrators positions. If the biggest job is balancing the budget, the second biggest job is having the right person as the County Administrator. Comments continued and Wessell urged Commissioners to vote no on the resolution.

Commissioner Soutas-Little commented that she was sorry that Commissioner Robbins didn't check with her concerns and her comments regarding the comments by other Commissioners regarding health concerns. Commissioner Lautner commented "that it wasn't from you dear". Soutas-Little continued that she does believe the Clerk has a good lawsuit based on comments by Commissioners.

ROLL CALL: Rushton – YES; Soutas-Little – NO; Wessell – NO; Allgaier – NO; Bunek – YES; Lautner – YES; Robbins – YES.

AYES – 4 NO – 3

MOTION CARRIED.

Administrator Janik commented that based on the action, his goal is to come up with job descriptions for the Board for the November meeting and to follow the process used in the resolution. He continued that there will be further discussion in November about the duties and the timeline and he will have a proposal hopefully ready for the November meeting. Janik will also reach out to Townships, the Road Commission, and other units of Governments in the County to see if they would like to join a partnership for Human Resources as discussed during the budget sessions.

Commissioner Wessell would say that if any of the Townships have been watching the meetings for the last five months, they will not want the County's help.

Leelanau County Board of Commissioners Resolution #2021-014

**RESOLUTION #2021 - 014
RESOLUTION AUTHORIZING THE CREATION AND HIRING OF
HUMAN RESOURCES DIRECTOR AND FINANCE DIRECTOR POSITIONS
REPORTING TO THE COUNTY ADMINISTRATOR**

WHEREAS, certain non-mandated functions have been performed by the Leelanau County Clerk's Office at the request of the Board of Commissioners, including, but not limited to, human resources and accounting/payroll functions; and

WHEREAS, the Leelanau County Board of Commissioners desires to authorize creation and hiring of two new positions: Human Resources Director and Finance Director to be selected and supervised by the County Administrator; and

WHEREAS, the County Administrator will develop a job description which sets forth the job duties and responsibilities of the Human Resources Director position including, but not limited to, the functions of recruitment, hiring, retention, management of compensation and benefits, labor compliance and training/development; and

WHEREAS, the County Administrator will develop a job description and which sets forth the job duties and responsibilities of the Finance Director position, including, but not limited to, the functions of accounting/payroll functions, disbursing funds, financial oversight, reporting, budgeting and accounting; and

WHEREAS, the Board of Commissioners has budgeted positions in the 2022 approved budget.

NOW, THEREFORE, BE IT RESOLVED, that the Leelanau County Board of Commissioners authorizes the creation and hiring of the Human Resources Director and Finance Director positions, which positions shall report to and be under the direct supervision of the County Administrator. The County Administrator shall develop the job descriptions, duties and responsibilities of the Human Resources Director and Finance Director positions. Consistent with County Policy and practice, the Human Resources Director and Finance Director positions are at-will positions and the County Administrator is vested with the authority to make any necessary supervisory or disciplinary determinations, up to and including discharge.

BE IT FURTHER RESOLVED, the position of Human Resources Director will have a current salary of \$60,761.69, and the position of Finance Director will have a salary of \$60,761.69. Compensation and benefits shall be fixed by County policy and the budget process, and the benefits or compensation may be added to, expanded, reduced, deleted or otherwise modified by the County Board of Commissioners and any such modifications in the manual shall be solely within the discretion of the County Board of Commissioners.

BE IT FURTHER RESOLVED, that payment of the \$75.00 weekly stipend that the Board of Commissioners authorized in 2018, to compensate the County Clerk for performing or

supervising additional, non-mandated duties, i.e., Human Resources and accounting/payroll functions, will end the first week after these positions are filled and the non-mandated duties are transferred.

BE IT FURTHER RESOLVED, that the Administrator is authorized to make the necessary adjustments to the 2022 budget and organizational chart.

County Clerk – Non-Union Uniform/Gun Allowance Request:
County Clerk Crocker was present and responded to questions.

