

WEXFORD COUNTY BOARD OF COMMISSIONERS

Regular Meeting * Wednesday, July 15, 2015

Meeting called to order at 5:30 p.m. by Chairman Gideon Mitchell.

Roll call: Present – Commissioners Michael MacCready, Leslie Housler, Robert Hilty, Mark Howie, Gideon Mitchell, Julie Theobald, Gary Taylor, John Fuscone, and Bill Goodwill; Absent – None

Pledge of Allegiance.

Additions/Deletions to the Agenda

- 3.a Independent Contract's Agreement
4. Title IV-D Amendment for the Friend of the Court
5. Title IV-D Amendment for the Prosecuting Attorney
6. State Construction Code between Wexford County and City of Cadillac

Approval of the Agenda

MOTION by Comm Taylor, seconded by Comm Fuscone to approve the agenda, as amended.

All in favor.

Employee Recognition - None

Presentations and Reports

1. Networks Northwest Annual Report

Elaine Wood, Chief Executive Officer of Networks Northwest, appeared before the Board to present their Annual Report for FY 2014. She reviewed the report with the Board and touched on some areas, including: Number of visits to Michigan Works; their Dashboard for July, 2013 to June 30, 2014; Occupational training provided through Michigan Works; Workforce Performance Standards; Adult Education; Youth Services Enrollment; Business Served by way of Michigan Works; Small Business Development Center Consulting and Training; Research Documents they Prepare; Contracted to Provide Services for a Fee; help Paroles and/or Vets get back in the community with jobs, housing and health services. Ms. Wood encouraged Board members to review the report.

Public Comments

Gordie Maxwell, Cadillac, encouraged the Board to get some documentation on the allegations or charges made by the City regarding our Building Department.

Dennis McKee, Representative from Consumers Energy, came before the Board to explain that electric meters across the State will be changing to a new updated version. Consumers will no longer be coming to your home to read the meter. It will all be done

electronically. He explained the process they were going to use to let the community know that Consumers Energy would be in the area.

Consent Agenda

1. Approval of the July 01, 2015 Regular Meeting Minutes
MOTION by Comm Taylor, seconded by Comm Howie to approve the Consent Agenda, as presented.

Roll call: Motion approved unanimously.

Agenda Items

1. MGT of America Completing the FY 2014 Dash Board Requirements
MOTION by Comm Taylor, seconded by Comm Theobald to approve completion of the FY 2014 Dashboard requirements by MGT of America in the amount of \$3,000 with cost taken from 101.290.800.00, as presented.

Roll call: Motion approved unanimously.

2. Budget Amendments

7/15/2015

Wexford County Board of Commissioners
 Amendments to the 2015 Budget

Adj #	Acct	Acct Description	Revenue	Expense	
20150701	101.275.538.00	Beaches Grant	2,600		(a)
	101.275.702.03	Permanent Emp/Grant		400	
	101.275.801.00	Lab Service Grant		1,700	
	101.275.860.01	Travel/Grant		500	
An unexpected increase in revenue was received from the Beaches Grant					
20150702	249.000.699.00	Appropriated Fund Balance	12,499		(b)
	249.000.702.03	Permanent Employees		7250	
	249.000.719.00	Social Security		450	
	249.000.719.00	Medicare/Employer		105	
	249.000.720.00	Retirement		767	
	249.000.725.00	Sick/Accident		127	
	249.000.721.00	Health Insurance		3800	
	249.000.702.04	Temp/Part-time		(3986.68)	
	249.000.702.03	Permanent Employees		3986.68	
A budget amendment for the full time position in the Building and Zoning Department					
20150703	101.172.702.01	Elected - Appointed	(3,000)		(c)
	101.290.800.01	Contracted Services	3,000		

MGT of America will be completing the Dash Board requirements for FY 2014
**MOTION by Comm Taylor, seconded by Comm Howie to approve
the budget amendments dated 07/15/2015, as presented.**

Roll call: Motion approved unanimously.

3. Committee of the Whole – Jail Project Update
**MOTION by Comm Taylor, seconded by Comm Housler to resolve into a
committee of the whole for the purposes of discussing the jail project.**

Roll call: Motion approved unanimously.

Lisa Vogler, Attorney, appeared before the Board to update them on where she was with the financing end of the jail project. All documentation has been sent in except for a couple of forms that need to be signed tonight. The budget information sheet that was put together will need to be updated. No one is sure as to who came up with the figures. Ms. Vogler assured the Board that the budget figures would be changed to a more realistic showing of expenditures.

Ms. Vogler pointed out that the agreement with architects Hooker DeJong must be reviewed by our counsel to make certain it is a valid contract. This is a requirement from USDA. The Clerk was requested to make that contact in the morning with County counsel.

a. Independent Contractor's Agreement – *Added*

Ms. Vogler then touched on the suggested liability insurance in the amount of \$3,000,000 with a premium of \$12,000 per year. Board members were reminded that the requested insurance amount was only a suggestion by MMRMA. It is the Board's decision as to how much they will require. After some discussion, Board members agreed to pay Ms. Vogler a straight \$125 per hour with a cap of \$25,000. This cap may be revisited at a later date.