#243-10122021 Annual Session

MOTION BY WESSELL 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 KIESSEL / \$100.00 GUN / \$575.00 UNIFORM – FOR A TOTAL OF \$675.00
UNDERSHERIFF MORGAN / \$33.32 GUN / \$191.98 UNIFORM – FOR A TOTAL OF \$225.00
TWO (2) COURT BAILIFFS / \$150.00 UNIFORM – 2 @ \$75.00 UNIFORM EACH
EXPENSES TO COME FROM #101.225.301.703.742

MARINE DEPUTIES:

ONE (1) SENIOR OFFICER @ \$150.00
THREE (3) JUNIOR OFFICERS @ \$100.00 EACH, FOR A TOTAL OF \$300.00
EXPENSES TO COME FROM 101.225.331.703.742.

SECONDED BY ALLGAIER.

Discussion – Crocker responded to questions posed.

AYES – 7 (Wessell, Allgaier, Bunek, Lautner, Robbins, Rushton, Soutas-Little)

NO – 0

MOTION CARRIED.

American Rescue Plan Act (ARPA) – Special Session Date:

Administrator Janik gave an update for a Committee of the Whole or a Special Session and date availability. Consensus reached for a Committee of the Whole for Tuesday, October 19, 2021, at 9:30 a.m.

American Rescue Plan Act (ARPA) – Draft Resolution Accepting Funds:

Administrator Janik offered comments on the four priorities and that the resolution is non-binding and is more of a guideline. Brief Commissioner comments.

#244-10122021 Annual Session

MOTION BY WESSELL THAT THE LEELANAU COUNTY BOARD OF COMMISSIONERS APPROVE LEELANAU COUNTY RESOLUTION #2021-015, ACCEPTING U.S. DEPARTMENT OF TREASURY STATE AND LOCAL CORONAVIRUS FISCAL RECOVERY AMERICAN RESCUE PLAN FUNDS ALLOCATION PRIORITIZATION. SECONDED BY ALLGAIER.

Discussion – none.

ROLL CALL: Wessell – YES; Allgaier – YES; Bunek – YES; Lautner – YES; Robbins – YES; Rushton – NO; Soutas-Little – YES.

AYES – 6 NO – 1

MOTION CARRIED.

Leelanau County Resolution #2021-015
Accepting U.S. Department of Treasury State and Local Coronavirus Fiscal Recovery
American Rescue Plan Funds Allocation Prioritization

Whereas, on March 11, 2021, the Federal Government authorized State and Local Coronavirus Fiscal Recovery Aid through the American Rescue Plan Act; and

Whereas, the American Rescue Plan provides aid to all counties, based on population, in the amount of \$4,226,819.00, allocated to Leelanau County in COVID-19 response funding; and

Whereas, the U.S. Treasury Department has been appointed oversight of these funds and has provided 50% of the funding in July, 2020, and the remaining to be allocated to Leelanau County, one year later; and

Whereas, the County Commissioners engaged in a community input process with the placement of numerous media advertisements encouraging community input, comments and proposals; and

Whereas, guidance from the U.S. Treasury is anticipated to provide further direction in the use of these funds, and the Leelanau County Board of Commissioners had previously approved additional pandemic hazard financial compensation for all employees in 2020, priority uses for the funding will include responding to:

1. The public health emergency with respect to COVID-19;
2. Its negative economic impacts, including assistance to households, small businesses, and nonprofits, including aid to disproportionately impacted industries;
3. The provision of government services to the extent of the reduction in revenue;
4. Making any necessary investments in water, sewer, or broadband infrastructure; and

Whereas, the deadline to allocate funds is December 31, 2024; and Whereas, funds shall be maintained in a separate Local Government Investment Pool (LGIP) interest-bearing account until spent; and

Whereas, periodic reporting will be required to provide a detailed accounting of the use of these funds; and Whereas, Leelanau County must certify acceptance of these funds in order to receive the funds; and

Whereas, for many years expanding broadband internet to all parts of Leelanau County has been a key goal of the Board of Commissioners.

NOW, THEREFORE, BE IT RESOLVED, that the Leelanau County Board of Commissioners have accepted the allocation of funds in the amount of \$4,226,819.00 from the Federal Government through the American Rescue Plan Act, and that such funds were placed in a special revenue fund for the sole purpose of tracking all approved transactional activities; and

THEREFORE, BE IT FURTHER RESOLVED, that Leelanau County will adhere to the existing, additional, and amended guidelines as set forth by the Federal Government in the allocation or distribution of said funds by the above mentioned four priorities for the welfare of the County and its Citizens.

Leelanau County Rural Broadband Inventory Survey Next Steps – Developing a County-Wide High-Speed Broadband Plan Discussion:

#245-10122021 Annual Session

MOTION BY SOUTAS-LITTLE THAT THE LEELANAU COUNTY BOARD OF COMMISSIONERS ENGAGE WITH DCS TECHNOLOGY DESIGN, LLC, AS A CONSULTANT TO WORK WITH THE LEELANAU INTERNET FUTURES TEAM (LIFT) TO DEVELOP A COUNTY-WIDE PROPOSED PLAN FOR EXPANSION AND IMPLEMENTATION OF HIGH-SPEED BROADBAND SERVICES TO ALL RESIDENTS AND BUSINESSES CURRENTLY NOT HAVING BROADBAND ACCESS. CONSULTANT FEE NOT TO EXCEED \$5,500.00, WITH FUNDS TO COME FROM THE ARPA FUNDING, PENDING CORPORATE COUNCIL REVIEW AND APPROVAL AND WAIVE BOARD POLICY. SECONDED BY RUSHTON.

Discussion – none.

AYES – 7 (Soutas-Little, Wessell, Allgaier, Bunek, Lautner, Robbins, Rushton)

NO – 0

MOTION CARRIED.

Solid Waste Council Recommendations – Proposed Increase in Annual Lease Payment for All Recycling Sites:

Planning & Community Development Director Trudy Galla was present and noted that she sent out a revised EDS for the information on one site to Commissioners as all the agreements are relatively the same. Galla had the documents available if anyone wanted to see them.

Galla responded to questions that she sent it out last Friday.

#246-10122021 Annual Session

MOTION BY LAUTNER THAT THE LEELANAU COUNTY BOARD OF COMMISSIONERS APPROVE AN INCREASE TO \$3,600.00 PER YEAR FOR RECYCLING SITE LEASE PAYMENTS, STARTING JANUARY 1, 2022 AND FOR THE BOARD CHAIR TO SIGN THE AMENDMENTS FOR THE FOLLOWING SITES: ELMWOOD TOWNSHIP, LEELANAU

TOWNSHIP, EMPIRE VILLAGE, LEELANAU SCHOOL, GLEN LAKE SCHOOL, SOUTH & NORTH MANITOU ISLANDS, LLC, AND GRAND TRAVERSE BAND. COSTS TO COME FROM FUND #230 (RECYCLING). SECONDED BY WESSELL.

Discussion – none.

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

Solid Waste Council Recommendations – Proposed Amendment to the Recycling Site Agreement, Solon Township:

Planning & Community Development Director Trudy Galla was present and said that the only change was to insert the \$3,600.00 being inserted.

#247-10122021 Annual Session

MOTION BY LAUTNER THAT THE LEELANAU COUNTY BOARD OF COMMISSIONERS APPROVE A ONE-YEAR EXTENSION TO THE AGREEMENT WITH SOLON TOWNSHIP FOR A RECYCLING SITE, AND SEND THE ONE-YEAR EXTENSION TO THE SOLON TOWNSHIP BOARD FOR CONSIDERATION. SECONDED BY ALLGAIER.

Discussion – none.

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

Solid Waste Council Recommendations – Proposed Extension to the Recycling Site Agreement with Suttons Bay Public School:

Galla was present and recapped discussion with the Superintendent of Suttons Bay Schools and the difficulties they are having with the site. Galla said it is pretty safe to say that they will not get an extension, but did request the extension to see what the School Board will say. If they don't approve, the site would close next week, October 19, 2021. Brief discussion / comments ensued.

#248-10122021 Annual Session

MOTION BY RUSHTON THAT THE LEELANAU COUNTY BOARD OF COMMISSIONERS EXTEND THE RECYCLING SITE AGREEMENT WITH SUTTONS BAY PUBLIC SCHOOLS AS PRESENTED. SECONDED BY LAUTNER.

Discussion – none.

**AYES – 7 (Rushton, Soutas-Little, Wessell, Allgaier, Bunek, Lautner, Robbins)
NO – 0 RECOMMENDATION PASSES.**

Review of Financials:

County Clerk Michelle L. Crocker and Chief Deputy Jennifer Zywicki responded to questions on financials.