Ms. Vogler discussed the amount of liability insurance that was being carried by the architects, Hooker DeJong. Board members were not interested in going down that path tonight. As for the County requesting a \$3,000,000 liability policy, Ms. Vogler requested that the county look at a lesser amount. She is suggesting the County approve \$1,000,000 for the General Liability with \$1,000,000 - \$3,000,000 aggregate for the Professional Liability, \$500,000 primary with \$1,000,000 umbrella for her auto and she will pay for all of those and her hourly rate would be \$125. She also offered another idea. The County could make her an irregular part time employee with no benefits and pay her \$95 per hour. Board members discussed what she has now for liability insurance.

Ms. Vogler reported that she has 37 hours on the project already. She will be meeting with MMRMA on insurance matters. She will then start review and discussion with Hooker DeJong.

Board members then discussed who held the more liability exposure. All agreed it was the contractors/builders over the owner representative.

MOTION by Comm Taylor, seconded by Comm Howie to rise and report the findings for the Committee of the Whole.

Roll call: Motion approved unanimously.

4. Title IV – D Amendment for the Friend of the Court - *Added*
MOTION by Comm Taylor, seconded by Comm Housler to approve Amendment #2 in the amount of \$540,484.75 for the agreement between Wexford County and the State of Michigan for child support services extending the end period date to September 30, 2016, and authorize the Chairman of the Board to electronically sign the amendment, as presented.

Roll call: Motion approved unanimously

5. Title IV – D Amendment for the Prosecuting Attorney - *Added*
MOTION by Comm Theobald, seconded by Comm Taylor to approve an amendment to the agreement between Wexford County and the State of Michigan for cooperative reimbursement in the amount of \$39,646.20 extending the end period date to September 30, 2016, and authorize the Chairman of the Board to electronically sign the amendment, as presented.

Roll call: Motion approved unanimously.

6. Agreement for Limited Joint Administration of State Construction Code – *Added*
No action was taken.

At 6:52 p.m. the Board took a five minute break to allow Ms. Vogler time to review the agreement.

Back in session at 6:58 p.m. Roll call: All Commissioners Present.

Ms. Vogler requested the following changes be made to the contract:

Page 1; 3rd paragraph, third line ~~full~~ to monitor;

Page 2: item 3. The hourly rate of \$125 per hour;

Page 2; 3rd paragraph, last line add – “however, said amount may be revisited periodically and as necessary”.

Page 4; Remove B & C;

Page 9: item B; line three- ONE (1) MILLION AND NO/100 DOLLARS (\$1,000,000.

Page 9; C paragraph remove the last sentence: ~~If the Professional Liability Insurance is on a claims made basis LJV Management shall either keep the policy providing insurance in full force and effect or obtain and maintain “tail” coverage for a minimum of three (3) years after the termination of this Agreement.~~

Page 9: D paragraph remove ~~ONE MILLION AND NO/100 DOLLARS (\$1,000,000~~ changing it to \$500,000 FIVE HUNDRED THOUSAND. Remove last sentence: ~~Coverage shall include all owned vehicles, all non-owned vehicles and all hired vehicles.~~ Add: Lisa J. Vogler has provided proof of insurance on her vehicle and applicable umbrella policy.

MOTION by Comm Howie, seconded by Comm Housler to allow the Chair to sign the Independent Contractor Agreement for Owner’s Representative Oversight of Jail Construction Project between County of Wexford and LJV Management Services, LLC, as modified.

Roll call: Motion approved unanimously.

Administrator’s Report - None

Correspondence - None

Public Comments - None

Liaison Reports

Comm Fuscone informed the Board that Prein & Newhof did the soil borings at Lake Street and we should be getting the report soon. It will be coming to the Building and Recreation Committee for review. The County should be receiving an engineering report on the octagon building at the Fair Grounds. The BPW approved a waste relocation payment at their meeting last night. They thought that would be the last, but there will be more waste relocation next year. On July 27 the DPW will be meeting with the three bidders on the Cedar Creek water system.

Board Comment

Comm MacCready touched on the 800 MHz radio and its effect on the fire departments in the area.

Comm Housler felt the City made some very pointed accusations with no proof regarding our Building Department. They need to be willing to come up with something more than accusations.

Comm Howie stated that the budget process will begin in August.

Chairman's Comments

Comm Mitchell agreed with Gordie Maxwell. He would like to see more information come back before signing the agreement with the City regarding building inspections.

Adjourn

**MOTION by Comm Taylor, seconded by Comm Howie to adjourn at
6:40 p.m.**

All in favor.

Gideon Mitchell, Chairperson

Elaine L. Richardson, County Clerk