Committee Reports, Recommendations, and Resolutions:

None.

Special Reports by Staff, Commissioners, and Affiliated Agencies:

None.

Public Comment:

Steve Mikowski; Karen Zemaitis; Cathy Hartesvelt; Ann Schlueter; Jackie Anderson; Gary Zemaitis; and Laura Tarsa.

Commissioner Comment:

- Commissioner Lautner offered comment and responded to Public Speak Jackie Anderson and wanted to apologize for interrupting Commissioner Soutas-Little and her frustration has reached the max. She wants things nipped in the bud and there were multiple interruptions. She continued that she did not mean to be disrespectful and this is how things are going for “us”. Lautner wanted to make it clear that she was respecting the sensitivity of the subject with County Clerk Crocker and she took the advice of the Administrator in not speaking with Crocker. She wanted to wait until Crocker would be comfortable speaking with her and wanted to be respectful in waiting until a there could be a conversation. Lautner just wanted to clear that up and it is unfortunate how things get thrown out there, misconstrued, and misinterpreted. Lautner continued with brief comments and it is not a past friendship and Lautner considers her and Crocker still friends.

- Commissioner Soutas-Little commented that to clarify and she is sorry that Ann Schlueter is not here, Soutas-Little was not outing Crocker and her comment came from comments/discussion by members of this Board. On a positive note, she wanted Karen Zemaitis to know that she agrees with her comments and there is good news that Soutas-Little has been working with Leland Township Trustee Mitchell and he is searching for another location for the recycling site. Hopefully it may clear the Zoning Administrator, but there are some potential issues. In the meantime, Leland was a temporary site and it will go away and hopefully there will be another site.

- Commissioner Rushton commented on being able to help Mr. Bruce Price to the coffee shop and thought that the Administrator would be able to volunteer for that. Light comments continued on topic. Rushton also stated there are many things that she could say about today's actions, but she hoped people would roll up their sleeves and get the job done and perhaps more discussion about process.

- Commissioner Wessell commented that we received Health Officer Lisa Peacock's Bridge Article and this week in the Detroit Free Press there was an article signed by all seven medical school Doctors and it is a one-page piece and he would like all Commissioners to read. Wessell would also like this group to better support the Health Department. Brief comments continued regarding the mistreatment of the Health Officers and everyone has a role to give support to the Health Departments, regardless of our personal opinion. The health of the community depends on the health of the Health Department. Brief comments.

- Commissioner Allgaier offered comments as we all attempt to work together, hopefully we won't have people blaming the other guys.

Approval of Financials —

Amendments & Transfers:

#249-10122021 Annual Session

MOTION BY LAUTNER THAT THE LEELANAU COUNTY BOARD OF COMMISSIONERS APPROVE FY 2021 FUND TRANSFER #21-006. SECONDED BY WESSELL.

Discussion – none.

AYES – 7 (Lautner, Robbins, Rushton, Soutas-Little, Wessell, Allgaier, Bunek)

NO – 0

MOTION CARRIED.

Miscellaneous Fund Transfers and Amendments:

None.

Claims and Accounts:

#250-10122021 Annual Session

MOTION BY LAUTNER THAT THE LEELANAU COUNTY BOARD OF COMMISSIONERS APPROVE CLAIMS AND ACCOUNTS IN THE AMOUNT OF \$195,787.04. SECONDED BY WESSELL.

Discussion – none.

AYES – 7 (Lautner, Robbins, Rushton, Soutas-Little, Wessell, Allgaier, Bunek)

NO – 0

MOTION CARRIED.

Post Audit Claims and Accounts:

#250A-10122021 Annual Session

MOTION BY LAUTNER THAT THE LEELANAU COUNTY BOARD OF COMMISSIONERS APPROVE POST AUDIT CLAIMS AND ACCOUNTS IN THE AMOUNT \$4,960,940.35. SECONDED BY WESSELL.

Discussion – none.

AYES – 7 (Lautner, Robbins, Rushton, Soutas-Little, Wessell, Allgaier, Bunek)

NO – 0

MOTION CARRIED.

Adjournment:

Chairman Bunek adjourned the meeting at 10:00 p.m.

William J. Bunek, Chairman
Leelanau County Board of Commissioners

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